

RESOLUTION NO. 24908

A RESOLUTION AUTHORIZING ROBERT L. HAYNES TO USE TEMPORARILY AN UNOPENED ROAD BEHIND 2110 EAST 21ST STREET TO INSTALL A WATER LINE, 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 Robert L. Haynes (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily an unopened road behind 2110 East 21st Street to install a water line, 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 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.
2. Temporary User agrees to vacate the property and temporary use upon reasonable notice from the City to do so.
3. Temporary User shall provide adequate access for maintenance of any utilities located within the easement.

ADOPTED: October 3, 2006

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and ROBERT L. HAYNES (hereinafter "Temporary User"), this 3rd day of October, 2006.

For and in consideration of the granting of the temporary usage of an unopened road behind 2110 East 21st Street to install a water line , 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.

ROBERT L. HAYNES

_____, 2006
Date

BY: _____

10/9, 2006
Date

CITY OF CHATTANOOGA, TENNESSEE

BY: _____

/add

Ron Littlefield, Mayor

1803 E 23RD ST

2105 TINSLEY PL

2103 TINSLEY PL

21st

2009 TINSLEY PL

2003 TINSLEY PL

Tinsley

Tinsley

2110 TINSLEY PL

2010 TINSLEY PL

2006 TINSLEY PL

2008 TINSLEY PL

1807 E 23RD ST

2118 E 24th ST

Asphalts + Stearns

Water Lines

Hawthorne

2105 LYNNBROOK AVE

TOTAL P. 04