

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING PAYMENT TO JOHN ROBERT SUMMITT AND CAROLYN DAVIS SUMMITT FOR A RIGHT-OF-WAY EASEMENT RELATIVE TO CONTRACT NO. E-03-027, INTERSECTION IMPROVEMENT IGOU GAP ROAD AT JENKINS ROAD, FOR TRACT NO. 25, PROPERTY LOCATED AT 1846 JENKINS ROAD, CHATTANOOGA, TN 37421, TAX MAP NO. 159G-E-003, FOR AN AMOUNT NOT TO EXCEED FIFTY DOLLARS (\$50.00).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That it is hereby authorizing payment to John Robert Summitt and Carolyn Davis Summitt for a Right-of-Way Easement relative to Contract No. E-03-027, Intersection Improvement Igou Gap Road at Jenkins Road, for Tract No. 25, property located at 1846 Jenkins Road, Chattanooga, TN 37421, Tax Map No. 159G-E-003, for an amount not to exceed \$50.00.

ADOPTED: _____, 2013

/mms

City of Chattanooga



Resolution/Ordinance Request Form

Date Prepared: June 28, 2013

Preparer: Dennis Malone

Department: Public Works

Brief Description of Purpose for Resolution/Ordinance:

Res./Ord. # _____ Council District # 4

Council approval is requested to authorize payment to John Robert Summitt and Carolyn Davis Summitt, for a Right-of-Way Easement, relative to Contract E-03-027, Intersection Improvement Igou Gap Road at Jenkins Road, for Tract No. 25, property located at 1846 Jenkins Road, Chattanooga, TN 37421, Tax Map No. 159G-E-003, in the amount not to exceed \$50.00.

Name of Vendor/Contractor/Grant, etc.	John Robert Summitt & Carolyn Davis Summitt	New Contract/Project? (Yes or No)	<u>No</u>
Total project cost \$	<u>50.00</u>	Funds Budgeted? (YES or NO)	<u>No</u>
Total City of Chattanooga Portion \$	<u>50.00</u>	Provide Fund	<u>4016</u>
City Amount Funded \$	<u>50.00</u>	Provide Cost Center	<u>K12105</u>
New City Funding Required \$	_____	Proposed Funding Source if not budgeted	_____
City's Match Percentage %	_____	Grant Period (if applicable)	_____
List all other funding sources and amount for each contributor.			
<u>Amount(s)</u>	_____	<u>Grantor(s)</u>	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
Agency Grant Number	_____		
CFDA Number if known	_____		

Other comments: (Include contingency amount, contractor, and other information useful in preparing resolution)

Requested in FY14 Capital Budget (GENERAL FUNDS)

Approved by: [Signature]

Reviewed by: FINANCE OFFICE DESIGNATED OFFICIAL/ADMINISTRATOR

Please submit completed form to @budget, City Attorney and City Finance Officer

Revised: 1/26/09

MAIL TAX BILL TO:
John Robert Summitt &
Carolyn Davis Summitt
1846 Jenkins Road
Chattanooga, Tennessee 37421
(TAX MAP NO. 159G E 003)

TRACT # 25

THIS INSTRUMENT PREPARED BY:
City of Chattanooga, Tennessee
Department of Public Works
Engineering Division
Development Resource Center
1250 Market Street
Chattanooga, Tennessee 37402

RIGHT-OF-WAY

FOR AND IN CONSIDERATION OF FIFTY DOLLAR (\$50.00) to be paid upon council approval the sufficiency of which is hereby acknowledged, John Robert and Carolyn Davis Summitt, the owners of Property No. 159G E 003 as shown on a Hunnicutt Tax Map, in the city of Chattanooga, Tennessee, does hereby give, grant, bargain, sell, and convey unto the City of Chattanooga, Tennessee, a municipal corporation, its successors and assigns, a right-of-way for public street purposes over and across the hereinafter described lands.

