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4/11/19

RESOLUTION NO. 2019-57

A RESOLUTION ACCEPTING AND APPROVING A CORRECTIVE DEDICATION AGREEMENT FROM SWEETWATER STATION, LLC, A WYOMING LIMITED LIABILITY COMPANY, AND AUTHORIZING TIMOTHY A. KAUMO, AS MAYOR OF THE CITY OF ROCK SPRINGS, WYOMING, AND MATTHEW L. MCBURNETT, AS CITY CLERK OF THE CITY OF ROCK SPRINGS, TO EXECUTE SAID AGREEMENT ON BEHALF OF THE CITY.

WHEREAS, Sweetwater Station, LLC, a Wyoming Limited Liability Company, does hereby agree to give, grant and dedicate to the City of Rock Springs the property described and fully set forth in Exhibit "A", attached hereto and by this reference incorporated herein, together with all improvements installed in or upon said property, for use by the general public as a public street and right-of-way forever; and,

WHEREAS, the Governing Body of the City of Rock Springs has said Corrective Dedication Agreement before it and has given it careful review and consideration.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF ROCK SPRINGS, STATE OF WYOMING:

Section 1. That the terms and provisions of the Corrective Dedication Agreement with Sweetwater Station, LLC, a Wyoming Limited Liability Company, attached hereto and by this reference made a part hereof, is hereby accepted and approved by the City of Rock Springs, Wyoming.

Section 2. That the Mayor of the City of Rock Springs be, and he is hereby, authorized, empowered and directed to execute said Corrective Dedication Agreement on behalf of said City; and that the City Clerk of said City, be and he is hereby, authorized and directed to attest to said Corrective Dedication Agreement and to attach to said agreement a certified copy of this Resolution.

PASSED AND APPROVED this _____ day of _____, 2019.

President of the Council

Mayor

Attest:

City Clerk

CORRECTIVE DEDICATION AGREEMENT

SWEETWATER STATION, LLC, a Wyoming limited liability company, of 1213 Sand Pointe Circle, Rock Springs, Sweetwater County Wyoming 82901, for and in consideration of the mutual covenants herein contained, does hereby agree to give, grant and dedicate to the CITY OF ROCK SPRINGS, WYOMING, of 212 D Street, Rock Springs, Sweetwater County, Wyoming 82901, the property described and fully set forth in Exhibit "A", attached hereto and by this reference incorporated herein, together with all improvements installed in or upon said property, including, but not limited to, curb, gutter, sidewalk, asphalt or concrete street pavement for the use by the general public as a public street and or right-of-way, forever.

The CITY OF ROCK SPRINGS, SWEETWATER COUNTY, WYOMING, agrees to accept said gift, grant and dedication of a public street and/or right-of-way upon the following terms and conditions, to-wit:

1. This Corrective Dedication Agreement pertains to required public improvements that have been installed and previously accepted by the City Engineer. The improvements have been deemed to be dedicated to the City; and this Corrective Dedication Agreement shall be recorded in the Office of the Sweetwater County Clerk by the City.
2. From and after the original effective date of the dedication of the improvements to the City, the City accepted all responsibility for maintenance and repair of said street and/or right-of-way and shall keep and maintain it as a public street and/or right-of-way and shall perform all duties and obligations imposed upon it for such purpose.
3. From and after the original effective date of the dedication of improvements to the City, the City shall indemnify, defend and hold harmless Sweetwater Station, LLC, its officers, directors, employees and agents from and against any and all suits actions, legal or administrative proceedings, claims, demands, damages, liabilities, interests, attorneys' fees, costs and expenses of whatsoever kind or nature arising or in any manner caused, occasioned or contributed to in whole or in part by reason of any action, omission, fault or negligence of the City in operation, maintenance or repair of the facilities conveyed by this agreement.

THIS CORRECTIVE DEDICATION AGREEMENT IS BEING RECORDED TO CORRECT AND AMEND THE NAME OF THE GRANTOR IN THAT CERTAIN DEDICATION AGREEMENT RECORDED April 21, 2011, IN BOOK 1182, PAGE 649-652.



1682 SUNSET DRIVE
ROCK SPRINGS, WYOMING 82901
PHONE: (307) 362-7519
FAX: (307) 362-7569
E-MAIL: mail@jfc-wyo.com

Legal Description

March 21, 2019

JFC File 6188

Identification: *Proposed Roadway Dedication – Summit Drive
Located in Federal Lot 4,
Section 16, T 19 N, R 105 W, 6th P.M.,
Rock Springs, Sweetwater County, Wyoming.*

Owner: Sweetwater Station, LLC

A parcel of land located in Federal Lot 4 of Section 16, Resurvey Township 19 North, Range 105 West of the Sixth Principal Meridian, Rock Springs, Sweetwater County, Wyoming and being more particularly described as follows:

Beginning at the northwest corner of said Section 16;

Thence South 0°13'16" West along the west line of said Section 16 for a distance of 50.00 feet to the TRUE POINT OF BEGINNING;

Thence continuing South 0°13'16" West along the west line of said Section 16 for a distance of 1269.18 feet to the southwest corner of said Federal Lot 4;

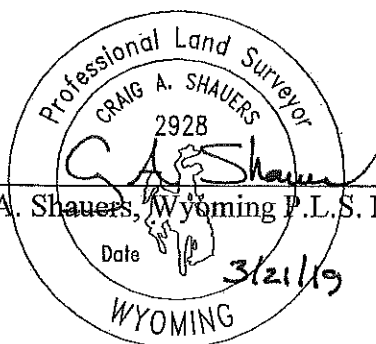
Thence South 88°57'37" East along the southerly boundary of said Federal Lot 4 for a distance of 49.10 feet to the southwest corner of the Sweetwater Station LLC tract described in Book 1020, Page 310 (Future Phase 2 of the Sweetwater Station Addition to the City of Rock Springs);

Thence North 0°13'16" East for a distance of 1269.72 feet along a line parallel with and 49.10 feet easterly of the west line of said Section 16;

Thence North 89°35'23" West for a distance of 49.10 feet to the TRUE POINT OF BEGINNING.

The above described parcel contains an area of 1.431 acres, more or less and is subject to any rights-of-way and/or easements which have been legally acquired. The basis of bearing for said parcel is North 89°35'23" West along the north line of the northwest quarter of said Section 16.

Craig A. Shauers, Wyoming P.L.S. No. 2928
Date 3/21/19



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EXHIBIT A

