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CITY OF BETHEL

BOOK 0077 PAGE 887

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Introduced by: Planning Commission
Date: October 14, 1997
Action: Adopted
Vote: 5-Yes, 1-No (Williams)

RESOLUTION #97-51

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BETHEL, ALASKA, DEDICATING A PUBLIC RIGHT-OF WAY IN PORTIONS OF LOTS 3 AND 4, SECTION 13, T8N, R72W, S.M.

WHEREAS, the City of Bethel, Alaska (City) is the owner of Lots 3 and 4, Section 13, T8N, R72W, S.M. located within the City of Bethel, and

WHEREAS, the Yukon-Kuskokwim Health Corporation (YKHC) has requested that the City dedicate portions of Lots 3 and 4 as a public right-of-way to provide access from Kasayuli Subdivision to the public road system in Bethel; and

WHEREAS, YKHC has undertaken, as part of the development of Kasayuli Subdivision, to construct a public road to city standards within this requested right-of-way portion of Lots 3 and 4 to accomplish this public access; and

WHEREAS, YKHC has agreed to place sufficient funds in escrow, naming the City as beneficiary, as assurance for the satisfactory completion of the public improvements relating to the development of Kasayuli Subdivision, of which the aforementioned road within this right-of-way is a part.

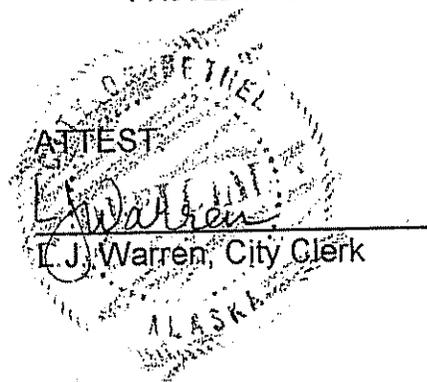
NOW, THEREFORE, BE IT RESOLVED By The City Council Of The City Of Bethel, Alaska, that:

Section 1. Upon YKHC establishing the aforementioned escrow account, the portions of Lots 3 and 4, Section 13, T8N, R72W, S.M. described in the attached Exhibit A to this Resolution is hereby dedicated as a public right-of-way.

Section 2. The City Manager is authorized to perform all acts necessary to implement the intent and purpose of this Resolution,

Section 3. This resolution shall take effect upon passage and approval.

PASSED AND APPROVED THIS 14TH DAY OF OCTOBER, 1997.



Agnes L. Phillips

Agnes L. Phillips, Mayor

ACCESS ROAD TO KASAYULI SUBDIVISIONLEGAL DESCRIPTION

That certain strip of Land being generally sixty (60) foot in width, except the southeasterly limits shall extend to and be in common with the northwesterly limits of US Survey 3729 when the herein described centerline is adjacent and generally parallel to said limits, for the purpose of a roadway and public use easement situated within Section Lot 3 and Section Lot 4 of Section 13, T. 8N., R. 72W., Seward Meridian, Alaska, being a portion of that certain parcel of land conveyed to the City of Bethel according to the Quit Claim Deed recorded in Book 30 at Pages 409 and 410, Bethel Recording District, State of Alaska, being more particularly described as follows: commencing at the closing corner of said Section 13, 14 and U.S. Survey 3729; thence, along the section line N. 0°02'W, for 287.25 feet to **True Point of Beginning**; thence, along the centerline of the herein described strip of land, S. 89°59'11"E., for 91.92 feet to an angle point being located thirty (30) feet northwesterly of the northwesterly line of U.S. Survey 3729 as defined by the line from Corner 3 to Corner 4 at U.S. Survey 3729; thence, along an irregular line generally following the northwesterly line off U.S. Survey 3729, N. 16°02'09"E. for 195.61 feet; thence continuing, N. 24°48'02"E. for 443.48 feet to an angle point; thence, departing N. 38°32'19"W. for 320.75 feet; thence, N. 23°30'00"E., for 191.74 feet to a point of intersection with the south line of Tract III, Bethel Airport according to the Declaration of Taking filed in Book 28 at Pages 431 thru 436 records of the Bethel Recording District, State of Alaska, said south line being the terminus of the herein described centerline and strip of land, the point of beginning of said declaration of taking bears S. 47°02'09"E., 347.37 feet more or less, containing 1.7 acres more or less; all in accordance with Exhibit 'A' attached hereto.

97-2416

18cc

RECORDED-FILED
 BETHEL RECORDING
 DISTRICT

DEC 4 10 03 AM '97

REQUESTED BY City of Bethel

ADDRESS _____