

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING PAYMENT TO KENNETH CORNELL CASTLEBERRY AND MARY FRANCIS CASTLEBERRY FOR A TEMPORARY CONSTRUCTION EASEMENT RELATIVE TO CONTRACT NO. E-03-027, GOODWIN ROAD EXTENSION – GUNBARREL ROAD TO JENKINS ROAD, FOR TRACT NO. 20, PROPERTY LOCATED AT 2002 JENKINS ROAD, CHATTANOOGA, TN 37421, TAX MAP NO. 159B-D-020, FOR AN AMOUNT NOT TO EXCEED FIVE HUNDRED TWENTY-EIGHT AND 31/100 DOLLARS (\$528.31).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That it is hereby authorizing payment to Kenneth Cornell Castleberry and Mary Francis Castleberry for a Temporary Construction Easement relative to Contract No. E-03-027, Goodwin Road Extension – Gunbarrel Road to Jenkins Road, for Tract No. 20, property located at 2002 Jenkins Road, Chattanooga, TN 37421, Tax Map No. 159B-D-020, for an amount not to exceed \$528.31.

ADOPTED: _____, 2013

/mms

City of Chattanooga



Resolution/Ordinance Request Form

Date Prepared: July 9, 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 Kenneth Cornell Castleberry and Mary Francis Castleberry, for a Temporary Construction Easement, relative to Contract E-03-027, Goodwin Road Extension - Gunbarrel Road to Jenkins Road, for Tract No. 20, property located at 2002 Jenkins Road, Chattanooga, TN 37421, Tax Map No. 159B-D-020, in the amount not to exceed \$528.31.

Name of Vendor/Contractor/Grant, etc.	Kenneth Cornell Castleberry Mary Francis Castleberry	New Contract/Project? (Yes or No)	<u>No</u>
Total project cost \$	<u>528.31</u>	Funds Budgeted? (YES or NO)	<u>No</u>
Total City of Chattanooga Portion \$	<u>528.31</u>	Provide Fund	<u>4016</u>
City Amount Funded \$	<u>528.31</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*)

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:
Kenneth Cornell &
Mary Frances Castleberry
2002 Jenkins Road
Chattanooga, Tennessee 37421
(TAX MAP NO. 159B D 020)

TRACT # 20

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

TEMPORARY CONSTRUCTION EASEMENT

FOR AND IN CONSIDERATION OF FIVE HUNDRED TWENTY EIGHT AND THIRTY ONE HUNDRETHS DOLLAR (\$528.31) to be paid upon council approval the sufficiency of which is hereby acknowledged, Kenneth Cornell Castleberry and Mary Frances Castleberry, the owners of Property No. 159B D 020 as shown on a Hunnicutt Tax Map, in the city of Chattanooga, Tennessee, do hereby authorize the CITY OF CHATTANOOGA, TENNESSEE, a municipal corporation, to enter upon their property for the purposes of roadway and sidewalk construction and necessary appurtenances, including a reasonable working area adjacent to the sidewalk.

Located in the City of Chattanooga, Hamilton County, Tennessee, as shown by deed of record in Book 2703, Page 886, in the office of the Register of Hamilton County, Tennessee. Said temporary construction easement being more particularly described as follows:

containing 2297 square feet, or 0.053 acre, as shown on Drawing No. E03027-TRACT 20 attached and made a part of this document.

We 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 purposes and we 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 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 1st day of July 2013.

Name ✓ Kenneth C. Castleberry
Name ✓ Mary F. Castleberry

STATE OF TENNESSEE:

COUNTY OF HAMILTON:

On this 1st day of JULY 2013, before me personally appeared Kenneth C. Castleberry and MARY F. Castleberry 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

