

**APPLICATION FOR PRIVATE WORKS OF ART ON CITY PROPERTY
IN DISTRICTS ZONED B-3, B-4 AND 'P'**

NOTE: Application must be filed 6 weeks prior to desired placement date

1. NAME OF APPLICANT: Friends of the Center for Great Plains Studies
1155 Q St, UNL
2. ADDRESS: Lincoln, NE 68588-0214 DAYTIME PHONE NO.: (402) 472-6220
3. NAME, ADDRESS AND TELEPHONE NUMBER of responsible contact person:
Reece Summers, Curator, Great Plains Art Collection, above address, (402) 472-0599
4. DETAILED DESCRIPTION of work of art including size, material, etc., and any supporting, anchoring, or enclosing structure for work of art; attach photograph or sketch:

Life size bronze sculpture of pioneer woman entitled "No Turning Back" by artist Veryl Goodnight. Sculpture, approximately 60" X 50" X 26", will be secured on a concrete foundation. Please see attached photograph and artist's biography.

-
5. TYPE AND FREQUENCY of maintenance required and performed by whom:
Staff of the Great Plains Art Collection will monitor condition of sculpture, prepare a
condition report annually, wax it every 6 months, and clean per artist's instructions.

Please see attached.

6. ATTACH EIGHT(8) COPIES OF A SITE PLAN DRAWN TO SCALE showing the exact location of the work of art and any supporting structure; include dimensions of art piece and distance from all existing structures, sidewalks, curbs, etc.
7. DATES requested for use of public property described above: From: 6/1/01 To: 11/30/01
8. CONSENT AND RELEASE FORM attached: Yes
9. ATTACH CERTIFICATE OF INSURANCE. (Applicant shall at all times maintain a policy of liability insurance with a minimum combined single limit of \$1,000,000 aggregate for any one occurrence. The insurance will name the City of Lincoln as an additional insured.)

HOLD HARMLESS AGREEMENT

Providing that the aforesaid requested use is granted, the Applicant, agrees to save and keep the City of Lincoln free and harmless from any and all loss or damages or claims for damages arising from or out of the use described above or the discontinuance of such use for which a permit may be granted. Applicant further understands this use of space is temporary and that applicant does not acquire any right, title, or interest in such space and may be required by the City at any time to vacate all or any part of the space covered by this application. Applicant further agrees to promptly remove any work of art placed under this permit, or to reimburse the City for the cost of moving such work of art and the Applicant will have no recourse against either the City or its officers or agents for any loss or damage occasioned by Applicant being required to vacate all or any part of the public space which said Applicant has been granted permission to use.

I have reviewed and accept all of the guidelines contained in the ordinance.

Signature: *Pam Stubbins* Date: *Oct 1, 2003*

Legal capacity of Applicant:

Additional comments by Applicant:

FOR CITY USE ONLY

Fee: 1st Year - \$50.00
Each Renewal - \$25.00

APPROVED:

Public Works Parks Other: _____
 Urban Design Committee Planning

(See attached reports)

udp\wp\privateart2



NO TURNING BACK
60 by 50 by 26 inches

Veryl Goodnight

Veryl Goodnight has been sculpting since 1973 and has been featured in major American art magazines and exhibits in prestigious shows, such as Artists of America, Denver, Colorado; Great American Artists, Cincinnati, Ohio; Masters of the American West at the Gene Autry Museum, Los Angeles, California; Cheyenne Governor's Invitational, Cheyenne, Wyoming and the Northwest Rendezvous in Helena, Montana. She is a member of the National Sculpture Society, Society of Animal Artists, Artists of America, Northwest Rendezvous and the American Academy of Equine Art.

Veryl is represented in private and corporate collections throughout the United States, Europe and Japan. Her seven-ton monument to freedom, 'The Day the Wall Came Down' is on display at the George Bush Presidential Library. The 'sister' casting was unveiled at The Allied Museum in Berlin, Germany by former President George Bush.

