

**RESOLUTION NO. 2018 - 08**

WHEREAS, the City has by Ordinance No. 2408 approved the conveyance of the following described real estate owned by the City of Lexington, to-wit:

A tract of land being part of the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$ ), of Section Seventeen (17), Township Nine (9) North, Range Twenty-one (21) West of the 6<sup>th</sup> Principal Meridian, Dawson County, Nebraska, and more particularly described as follows:

Referring to a mag nail at the Southeast Corner of the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$ ) of Section Seventeen (17) and assuming the East line of said Southwest Quarter (SW $\frac{1}{4}$ ) as bearing N 01°23'19" E and all bearings contained herein are relative thereto;

Thence N 01°23'19" E on said East line a distance of 1000.00 feet;

Thence N 89°21'45" W a distance of 85.01 feet to a survey spike on the West Right of Way line of U.S. Highway 283;

Thence N 01°23'19" E on said West Right of Way line a distance of 169.63 feet to a 5/8" rebar w/cap at the Southeast corner of a tract of land described in Warranty Deed, recorded as Instrument 2009-2740 in the Dawson County Register of Deeds Office, and the ACTUAL POINT OF BEGINNING;

Thence N 88°39'04" W on the South line of said tract a distance of 414.34 feet to a 5/8" rebar w/cap at the Southwest corner of said tract;

Thence N 01°20'58" E on the West line of said tract a distance of 25.00 feet to a 5/8" rebar w/cap;

Thence S 88°39'04" E a distance of 414.36 feet to a 5/8" rebar w/cap on said West Right of Way line;

Thence S 01°23'19" W on said West Right of Way line a distance of 25.00 feet to the Point of Beginning.

WHEREAS, the above described real estate shall be conveyed to S & Holdings, L.L.C. pursuant to Ordinance No. 2408;

WHEREAS the City of Lexington has since passed Resolution 2018-07 approving the subdivision of certain real estate including the above described real estate, which addition is known as Commerce First Addition to the City of Lexington, Dawson County, Nebraska;

WHEREAS, included in said subdivision is the dedication of real estate establishing Commerce Road;

WHEREAS, pursuant to Ordinance No. 2408, and in consideration of the conveyance set forth above, S & H Holdings, L.L.C. shall dedicate to the City of Lexington any and all real estate owned by S & Holdings, L.L.C. which is a part of the Commerce Road as set forth on the plat of Commerce First Addition to the City of Lexington, Dawson County, Nebraska.

WHEREAS, Notice of Ordinance No. 2408 has been duly published and the time for remonstrance has passed, and no petition against such sale has been filed.

BE IT THEREFORE RESOLVED by the Council and President of the Council of the City of Lexington, Nebraska, that Joe Peplitsch, as City Manager for the City of Lexington is hereby directed and authorized on behalf of the City to execute a deed conveying the above described property to S & H Holdings, L.L.C., in accordance with the terms and conditions for such sale as set forth in Ordinance No. 2408 and as set forth in this Resolution.

PASSED AND APPROVED July 10, 2018



BY:

John Fagot  
John Fagot, Mayor

ATTEST:

Camela Baruth  
City Clerk