Said right-of-way is located in the City of Chattanooga, Hamilton County, Tennessee, and being designated as Hunnicutt Tax Map No. 159G E 003, as shown by deed of record in Book 9709, Page 89, in the office of the Register of Hamilton County, Tennessee. Said right-of-way being more particularly described as follows:

BEGINNING AT A POINT at the intersection of the existing eastern right-of-way line of Jenkins Road and the existing southern right-of-way of Igou Gap Road, being the northwestern property corner of John Robert Summitt & Carolyn Davis Summitt, as recorded in book 9709, page 89 in the office of the Register of Hamilton County, Tennessee; thence South 68 degrees, 40 minutes and 29 seconds East along said existing right-of-way line of Igou Gap Road, a distance of 24.81 feet, more or less, to a point on the proposed right-of-way line; thence along said proposed right-of-way a curve to the left having a radius of 137.50 feet, a chord bearing and distance of North 81 degrees, 30 minutes and 25 seconds West, 18.27 feet, more or less to a point; thence along said proposed right-of-way a curve to the left having a radius of 22.50 feet, a chord bearing and distance of South 84 degrees, 40 minutes and 17 seconds West, 7.82 feet, more or less to a point on the existing eastern right-of-way line of Jenkins Road; thence North 21 degrees, 21 minutes and 25 seconds East along said existing right-of-way line, a distance of 7.57 feet, more or less, to the **POINT OF BEGINNING**, containing 73 square feet, or 0.002 acre, as shown on Drawing No. E03027-TRACT 25 attached and made a part of this document.

TEMPORARY CONSTRUCTION EASEMENT

Also included is a construction easement on said lot for the necessary cut and fill slopes to bring said street to the grade shown on the aforesaid plans. Said construction easement being more particularly described as follows:

containing 201 square feet, or 0.005 acre, as shown on Drawing No. E03027-TRACT 25 attached and made a part of this document.

I also by these presents do hereby transfer, convey, and grant unto the City above referenced easement on, through, under, and across the portion of said property for said purpose, and, I do hereby release and discharge the City from any and all damages and claims whatsoever resulting from such construction and maintenance; provided, however, that said City where and when required or necessary will restore said premises and any and all shrubbery, fences, or walks, as near as is feasible, to the same conditions as they were before the construction.

TO HAVE AND TO HOLD the above-described property as a right-of-way and temporary construction easement for public street purposes unto the said City and its successors in title.

IN TESTIMONY WHEREOF, the grantors have hereunto set their signatures this the 25 day of June 2013.

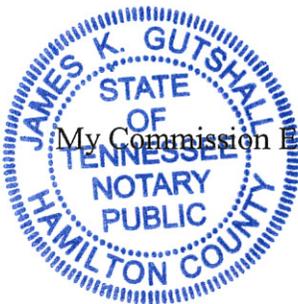
Name John Summitt
Name Cathy Summitt

STATE OF TENNESSEE:

COUNTY OF HAMILTON:

