

RESOLUTION 2015 - 08

A RESOLUTION OF THE CITY OF LEXINGTON, NEBRASKA, APPROVING, ACCEPTING, AND ORDERING FOR FILING A DEED OF DEDICATION FOR PUBLIC RIGHT OF WAY PURPOSES.

WHEREAS, Kenneth L. Beans, and his successors and assigns, by his attorney in fact Peggy Cole (“Grantors”), desires to dedicate to the City of Lexington, a tract of land legally described herein, for public right of way purposes; and

WHEREAS, such dedication is on the condition Grantors’ abutting real estate is not subject to assessments for the maintenance, repair, and reconstruction of said right of way, including paving, utilities, conduit, or lateral and supporting structures for such right of way; and

WHEREAS, the City of Lexington desires to accept, approve, and order for filing such dedication, subject to said conditions; and

WHEREAS, the City Council has determined it would be in the best interests of the City of Lexington, Nebraska, to accept, approve, and order for filing such dedication, subject to the conditions herein described.

BE IT THEREFORE RESOLVED, that the Deed of Dedication to the City of Lexington, Dawson County, Nebraska, from KENNETH L. BEANS, by his attorney in fact Peggy Cole, of the following described real estate, to be used as Public Right-of-Way, to-wit:

A tract of land being part of the East Half of the Southwest Quarter (E¹/₂SW¹/₄) of Section Eight (8), Township Nine (9) North, Range Twenty-one (21) West of the Sixth Principal Meridian, Dawson County, Nebraska, and more particularly described as follows:

BEGINNING at a 5/8” rebar at the Southwest corner of Wal-Mart Subdivision, a Subdivision in the City of Lexington, Dawson County, Nebraska, and assuming the South line of said Wal-Mart Subdivision as bearing N 89°58’12” E and all bearings contained herein are relative thereto; thence N 89°58’12” E on said South Line a distance of 640.08 feet to the West Right-of-Way line of Nebraska State Highway #283; thence S00°49’57” W on said West Right-of-Way line a distance of 28.52 feet; thence S 89°10’03”E continuing on said West Right-of-Way line a distance of 43.32 feet; thence S 01°09’13” W continuing on said West Right-of-Way line a distance of 20.84 feet; thence S 89°58’12” W parallel to and 50.00 feet Southerly of said South line of Wal-Mart Subdivision a distance of 683.29 feet to the Southerly extension of the West line of said Wal-Mart Subdivision;

thence N 00°50'11" E on said Southerly extension a distance of 50.01 feet to the Point of Beginning.

is hereby approved, accepted and ordered filed and recorded in the office of the Register of Deeds of Dawson County, Nebraska, and hereafter said real estate shall be a Public Street, subject to the ordinances, rules and regulations of the City.

BE IT FURTHER RESOLVED, that such Deed of Dedication shall be subject to the condition that Grantors' abutting real estate shall not be subject to assessments for the maintenance, repair, and reconstruction of said right of way, including paving, utilities, conduit, or lateral and supporting structures for such right of way.

Passed and approved _____, 2015

John Fagot, Mayor

ATTEST:

City Clerk