

RESOLUTION NO. A-_____

1 WHEREAS, Resolution No. A-84981 adopted by the City Council for the City of
2 Lincoln on August 18, 2008 accepted the conveyance of a Deed of Historic Preservation Right
3 (Preservation Easement) from the Nebraska State Historical Society Foundation (“Grantor”) to
4 the City of Lincoln, Nebraska (“Grantee”) to conserve and protect the architectural features of
5 the Lewis-Syford House on property generally located at 700 North 16th Street and legally
6 described as the west half of Lots J and K, Tuttle Subdivision of Lot 1, Little’s Subdivision,
7 Lincoln, Lancaster County, Nebraska; and

8 WHEREAS, Kinder Porter Scott Family Foundation is the current owner and
9 successor in interest to Nebraska Historical Society Foundation; and

10 WHEREAS, the Kinder Porter Scott Family Foundation as Grantor and the City of
11 Lincoln, Nebraska as Grantee now desire to amend the Deed of Historic Preservation Right to
12 remove the prohibition against the erection of new structures and instead to allow the erection
13 of new structures upon the Grantor’s receipt of express written permission from the Grantee in
14 order to allow the new structure proposed by Grantor in its application for Special Permit No.
15 12019 to be erected and to further ensure the Grantor’s economic ability to preserve the historic
16 character of the Lewis-Syford House and the premises upon which it is located; and

17 WHEREAS, the Kinder Porter Scott Family Foundation, as Grantor, and the City of
18 Lincoln, Nebraska, as Grantee, further desire to amend the Deed of Historic Preservation Right
19 to correct the omission of the National Registration of Historic Places Registration Form for the
20 Lewis-Syford House as an attachment to the Deed of Historic Preservation Right and to amend
21 paragraph 20 to conform the Deed to the draft Deed of Historic Preservation Right included as
22 part of the record for the City Council, adoption of Ordinance No. 19079 declaring the Lewis-
23 Syford House an historic landmark; and

1 WHEREAS, the Kinder Porter Scott Family Foundation, as Grantor, and the City of
2 Lincoln, Nebraska, as Grantee, desire to further amend the Deed of Preservation Right to delete
3 the requirement that the Deed and amendments be executed in five counterparts.

4 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln,
5 Nebraska:

6 That on behalf of the City of Lincoln the attached Amendment No. 1 to Deed of
7 Historic Preservation Right, attached hereto marked as Attachment "A", is hereby accepted and
8 approved.

9 BE IT FURTHER RESOLVED that the Mayor is authorized or execute the
10 Amendment No. 1 to the Deed of Historic Preservation Right on behalf of the City of Lincoln,
11 Nebraska.

12 The City Clerk is directed to file the original Amendment No. 1 to Deed of Historic
13 Preservation Right with the Register of Deeds, filing fees to be paid in advance by the Kinder
14 Porter Scott Family Foundation. This Amendment No. 1 is to be indexed against the West Half
15 of Lots J and K, Tuttle Subdivision of Lot 1, Little's Subdivision, Lincoln, Lancaster County,
16 Nebraska.

17 The City Clerk is directed to return one fully executed Counterpart of Amendment
18 No. 1 to Deed of Historic Preservation Right to the Nebraska State Historical Society, 1500 R
19 Street, Lincoln, NE 68508.

Introduced by:

Approved as to Form and Legality:

City Attorney

Approved this ____ day of _____, 2012:

Mayor