
City of Broken Bow

Monday, September 10, 2012

City Council Regular Session

Resolutiion 2012-13 authorizing the sale of Lots at Indian Hills

Staff Contact: City Attorney

Councilman _____ introduced the following resolution and moved its adoption:

RESOLUTION2012-13

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BROKEN BOW, NEBRASKA, that:

1. The City Council hereby directs the sale by the City of Broken Bow, Nebraska of real estate described as follows, to-wit:

A TRACT OF LAND LOCATED IN THE SE ¼ OF THE SW ¼ OF SECTION 29, T17N, R20W OF THE 6TH P.M., CUSTER COUNTY, NEBRASKA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE POINT 110.0' NORTH OF THE SW CORNER OF VACATED BLOCK OF 56, RAILROAD ADDITION TO BROKEN BOW, CUSTER COUNTY, NEBRASKA, SAID POINT BEING THE NW CORNER OF A TRACT OF LAND RECORDED IN DEED BOOK 189, PAGE 675 (RECORDED IN THE CUSTER COUNTY REGISTER OF DEEDS OFFICE); THENCE N 00'26'38" W ON THE EAST LINE OF 17TH AVENUE (MILLER STREET). 680.00'; THENCE N 89'33'22" E 318.13' TO THE CENTERLINE OF VACATED NORTH H STREET (WAITE STREET); THENCE S 00'17'03" W 319.91' TO THE CENTERLINE OF VACATED NORTH G STREET (HOLCOMB STREET); THENCE S 01'52'44" E 155.90' TO THE NW CORNER OF A TRACT OF LAND RECORDED IN DEED BOOK 197, PAGE 408 (RECORDED IN THE CUSTER COUNTY REGISTER OF DEEDS OFFICE); THENCE S 00'09'55" E ON THE WEST LINE OF SAID DEEDED TRACT OF LAND 7.96' TO THE NE CORNER OF A TRACT OF LAND RECORDED IN DEED BOOK 212, PAGE 259; THENCE N 89'43'35" W ON THE NORTH LINE OF SAID DEEDED TRACT IN DEED BOOK 212, 79.16' TO THE NW CORNER OF SAID DEEDED TRACT; THENCE S 00'58'32" W ON THE WEST LINE OF SAID DEEDED TRACT 6.37' TO THE NE CORNER OF A TRACT OF LAND RECORDED IN DEED BOOK 210, PAGE 26 (RECORDED IN THE CUSTER COUNTY REGISTER OF DEEDS OFFICE); THENCE S 89'59'13" W ON THE NORTH LINE OF 2 TRACTS OF LAND RECORDED IN DEED BOOK 210, PAGE 26, AND DEED BOOK 189, PAGE 675, (RECORDED IN THE CUSTER COUNTY REGISTER OF DEEDS OFFICE), 236.67' TO THE POINT OF BEGINNING, CONTAINING 4.91 ACRES MORE OR LESS

in the following manner and on the following terms: The sale shall be by sealed bids for cash to be opened at the Council Chambers in the City of Broken Bow, Nebraska, commencing at 12:00 Noon on _____, 2012. Bids to be submitted by 12:00 _____, 2012. A minimum price of \$_____ is established. The sale shall be for cash. The marketability of the title to the property is not guaranteed. The City will not furnish to the purchaser an abstract of title or title insurance.

2. The Clerk shall cause notice of the sale and terms of the sale to be given by publication once each week for three consecutive weeks in the Custer County Chief, a legal newspaper of

general circulation in the City of Broken Bow, Nebraska.

3. If within thirty days after the third publication of the notice a remonstrance against such sale is signed by registered voters of the City equal in number to thirty percent of the registered voters of the City voting at the last regular municipal election held therein and is filed with the governing body of such City, such property shall not then, nor within one year thereafter, be sold. If the date for filing the remonstrance falls upon a Saturday, Sunday, or legal holiday, the signatures shall be collected within the thirty-day period, but the filing shall be considered timely if filed or postmarked on or before the next business day.

4. The City reserves the right to reject all bids for said tract.

Passed and approved this 10th day of September, 2012.

Mayor

Attest:

City Clerk

Councilman _____ seconded the motion for the adoption of the above resolution. The Mayor stated the motion and the City Clerk called the roll. On roll call, the following voted in favor of the passage of said motion: _____. The following voted against the same: _____. The Mayor thereupon declared said motion carried and said resolution adopted.

Published: September 20, 27 and October 4, 2012