

RESOLUTION NO. 88-6

WHEREAS, written request has been received from IBP Inc. for disconnection of certain real estate from the corporate limits of the City of Lexington, Nebraska; and

WHEREAS, IBP Inc. has acquired an option to purchase said property, and has requested a decision on the disconnection issue prior to exercise of the option; and

WHEREAS, disconnection of such property including the industrial buildings located thereon, is consistent with the previously adopted policy of allowing industrial development facilities to remain outside of the City limits.

BE IT THEREFORE RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA, that good cause exists to disconnect from the corporate limits of the City of Lexington, Nebraska, the following described property, to-wit:

The Southeast Quarter of Section 8, Township 9 North, Range 21, West of the 6th P.M., Dawson County, Nebraska, EXCEPT a tract of land beginning at the Northwest corner of said Southeast Quarter of Section 8, thence South along the West boundary line of said Section a distance of 850 feet, thence East along a line parallel to the North boundary line of said Section a distance of 1000 feet, thence North along a line parallel to the West boundary line a distance of 850 feet, thence West along the North boundary line of said section a distance of 1000 feet to the point of beginning EXCEPT a strip of land 100 feet wide, the center of which is more particularly described in the Right of Way Deed conveying the same to Drainage District Number One of Dawson County, Nebraska, dated 6/25/29 and recorded 6/8/31 in Book 17 of Misc. Records, Page 538; EXCEPT three strips of land conveyed to the State of Nebraska by Warranty Deeds dated 3/24/53 and recorded 5/1/53, in Book 98, Page 13, dated 12/7/67 and recorded 2/1/68 in Book 111, Page 112, and dated 10/8/86 and recorded 11/19/86 in Book 139, Page 620, AND EXCEPT a tract of land conveyed to New Holland Inc., by Deed dated 3/26/86 and recorded 3/28/86 in Book 138, Page 604.

BE IT FURTHER RESOLVED that the mayor and council hereby agree that the above described real estate will be disconnected from the corporate limits of the City of Lexington, Nebraska, for as long as it is operated as a beef processing facility, without further application, at such time as IBP Inc. has