



METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY

**JOHN COOPER
MAYOR**

**NASHVILLE DEPARTMENT OF TRANSPORTATION
AND MULTIMODAL INFRASTRUCTURE**

March 22, 2023

Ms. Kelly Flannery
Director of Finance
Metro Nashville and Davidson County

RE: Resolution authorizing the Director of Public Property, or his designee, to transfer to the State of Tennessee a temporary construction easement over a portion of property owned by the Metro, located within or adjacent to Broadway Avenue (Hwy 70)

Ms. Flannery,

This resolution will give the Director of Public Property the authority to transfer to the State of Tennessee a temporary construction easement located within of adjacent to Broadway Avenue (Hwy 70). This will provide TDOT access in collaboration with the construction work they are performing on the Broadway Avenue Bridge over the CSX Railroad and 11th Avenue.

Sincerely,

Darrell K. Moore

Darrell K. Moore
Technical Specialist/Project Administrator
Metro Nashville Public Works
615-862-8730
Darrell.Moore@nashville.gov

Exhibit A

EASEMENT

PROJECT
19019-2225-04COUNTY
DavidsonTRACT
9MAP/PARCEL
093-09-0 / 326.00

KNOW ALL MEN BY THESE PRESENTS, that the undersigned,

**METROPOLITAN GOVERNMENT OF NASHVILLE AND
DAVIDSON COUNTY, a body politic of the State of Tennessee**

("Grantor") has bargained and sold, and by these presents does transfer and convey unto the STATE OF TENNESSEE ("Grantee") the easement for the land, more particularly described as follows:

Located in Davidson County, Tennessee:

TEMPORARY CONSTRUCTION EASEMENT:

Parcel 1 – Beginning at the point of intersection of the present west right of way of 10th Ave. S and the present south right of way of S.R. 1 (Broadway), said point being 48.16 feet right of S.R. 1 (Broadway) proposed centerline station 109+60.61; thence with said present west right of way S 27° 10' 39" E 10 feet ± to a point; thence with the proposed margin of the herein described construction easement as follows: ⁽¹⁾ southwesterly 134 feet ±, ⁽²⁾ northwesterly 10 feet ± to a point, said point being 48.25 feet right of S.R. 1 (Broadway) proposed centerline station 108+26.52; thence with the present south right of way of S.R. 1 (Broadway) N 62° 33' 15" E 134.09 feet to the point of beginning.

Parcel 2 – Beginning at the point of intersection of the present south right of way of S.R. 1 (Broadway) and the present east right of way of S.R. 1 (Broadway), said point being 48.30 feet right of S.R. 1 (Broadway) proposed centerline station 107+65.28; thence with the proposed margin of the herein described construction easement as follows: ⁽¹⁾ southeasterly 10 feet ±, ⁽²⁾ southwesterly 53 feet ±, ⁽³⁾ southeasterly 10 feet ±, ⁽⁴⁾ southwesterly 17 feet ± to a point; thence with the present east CSX railroad right of way (State Project 19019-2225-04, Tract 14) N 27° 18' 17" W 20 feet ± to a point, said point being 62.16 feet left of CSX Railroad proposed centerline station 86+62.54; thence with the present south right of way of S.R. 1 (Broadway) N 62° 33' 15" E 69.77 feet to the point of beginning.

Parcels 1 and 2 combined contain 2204 square feet.

The above described property is hereby conveyed as an easement for the construction of a working area and erosion control outside of the proposed right of way line. The title to the above described land remains vested in the Grantor, and is to be used by the State of Tennessee, its contractors or assigns for a period of 2 years, from and after the commencement of construction, or until completion of the Highway Project as determined by the State of Tennessee Department of Transportation, whichever occurs first.

Being all or a portion of the property conveyed to Grantor under instrument of record in Deed Book 6681, Page 591 in the Register's Office of Davidson County, Tennessee.

REFERENCE: The legal descriptions of the property rights conveyed herein was taken from the right-of-way plans for the above referenced Highway Project on file with the Tennessee Department of Transportation in Nashville, Tennessee, and it was prepared by an employee or

agent of said Department. If and when metric data is contained in the said legal descriptions then that metric data is to be relied upon, as the English conversions are provided for information and convenience only.

