

RESOLUTION NO. 25468

A RESOLUTION AUTHORIZING LEARA N. MORRIS TO USE TEMPORARILY THE RIGHT-OF-WAY FOR THE 600 BLOCK OF CREST DRIVE TO GAIN ACCESS TO AN UNDEVELOPED EASEMENT, AS SHOWN ON THE DRAWINGS 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 Leara N. Morris (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the right-of-way of the 600 block of Crest Drive to gain access to an undeveloped easement, as shown on the drawings attached hereto and made a part hereof by reference.

BE IT FURTHER RESOLVED, 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: April 1, 2008

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and LEARA N. MORRIS (hereinafter "Temporary User"), this 1st day of APRIL, 2008.

For and in consideration of the granting of the temporary usage of the right-of-way of the 600 block of Crest Drive to gain access to an undeveloped easement, as shown on the drawings attached hereto and made a part hereof by reference, the receipt of which is hereby acknowledged, Temporary User agrees as follows:

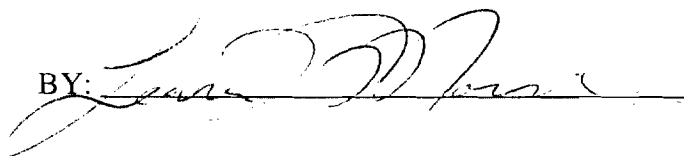
1. Temporary User will defend, and hold harmless the City of Chattanooga, Tennessee, its officers, agents and employees from any and all claims for damages for injuries to persons or property related to or arising out of the aforementioned temporary use.

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.

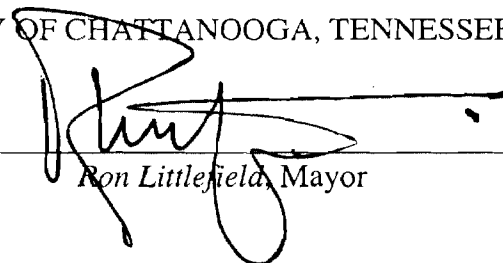
LEARA N. MORRIS

4/21/08, 2008
Date

BY: 

CITY OF CHATTANOOGA, TENNESSEE

April 2, 2008
Date

BY: 
Ron Littlefield, Mayor

/add

L Morris
636 Reads Lake Road

J Anderson
628 Reads Lake Road

Leara Morris & Amy Clark ROW
Temp Use #1305

Al Shiflett
609 Crest Drive

Undeveloped Tract requiring
access on Crest Drive

Temp. Usage Request #1207
Al Shiflett
601 Crest Drive

Al Shiflett
607 Crest Drive

John Palmer
608 Crest Drive

Proposed location of Gate
Shiflett Relinquished Temp Use
#1207

John Palmer
0000 Crest Drive

Wanda Bunce
600 Crest Drive