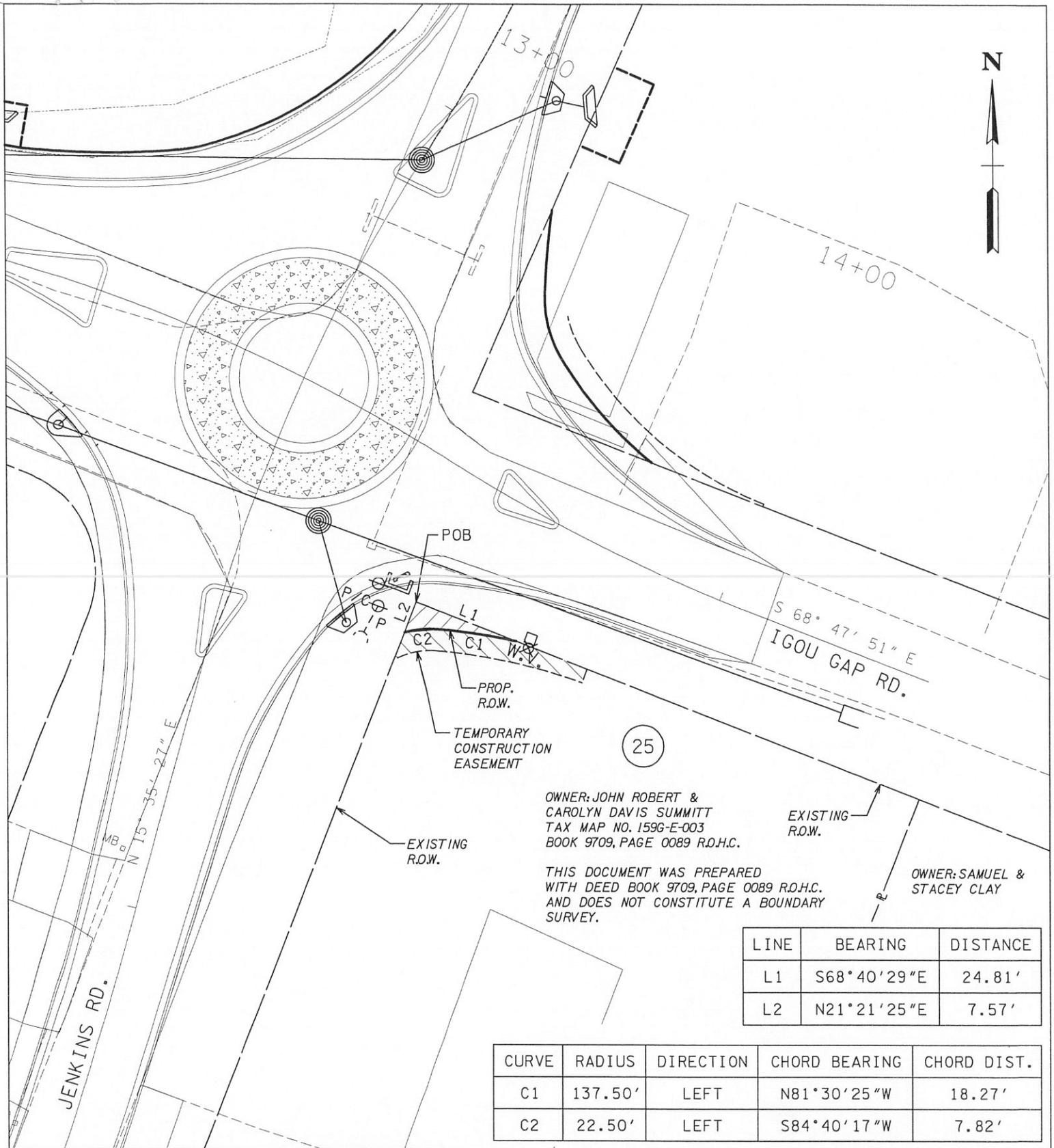
On this 25 day of June 2013, before me personally appeared John R. Summitt and Cathy D. Summitt with whom I am personally acquainted, and who upon oath acknowledged themselves to be the persons described in the foregoing instrument and acknowledged that they executed the same as their free act and deed.

WITNESS MY HAND and Notarial Seal in said State and County of the day and year above written.



James K. Gutshall
NOTARY PUBLIC

My Commission Expires: 2-4-2014



OWNER: JOHN ROBERT &
 CAROLYN DAVIS SUMMITT
 TAX MAP NO. 159G-E-003
 BOOK 9709, PAGE 0089 R.O.H.C.

THIS DOCUMENT WAS PREPARED
 WITH DEED BOOK 9709, PAGE 0089 R.O.H.C.
 AND DOES NOT CONSTITUTE A BOUNDARY
 SURVEY.

OWNER: SAMUEL &
 STACEY CLAY

LINE	BEARING	DISTANCE
L1	S68°40'29"E	24.81'
L2	N21°21'25"E	7.57'

CURVE	RADIUS	DIRECTION	CHORD BEARING	CHORD DIST.
C1	137.50'	LEFT	N81°30'25"W	18.27'
C2	22.50'	LEFT	S84°40'17"W	7.82'

TRACT NO.	OWNERSHIP	BOOK	PAGE	RIGHT-OF-WAY REQUIRED	TEMP. CONST. ESMT. REQD.
25	JOHN ROBERT & CAROLYN DAVIS SUMMITT	9709	89	73 S.F. .002 ACRE	201 S.F. .005 ACRE
	TAX MAP # 159G-E-003				

CITY OF CHATTANOOGA DEPT. OF PUBLIC WORKS ENGINEERING DIVISION	SCALE: 1"= 30'	DATE: MARCH 14, 2013
	REVISION:	DWG. E03027-TRACT 25