The undersigned Grantor does hereby acknowledge that the property rights herein described are donated to the Grantee with full knowledge of the right to receive just compensation for same, such right being voluntarily waived and relinquished by the Grantor. Grantor hereby waives payment for the property conveyed herein and any other additions/features specifically noted herein or appearing in the Department of Transportation plans of the captioned project and tract, as well as payment for or the elimination of all actual or incidental damages to the remainder otherwise compensable under the Tennessee laws of eminent domain.

TO HAVE AND TO HOLD said easement and interest thereto belonging, except as may be specified otherwise herein, to the Grantee. Grantor covenants with the Grantee that Grantor is lawfully seized and possessed of said land in fee simple, has a right to convey the easement and the same is unencumbered.

And Grantor does further covenant and bind itself and its representatives, to warrant and forever defend the easement to the Grantee against the lawful claims of all persons whomsoever. Whenever used, the singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

Witness my hand this 21 day of March, ~~2022~~ 2023.

**METROPOLITAN GOVERNMENT OF
NASHVILLE AND DAVIDSON COUNTY, a
body politic of the State of Tennessee**

By: Abraham Wescott

Title: Public Property Director

STATE OF Tennessee)

COUNTY OF Sumner)

Before me, the undersigned, a Notary Public within and for the State and County aforesaid, duly commissioned and qualified, personally appeared Abraham Wescott, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who upon oath acknowledged himself/herself to be the Public Property Director of METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, a body politic of the State of Tennessee, the within named bargainor, and that he/she as such Public Property Director being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, a body politic of the State of Tennessee, by himself/herself as such Public Property Director.

WITNESS my hand and official seal at office this 21 day of March, ~~2022~~ 2023.

TERRI JAYNES
NOTARY PUBLIC

My Commission Expires:
March 3, 2026



This Instrument Prepared By:

Tennessee Department of Transportation
Region III – Right of Way
6601 Centennial Blvd.
Nashville, TN 37243

Easement Owner's Name and Address:

State of Tennessee
Tennessee Department of Transportation
James K. Polk Bldg., 7th Floor
Nashville, TN 37243-0337

