

RESOLUTION 2010-29

A RESOLUTION APPROVING CONSERVATION EASEMENT FOR THE CENTRAL PLATTE NATURAL RESOURCES DISTRICT

WHEREAS, JOHN M. FORD and JEAN FORD, husband and wife, are the owners of the following described real estate, to-wit:

A part of the East Half (E½) of Section Twenty-Five (25), in Township Nine (9) North, Range Twenty-Two (22) West of the 6th P.M., in Dawson County, Nebraska, described as follows, to wit: Commencing at a point on the North section line of said Section Twenty-Five (25), 749.5 feet East of the Northwest corner of the Northeast Quarter (NE¼) of said Section (also described as the quarter corner of the North line of said Section, a distance of 1,877.0 feet to the Northeast (NE) corner of said Section Twenty-Five (25); Thence South Zero degrees Seventeen minutes East (S 0°17'E), a distance of 2,815.5 feet along the East line of said Section; Thence North Seventy-Six degrees Forty-Two and one-half minutes West (N76°42½'W), a distance of 710.5 feet; Thence North Four degrees Two-Hundredths minute West (N4°.02'W), a distance of 514.4 feet; Thence North Eighteen degrees Fifty-Six minutes West (N18°56'W), a distance of 769.7 feet; Thence North Three degrees One-Hundredths minute East (N3°.01'E), a distance of 549.5 feet; Thence North Seven degrees Thirty-Three minutes West (N7°33'W), a distance of 230.6 feet; Thence North Thirteen degrees Twenty-Four minutes West (N13°24'W), a distance of 257.0 feet; Thence North Twenty-Nine degrees Fifty-Seven minutes West (N29°57'W), a distance of 54.3 feet; Thence West parallel with the North line of said Section a distance of 825.3 feet; Thence North a distance of 340.0 feet to the North line of said Section and to the place of beginning; Containing a total of 62.209 acres, of which the North 5.342 acres are included in the highway right-of-way, leaving a net total acreage of 56.867 acres; EXCEPT a tract of land located in the Northeast quarter of Section Twenty-Five (25), Township Nine (9) North, Range Twenty-Two (22) West of the 6th P.M., Dawson County, Nebraska, described as follows: REFERRING to the Northwest corner of the Northeast Quarter (NE¼) of Section Twenty-Five (25); Thence Southerly, along the West line of said Northeast Quarter (NE¼), a distance of 90.00 feet to a point on the South right-of-way line of U.S. Highway No. 283; Thence Easterly deflecting 90 degrees 00 minutes 00 seconds left, along the South right-of-way line of U.S. Highway No. 283, a distance of 774.74 feet to the true point of beginning; Thence continuing along the

last described line, along the South right-of-way line of U.S. Highway No. 283, a distance of 40.26 feet to a point; Thence Southerly deflecting 90 degrees 00 minutes 00 seconds right, along the South right-of-way line of said U.S. Highway No. 283, a distance of 35.00 feet to a point; Thence Northwesterly deflecting 95 degrees 27 minutes 06 second West, a distance of 40.45 feet to a point; Thence Northerly deflecting 84 degrees 32 minutes 54 seconds right, a distance of 31.16 feet to the point of beginning, containing 0.03 acres more or less.

WHEREAS, the Central Platte Natural Resources District is desirous of obtaining a conservation easement from JOHN M. FORD and JEAN FORD, husband and wife, on the real estate legally described hereinabove and JOHN M. FORD and JEAN FORD, husband and wife, is desirous of selling a conservation easement to the Central Platte Natural Resources District on the real estate legally described hereinabove; and

WHEREAS, Central Platte Natural Resources District and JOHN M. FORD and JEAN FORD, husband and wife, have submitted a request to The City of Lexington, Nebraska for the approval of a conservation easement on the real estate legally described hereinabove; and

WHEREAS, pursuant to NEB. REV. STAT. §76-2,112 (2009), on November 9, 2010, the City of Lexington forwarded the easement request to the City of Lexington Planning and Zoning Commission for their review and recommendations regarding the conformity of the proposed acquisition to comprehensive planning for the area; and

WHEREAS, also pursuant to NEB. REV. STAT. §76-2,112 (2009) on December 1, 2010, the City of Lexington Planning and Zoning Commission recommended approval of the easement at their regularly scheduled meeting; and

NOW, BE IT RESOLVED by the City of Lexington that the designated conservation easement on the real estate legally described hereinabove and more specifically set forth in the Deed of Conservation Easement attached hereto as Exhibit "A" and incorporated herein by this reference, should be, and hereby is, approved.

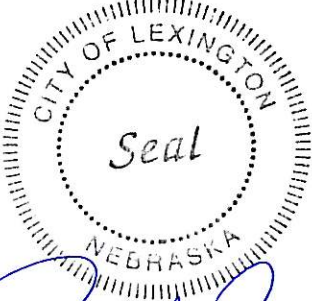
Resolution moved by Council Member John Salem

Seconded by Council Member Joni Bennett

Vote:

Mayor Fagot:	For <input checked="" type="checkbox"/>	Against <input type="checkbox"/>	Abstained <input type="checkbox"/>	Not Present <input type="checkbox"/>
Council Member Tomasek:	For <input checked="" type="checkbox"/>	Against <input type="checkbox"/>	Abstained <input type="checkbox"/>	Not Present <input type="checkbox"/>
Council Member Bennett:	For <input checked="" type="checkbox"/>	Against <input type="checkbox"/>	Abstained <input type="checkbox"/>	Not Present <input type="checkbox"/>
Council Member Miller:	For <input checked="" type="checkbox"/>	Against <input type="checkbox"/>	Abstained <input type="checkbox"/>	Not Present <input type="checkbox"/>
Council Member Salem:	For <input checked="" type="checkbox"/>	Against <input type="checkbox"/>	Abstained <input type="checkbox"/>	Not Present <input type="checkbox"/>

PASSED AND ADOPTED this 14th day of December, 2010.



Pamela Berke

Pam Berke, City Clerk

CITY OF LEXINGTON

John Fagot

John Fagot, Mayor

1754-39/331016