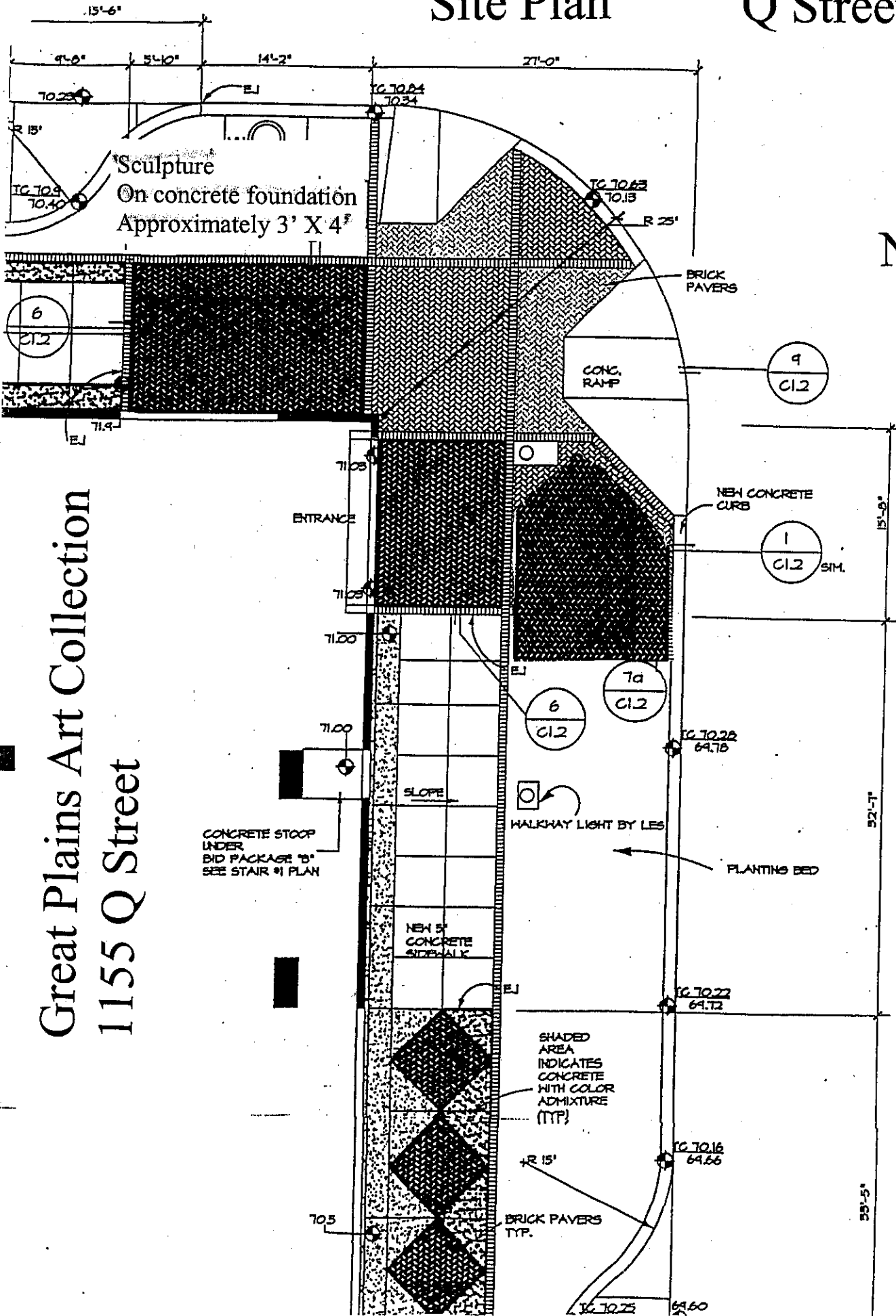
Other sculptures are on display at The Cowboy Hall of Fame in Oklahoma City, the Houston Astrodome, Brookgreen Gardens in South Carolina, the Lely Resort in Naples, Florida and the Old West Museum in Cheyenne, Wyoming.

Site Plan

Q Street



North



Great Plains Art Collection
1155 Q Street

12th Street

CONSENT AND RELEASE

IN CONSIDERATION of the City of Lincoln granting Friends of the Center for Great Plains Studies permission to exhibit the undersigned's Life size bronze sculpture of pioneer by Veryl Goodnight, (hereinafter "work of art") upon public right-of-way of the City of Lincoln, the undersigned hereby consents to said exhibition and hereby releases the City of Lincoln and its agents, officers, servants, and employees of and from any and all liability, claims, demand, actions, and causes of action whatsoever, arising out of or related to any loss, damage, or injury to any of the undersigned's work of art while said work of art is on exhibit upon said public property or public right-of-way.

The undersigned further consents to and agrees that the City may copy, reproduce, duplicate, broadcast, cablecast, display, portray, or utilize such work of art in any manner, in any form, or in any forum that it deems appropriate without paying any compensation to the undersigned, but with the express understanding that the granting of such rights to the city shall in no way waive or affect the copyright rights of Veryl Goodnight

In signing the foregoing Consent and Release, the undersigned hereby acknowledges and represents:

- (a) That he/she elects voluntarily to allow Friends of the Center for Great Plains Studies to exhibit his/her work of art upon public property or public right-of-way of the City of Lincoln, Nebraska.
- (b) That he/she voluntarily assumes all risk of loss, damage, or injury to his/her work of art while such work of art is on exhibit upon said public property or public right-of-way.

(c) That he/she has read the foregoing Consent and Release, understands it, and signs it voluntarily.

IN WITNESS WHEREOF the undersigned has signed this Consent and Release this _____ day of _____, 2003.

STATE OF NEBRASKA)
)
COUNTY OF LANCASTER)

The foregoing instruments was acknowledged before me this _____ day of _____, 2003, by _____.

Notary Public