

RESOLUTION NO. 07-_____

WHEREAS, the City has by Ordinance No. 2241 approved the sale of the following described real estate owned by the City, to-wit:

A tract of land being the Southeast Quarter (SE ¼), part of the Northeast Quarter (NE ¼), part of the Northwest Quarter (NW ¼) and part of the Southwest Quarter (SW ¼) of Section Twenty (20), Township Eleven (11) North, Range Twenty-One (21) West of the Sixth Principal Meridian, Dawson County, Nebraska, and more particularly described as follows: Beginning at the Northeast corner of said Section 20 and assuming the east line of said Northeast Quarter as bearing S 00°50'55" E and all bearings contained herein are relative thereto; thence S 00°50'55" E and on said east line a distance of 2621.71 feet to the Southeast corner of the Northeast Quarter, said point also being the Northeast corner of the Southeast Quarter; thence S 00°52'56" E and on the east line of said Southeast Quarter a distance of 2625.62 feet to the Southeast corner of said Section 20; thence N 89°07'18" W and on the south line of said Southeast Quarter a distance of 2614.9 feet to the Southwest corner of the Southeast Quarter, said point also being the Southeast corner of the Southwest Quarter; thence N 89°07'01" W and on the south line of said Southwest Quarter a distance of 851.63 feet; thence N 10°31'45" E a distance of 2566.2 feet to the line common to said Southwest Quarter and the Northwest Quarter; thence N 07°42'17" W a distance of 673.19 feet; thence N 00°00'30" W a distance of 626.09 feet; thence S 71°45'26" E a distance of 730.13 feet; thence N 02°50'16" W a distance of 1583.52 feet to the north line of said Northeast Quarter, said point being 213.04 feet east of the Northwest corner of said Northeast Quarter; thence N 89°25'04" E and on the north line of said Northeast Quarter a distance of 2393.35 feet to the place of beginning. Containing 350.12 acres, more or less.

WHEREAS, Notice of such Ordinance 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 John Fagot, as President of the Council is hereby directed and authorized on behalf of the City to execute a deed conveying the above described property to LEXINGTON AREA SOLID WASTE AGENCY., the purchaser thereof.

PASSED AND APPROVED this 11th DAY OF DECEMBER, 2007.

CITY OF LEXINGTON, NEBRASKA

BY: _____
John Fagot, Mayor

ATTEST:

City Clerk

WARRANTY DEED

The CITY OF LEXINGTON, NEBRASKA, a municipal corporation in the State of Nebraska, Grantor, in consideration of Two Hundred Seventy Thousand and No/Hundredths Dollars (\$270,000.00), receipt of which is hereby acknowledged, conveys to LEXINGTON AREA LANDFILL AGENCY, Grantee, the following described real estate (as defined in Neb. Rev. Stat. 76-201) in Dawson County, Nebraska:

A tract of land being the Southeast Quarter (SE ¼), part of the Northeast Quarter (NE ¼), part of the Northwest Quarter (NW ¼) and part of the Southwest Quarter (SW ¼) of Section Twenty (20), Township Eleven (11) North, Range Twenty-One (21) West of the Sixth Principal Meridian, Dawson County, Nebraska, and more particularly described as follows: Beginning at the Northeast corner of said Section 20 and assuming the east line of said Northeast Quarter as bearing S 00°50'55" E and all bearings contained herein are relative thereto; thence S 00°50'55" E and on said east line a distance of 2621.71 feet to the Southeast corner of the Northeast Quarter, said point also being the Northeast corner of the Southeast Quarter; thence S 00°52'56" E and on the east line of said Southeast Quarter a distance of 2625.62 feet to the Southeast corner of said Section 20; thence N 89°07'18" W and on the south line of said Southeast Quarter a distance of 2614.9 feet to the Southwest corner of the Southeast Quarter, said point also being the Southeast corner of the Southwest Quarter; thence N 89°07'01" W and on the south line of said Southwest Quarter a distance of 851.63 feet; thence N 10°31'45" E a distance of 2566.2 feet to the line common to said Southwest Quarter and the Northwest Quarter; thence N 07°42'17" W a distance of 673.19 feet; thence N 00°00'30" W a distance of 626.09 feet; thence S 71°45'26" E a distance of 730.13 feet; thence N 02°50'16" W a distance of 1583.52 feet to the north line of said Northeast Quarter, said point being 213.04 feet east of the Northwest corner of said Northeast Quarter; thence N 89°25'04" E and on the north line of said Northeast Quarter a distance of 2393.35 feet to the place of beginning. Containing 350.12 acres, more or less.

Grantor covenants with the Grantee, that Grantor:

- 1. Is lawfully seized of such real estate and that it is free from encumbrances, except easements, reservations, covenants and restrictions of record;
- 2. Has legal power and lawful authority to convey the same;
- 3. Warrants and will defend the title to said premises against the lawful claims of all persons;
- 4. That sale of the above described real estate was directed by Ordinance No. 2241, adopted by the Lexington City Council on November 13, 2007; that said Ordinance was published three consecutive weeks in a legal newspaper, and no remonstrance was filed within thirty days of the last publication; that execution of this Deed was authorized by resolution of the City Council on December 11, 2007.

Executed December _____, 2007.

CITY OF LEXINGTON, NEBRASKA

(Seal of City)

By: _____
John Fagot, Mayor

STATE OF NEBRASKA)
) ss.
COUNTY OF DAWSON)

The foregoing instrument was acknowledged before me on December _____, 2007, by John Fagot, Mayor of the City of Lexington, Nebraska.

Notary Public