

ORDINANCE NO. _____

AN ORDINANCE DIRECTING THE SALE OF PART OF TRACT 1, WAL-MART SUBDIVISION TO THE CITY OF LEXINGTON, DAWSON COUNTY, NEBRASKA; TO PROVIDE FOR PUBLICATION AND THE RIGHT OF REMONSTRANCE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA, AS FOLLOWS:

Section 1. That for valuable consideration, to-wit: an exchange of like-kind property, the following described real estate shall be transferred to the O'REILLY AUTOMOTIVE STORES, INC., a Missouri Corporation, to-wit:

Part of Tract 1, Wal-Mart Subdivision, according to the recorded plat thereof, City of Lexington, Dawson County, Nebraska, and described by metes and bounds as follows;

Commencing at the Northeast corner of said Tract 1, Wal-Mart Subdivision (as platted); thence South 89°08'00" West, 15.00 feet along the North line of said Tract 1 (as platted) to the West right of way of Plum Creek Parkway (US Highway 283) as defined in Book 140, Page 10; thence South 0°00'00" West, 20.1 feet along said West right of way to the point of beginning; thence continuing South 0°00'00" West, 25.00 feet along said West right of way; thence South 89°08'00" West, 185 feet; thence North 0°00'00" East, 25.00 feet; thence North 89°08'00" East, 185 feet to the point of beginning.

Containing 4,625 square feet or 0.106 acres of land, more or less.

Basis of bearings: Assumed North line of Tract 1, Wal-Mart Subdivision to be South 89°08'00" West as shown on recorded plat.

Section 2. That immediately upon adoption, notice of this Ordinance shall be published in a legal newspaper for three (3) consecutive weeks; that if remonstrance against such sale signed by legal electors equal in number to thirty percent (30%) of the electors of the City voting at the last regular municipal election shall be filed with the Lexington City Clerk within

thirty (30) days of such publication, such property shall not then, nor within one (1) year thereafter be sold.

PASSED AND APPROVED October ____, 2012.

CITY OF LEXINGTON, NEBRASKA,

BY: _____
Mayor

ATTEST:

City Clerk