

RESOLUTION NO. 24473

A RESOLUTION AUTHORIZING JUDSON JADOOBIRSINGH TO USE TEMPORARILY THE CITY'S RIGHT-OF-WAY ALONG 41ST STREET FROM 16TH AVENUE TO 15TH AVENUE TO INSTALL A FOUR INCH (4") SEWER LATERAL, AS SHOWN ON THE DRAWING ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That Judson Jadoobirsingh (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the City's right-of-way along 41st Street from 16th Avenue to 15th Avenue to install a four inch (4") sewer lateral, as shown on the drawing attached hereto and made a part hereof by reference.

BE IT FURTHER ORDAINED, That said temporary usage shall be subject to the following additional conditions:

1. Temporary User shall submit a drawing for the City Engineer's approval.
2. The sewer lateral shall be at least twenty-four inches (24") below the ground level.
3. The back fill shall be inspected by the City Engineers.
4. Temporary User shall execute the Indemnification Agreement attached hereto in favor of the City of Chattanooga, its officers, agents and employees for any and all claims for damages for injuries to persons or property related to or arising out of the temporary usage.
5. Temporary User agrees to vacate the property and temporary use upon reasonable notice from the City to do so.
6. Temporary User shall provide adequate access for maintenance of any utilities located within the easement.

ADOPTED: June 14, 2005.

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and JUDSON JADOOBIRSINGH (hereinafter "Temporary User"), this the 14th day of June, 2005.

For and in consideration of the granting of the temporary usage of the City's right-of-way along 41st Street from 16th Avenue to 15th Avenue to install a four inch (4") sewer lateral, as shown on the drawing attached hereto and made a part hereof by reference, the receipt of which is hereby acknowledged, Temporary User agrees as follows:

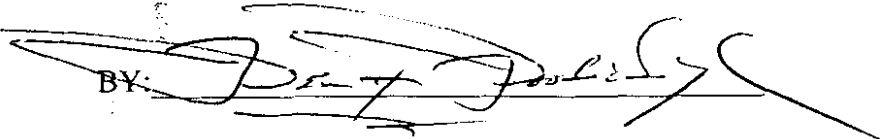
1. Temporary User will defend, and hold harmless the City of Chattanooga, Tennessee, its officers, agents and employees from any and all claims for damages for injuries to persons or property related to or arising out of the aforementioned temporary use.

2. Temporary User will vacate the property and temporary use upon reasonable notice from the City to do so; the parties hereto agree that "reasonable notice" shall be deemed to be thirty (30) days. Temporary User will restore the property to its original condition when it is returned to the City.

3. Temporary User will provide adequate access for maintenance of any utilities located within the easement.

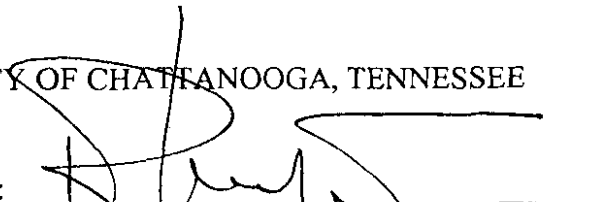
JUDSON JADOOBIRSINGH

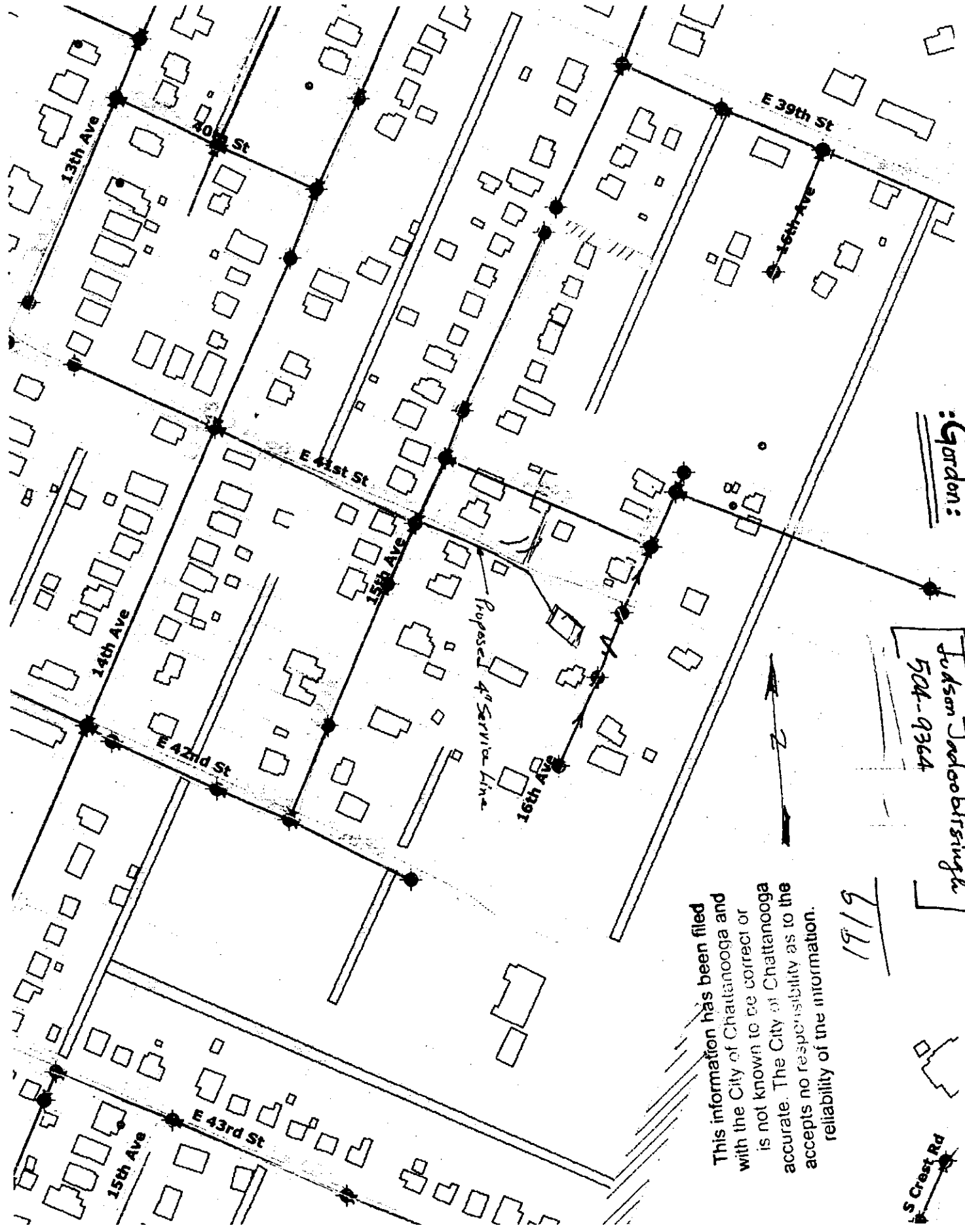
_____, 2005
Date

BY: 

CITY OF CHATTANOOGA, TENNESSEE

6/24, 2005
Date

BY: 
Ron Littlefield, Mayor



Gordon:

Jackson Jacobobitsingh
504-9364



This information has been filed with the City of Chattanooga and is not known to be correct or accurate. The City of Chattanooga accepts no responsibility as to the reliability of the information.

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S Crest Rd