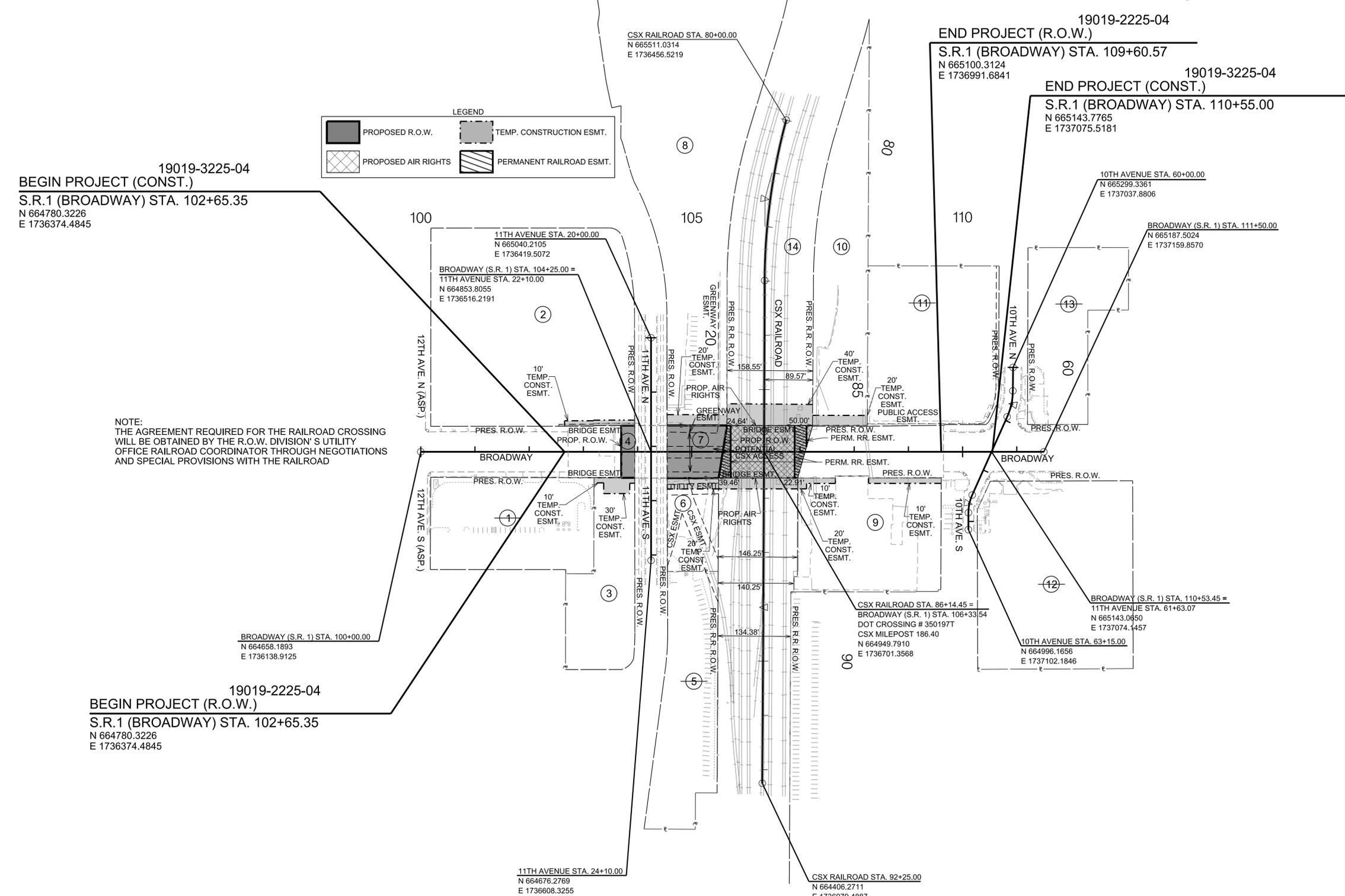
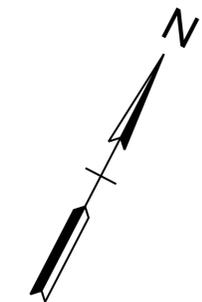
Mail Tax Bills To:

Owner is tax exempt

Property Addresses:

1001 Broadway
Nashville, TN 37203

TYPE	YEAR	PROJECT NO.	SHEET NO.
R.O.W.	2022	19019-2225-04	3B
CONST.	2022	19019-3225-04	3B



19019-3225-04
BEGIN PROJECT (CONST.)
 S.R.1 (BROADWAY) STA. 102+65.35
 N 664780.3226
 E 1736374.4845

19019-2225-04
BEGIN PROJECT (R.O.W.)
 S.R.1 (BROADWAY) STA. 102+65.35
 N 664780.3226
 E 1736374.4845

NOTE:
 THE AGREEMENT REQUIRED FOR THE RAILROAD CROSSING
 WILL BE OBTAINED BY THE R.O.W. DIVISION'S UTILITY
 OFFICE RAILROAD COORDINATOR THROUGH NEGOTIATIONS
 AND SPECIAL PROVISIONS WITH THE RAILROAD

LEGEND

	PROPOSED R.O.W.		TEMP. CONSTRUCTION ESMT.
	PROPOSED AIR RIGHTS		PERMANENT RAILROAD ESMT.

**CONSTRUCTION
 FIELD
 REVIEW**

SEALED BY

COORDINATES ARE NAD 83(2011), ARE
 DATUM ADJUSTED BY THE FACTOR
 OF 1.0006 AND TIED TO THE TGRN.
 ALL ELEVATIONS ARE REFERENCED
 TO THE NAVD 1988 WITH GEOID g2012bu7.