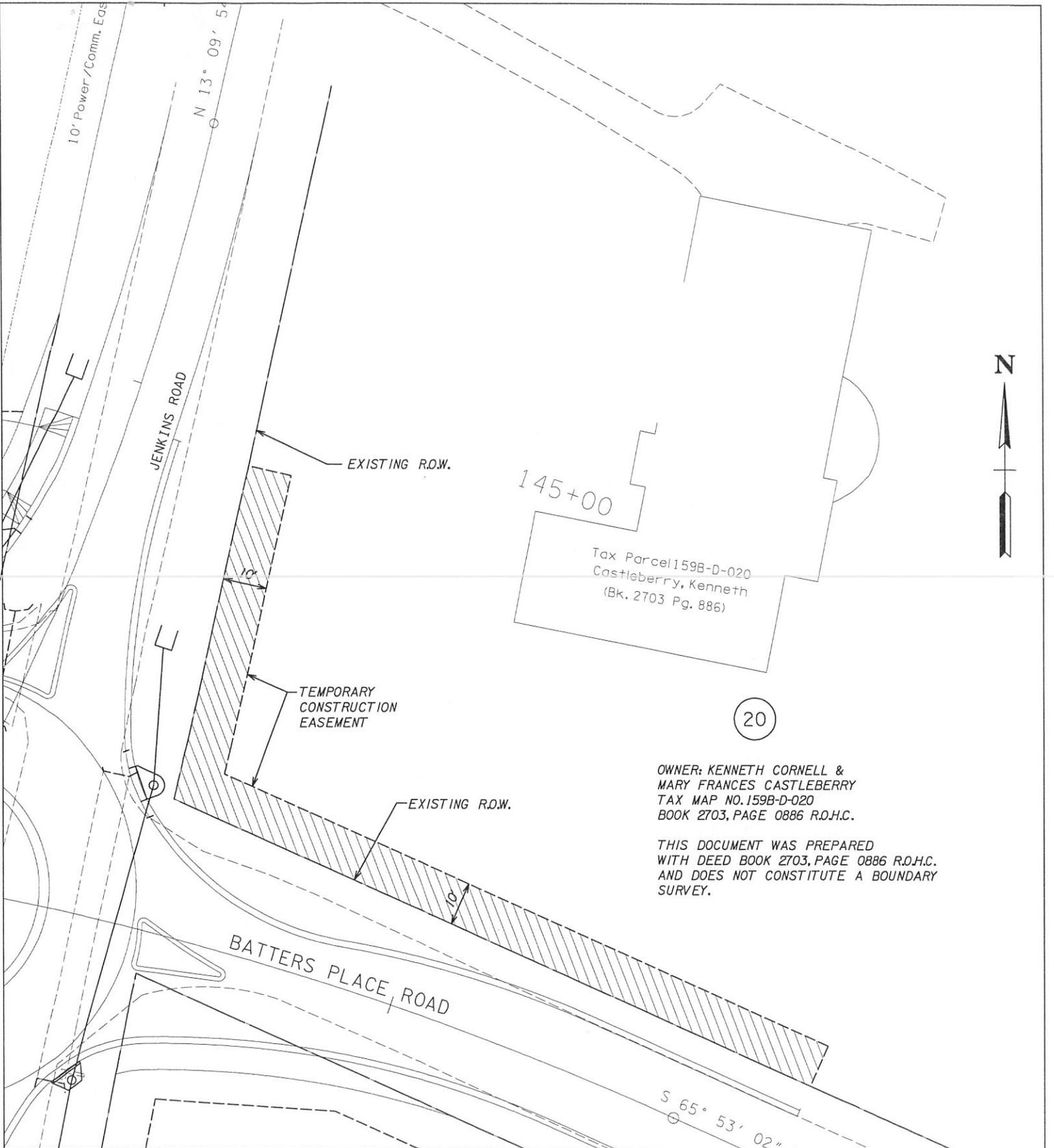
day and year above written.



James K. Gutshall

NOTARY PUBLIC

My Commission Expires: 2-4-2014



145+00

Tax Parcel 159B-D-020
 Castleberry, Kenneth
 (Bk. 2703 Pg. 886)

20

OWNER: KENNETH CORNELL &
 MARY FRANCES CASTLEBERRY
 TAX MAP NO. 159B-D-020
 BOOK 2703, PAGE 0886 R.O.H.C.

THIS DOCUMENT WAS PREPARED
 WITH DEED BOOK 2703, PAGE 0886 R.O.H.C.
 AND DOES NOT CONSTITUTE A BOUNDARY
 SURVEY.

TRACT NO.	OWNERSHIP			BOOK	PAGE	RIGHT-OF-WAY REQUIRED	TEMP. CONST. ESMT. REQD.
	KENNETH CORNELL & MARY FRANCES CASTLEBERRY						
20	TAX MAP # 159B-D-020			2703	886	N/A	2297 S.F. .053 ACRE

CITY OF CHATTANOOGA
 DEPT. OF PUBLIC WORKS
 ENGINEERING DIVISION

SCALE: 1" = 30'
 REVISION:

DATE: MARCH 14, 2013
 DWG. E03027-TRACT 20