RESOLUTION NO. 08-

RESOLUTION OF THE CITY OF LEXINGTON ACCEPTING THE GIFT OF REAL ESTATE FROM M & H ENTERPRISES;.

WHEREAS, the City of Lexington has received a deed from M & H Enterprises, representing a gift of the following described real estate, to-wit:

Lot 1, Block 2, Paulsen's First Addition to the City of Lexington, Dawson County, Nebraska;

WHEREAS, the governing body has determined that it is in the best interests of the City to acquire said real estate;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, DAWSON COUNTY, NEBRASKA, AS FOLLOWS:

That the gift of real estate M & H Enterprises is hereby accepted, and that said real estate shall be dedicated to and used for park purposes and other public purposes in the City of Lexington, Nebraska;

Passed and approved this	day of January, 2008.
	CITY OF LEXINGTON, NEBRASKA.
ATTEST:	Mayor
Deputy City Clerk	

Heldt & McKeone

ATTORNEYS AT LAW

STEVEN H. HELDT, P.C. TOD A. McKEONE, P.C. AMBER L. ACKERSON P.O. BOX 1050 710 NORTH GRANT LEXINGTON, NEBRASKA 68850 PHONE 308-324-5151 FAX 308-324-0303 heldtmckeonelaw@yahoo.com

December 20, 2007

City of Lexington Attention: Mr. Joe Pepplitsch 406 E. 7th Street Lexington, Nebraska 68850

Dear Joe:

Enclosed please find Warranty Deed wherein M & H Enterprises conveys to the City of Lexington Lot 1, Block 2, Paulsen's First Addition to the City of Lexington in keeping with the provisions of the Subdivision Agreement for Paulsen's First Addition. The Subdivision Agreement, as amended, provides that Lot 1, Block 2, Paulsen's First Addition would be dedicated to the City for park and/or recreational purposes. We would ask the City of Lexington to accept this Deed in keeping with the Subdivision Agreement.

Very truly yours,

HELDT & McKEONE

STEVEN H. HELDT

SHH:sb Enclosure

WARRANTY DEED

M & H ENTERPRISES, a Nebraska Partnership, GRANTOR, in consideration of dedication to the GRANTEE, THE CITY OF LEXINGTON, conveys to GRANTEE, the following described real estate (as defined in Neb. Rev. Stat. 76-201):

Lot One (1), Block Two (2), Paulsen's First Addition to the City of Lexington, Dawson County, Nebraska.

GRANTOR covenants (jointly and severally, if more than one) with GRANTEE that GRANTOR:

- (1) is lawfully seised of such real estate and that it is free from encumbrances, subject, however, to easements of record, apparent easements, public highways and all governmental rules and regulations;
 - (2) has legal power and lawful authority to convey the same;
- (3) warrants and will defend title to the real estate against the lawful claims of all persons.

Executed: December 14, 200 7.

		M & H ENTERPRISES, a Nebraska Partnership By STEVEN H. HELDT, Partner
	_	M & H ENTERPRISES, a Nebraska Partnership By TOD A M-KEONE Restreet
		TOD A. McKEONE, Partner M & H ENTERPRISES, a Nebraska Partnership By MICHELE M. McKEONE, Partner
STATE OF NEBRASKA,)) ss.	

December 14, 200 7, by STEVEN H. HELDT, TOD A. McKEONE, and MICHELE M. McKEONE, Partners of M & H Enterprises, a Nebraska Partnership, for and on behalf of the Partnership.

GENERAL NOTARY - State of Nebraska

AMBER L ACKERSON

My Comm. Exp. Oct. 2, 2010

Notary Public