**STATE OF TENNESSEE
 DEPARTMENT OF TRANSPORTATION**

**PROPERTY
 MAP**

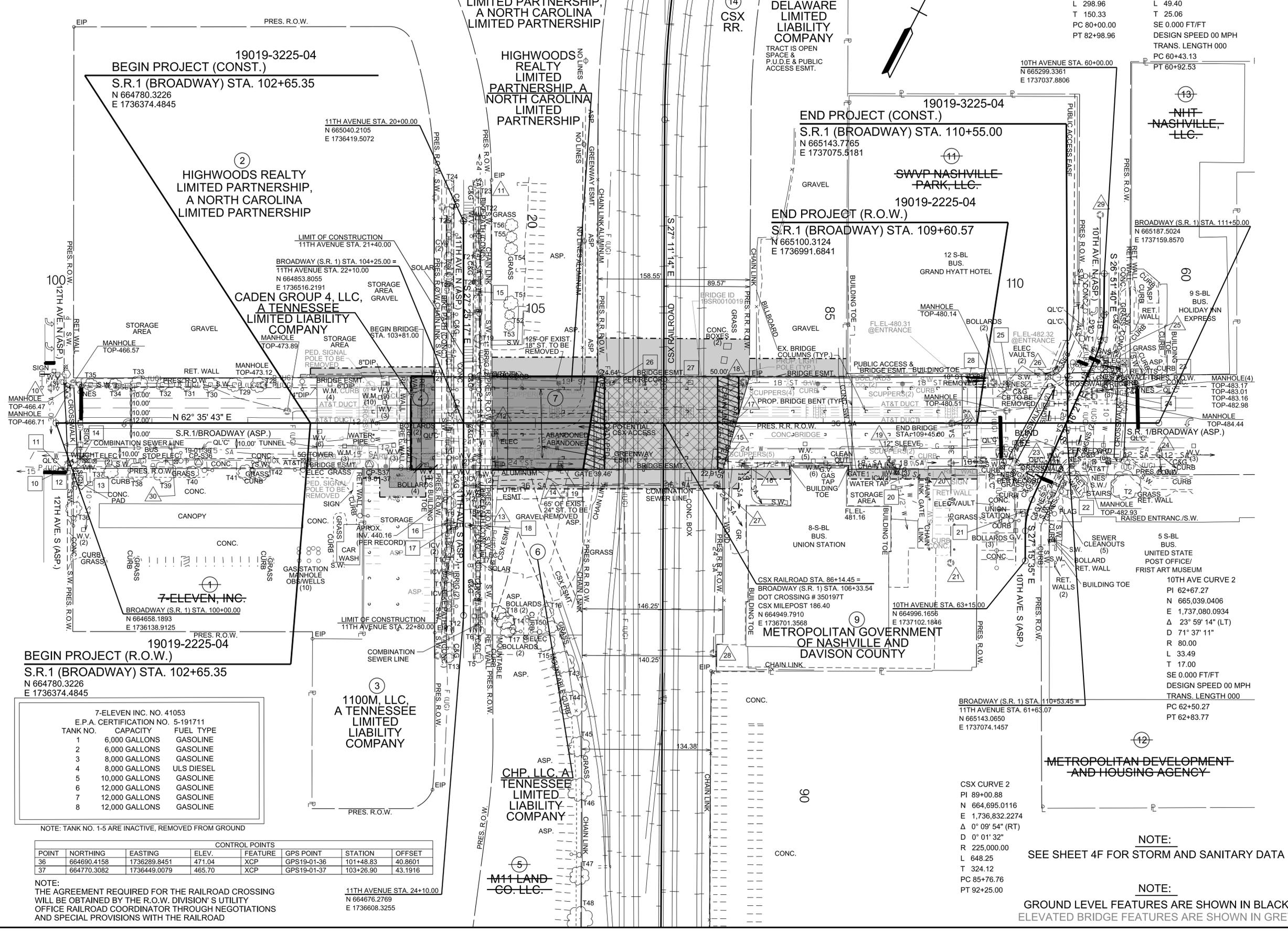
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LEGEND

	PROPOSED R.O.W.		TEMP. CONSTRUCTION ESMT.
	PROPOSED AIR RIGHTS		PERMANENT RAILROAD ESMT.

