

AGREEMENT FOR TEMPORARY CONSTRUCTION OCCUPANCY

Agreement made and entered into by and between the CITY OF GRAND ISLAND, a municipal corporation of the State of Nebraska, herein referred to as "City", and BRIAN O LAUB and JANEL L LAUB, Husband and Wife, herein referred to as "Owner", whether one or more.

Recitals

WHEREAS, the City intends to construct Water Main District 471T adjacent to property owned by Owner; and

WHEREAS, it may be necessary for the City, its officers, agents, employees, contractors, subcontractors, and authorized representatives to enter upon, travel over, excavate, clear, backfill, store materials upon, and otherwise use the lands herein described which are owned by Owner during the afore mentioned construction project.

NOW, THEREFORE, in consideration of the mutual promises and covenants contained within this agreement, the parties agree as follows:

Section One Right of Entry

Owner hereby grants to the City, its officers, agents, employees, contractors, subcontractors, and authorized representatives the right to enter upon the following described real estate:

A tract of land comprising a part of the Southeast Quarter of the Southwest Quarter (SE1/4, SW1/4) of Section Twenty-seven (27), Township Eleven (11) North, Range Nine (9) West of the 6th P. M., Hall County, Nebraska, and more particularly described as follows:

Commencing at the southwest corner of the Southeast Quarter of the Southwest Quarter (SE1/4, SW1/4) of Section Twenty-seven (27), Township Eleven (11) North, Range Nine (9) West; thence northerly along the westerly line of said Southeast Quarter of the Southwest Quarter (SE1/4, SW1/4), a distance of Sixty-seven (67.0) feet to a point on the northerly right-of-way line of U.S. Highway 34, being the ACTUAL Point Of Beginning; thence continuing northerly along the last described course, a distance of One Hundred (100.0) feet; thence easterly parallel with the northerly line of said U.S. Highway 34, a distance of One Hundred (100.0) feet; thence southerly parallel with the westerly line of said Southeast Quarter of the Southwest Quarter (SE1/4, SW1/4), a distance of One Hundred (100.0) feet to the northerly right-of-way line of said U.S. Highway 34; thence westerly along the northerly right-of-way line of said U.S. Highway 34, a distance of One Hundred (100.0) to the Said Point Of Beginning. The described tract contain 0.23 acres more or less.


to do such work as may be necessary or appropriate for the construction of Water Main District 471T and related facilities on or adjacent to such property. Such right of entry shall include, but not be limited to the right to enter upon, travel over, excavate, clear fences, drives, trees, bushes, and other improvements, backfill, store materials upon, and otherwise use the above described premises.

Section Two Term of Agreement

The premises may be occupied and used by the City for the purposes related hereto during the period beginning upon execution of this agreement and continuing until the construction work for Water Main District 471T has been completed.

CITY OF GRAND ISLAND, NEBRASKA
A Municipal Corporation of the Stat of Nebraska

By: 
Jeremy L. Jensen, Mayor

Attest: 
RaNae Edwards, City Clerk

Approved as to Form: 
Stacy Nonhof, Asst. City Attorney

Date: 12/12/2017