TYPE	YEAR	PROJECT NO.	SHEET NO.
R.O.W.	2022	19019-2225-04	4
CONST.	2022	19019-3225-04	4



19019-3225-04
 BEGIN PROJECT (CONST.)
 S.R.1 (BROADWAY) STA. 102+65.35
 N 664780.3226
 E 1736374.4845

19019-3225-04
 END PROJECT (CONST.)
 S.R.1 (BROADWAY) STA. 110+55.00
 N 665143.7765
 E 1737075.5181

19019-2225-04
 BEGIN PROJECT (R.O.W.)
 S.R.1 (BROADWAY) STA. 102+65.35
 N 664780.3226
 E 1736374.4845

19019-2225-04
 END PROJECT (R.O.W.)
 S.R.1 (BROADWAY) STA. 109+60.57
 N 665100.3124
 E 1736991.6841

7-ELEVEN INC. NO. 41053
 E.P.A. CERTIFICATION NO. 5-191711

TANK NO.	CAPACITY	FUEL TYPE
1	6,000 GALLONS	GASOLINE
2	6,000 GALLONS	GASOLINE
3	8,000 GALLONS	GASOLINE
4	8,000 GALLONS	ULS DIESEL
5	10,000 GALLONS	GASOLINE
6	12,000 GALLONS	GASOLINE
7	12,000 GALLONS	GASOLINE
8	12,000 GALLONS	GASOLINE

NOTE: TANK NO. 1-5 ARE INACTIVE, REMOVED FROM GROUND

POINT	NORTHING	EASTING	ELEV.	FEATURE	GPS POINT	STATION	OFFSET
36	664690.4158	1736289.8451	471.04	XCP	GPS19-01-36	101+48.83	40.8601
37	664770.3082	1736449.0079	465.70	XCP	GPS19-01-37	103+26.90	43.1916

NOTE:
 THE AGREEMENT REQUIRED FOR THE RAILROAD CROSSING
 WILL BE OBTAINED BY THE R.O.W. DIVISION'S UTILITY
 OFFICE RAILROAD COORDINATOR THROUGH NEGOTIATIONS
 AND SPECIAL PROVISIONS WITH THE RAILROAD

11TH AVENUE STA. 24+10.00
 N 664676.2769
 E 1736608.3255

**CONSTRUCTION
 FIELD
 REVIEW**

SEALED BY

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STATE OF TENNESSEE
 DEPARTMENT OF TRANSPORTATION

**PRESENT
 LAYOUT**
 GROUND LEVEL
 SCALE: 1"=50'

CSX CURVE 1
 PI 81+50.33
 N 665,364.1480
 E 1,736,488.5265
 Δ 14° 53' 42" (LT)
 D 4° 58' 56"
 R 1,150.00
 L 298.96
 T 150.33
 PC 80+00.00
 PT 82+98.96

10TH AVE CURVE 1
 PI 60+68.19
 N 665,238.5078
 E 1,737,068.6887
 Δ 23° 35' 20" (RT)
 D 47° 44' 47"
 R 120.00
 L 49.40
 T 25.06
 SE 0.000 FT/FT
 DESIGN SPEED 00 MPH
 TRANS. LENGTH 000
 PC 60+43.13
 PT 60+92.53

CSX CURVE 2
 PI 89+00.88
 N 664,695.0116
 E 1,736,832.2274
 Δ 0° 09' 54" (RT)
 D 0° 01' 32"
 R 225,000.00
 L 648.25
 T 324.12
 PC 85+76.76
 PT 92+25.00

10TH AVENUE STA. 60+00.00
 N 665299.3361
 E 1737037.8806

10TH AVENUE STA. 63+15.00
 N 664996.1656
 E 1737102.1846

BROADWAY (S.R. 1) STA. 110+53.45 =
 11TH AVENUE STA. 61+63.07
 N 665143.0650
 E 1737074.1457

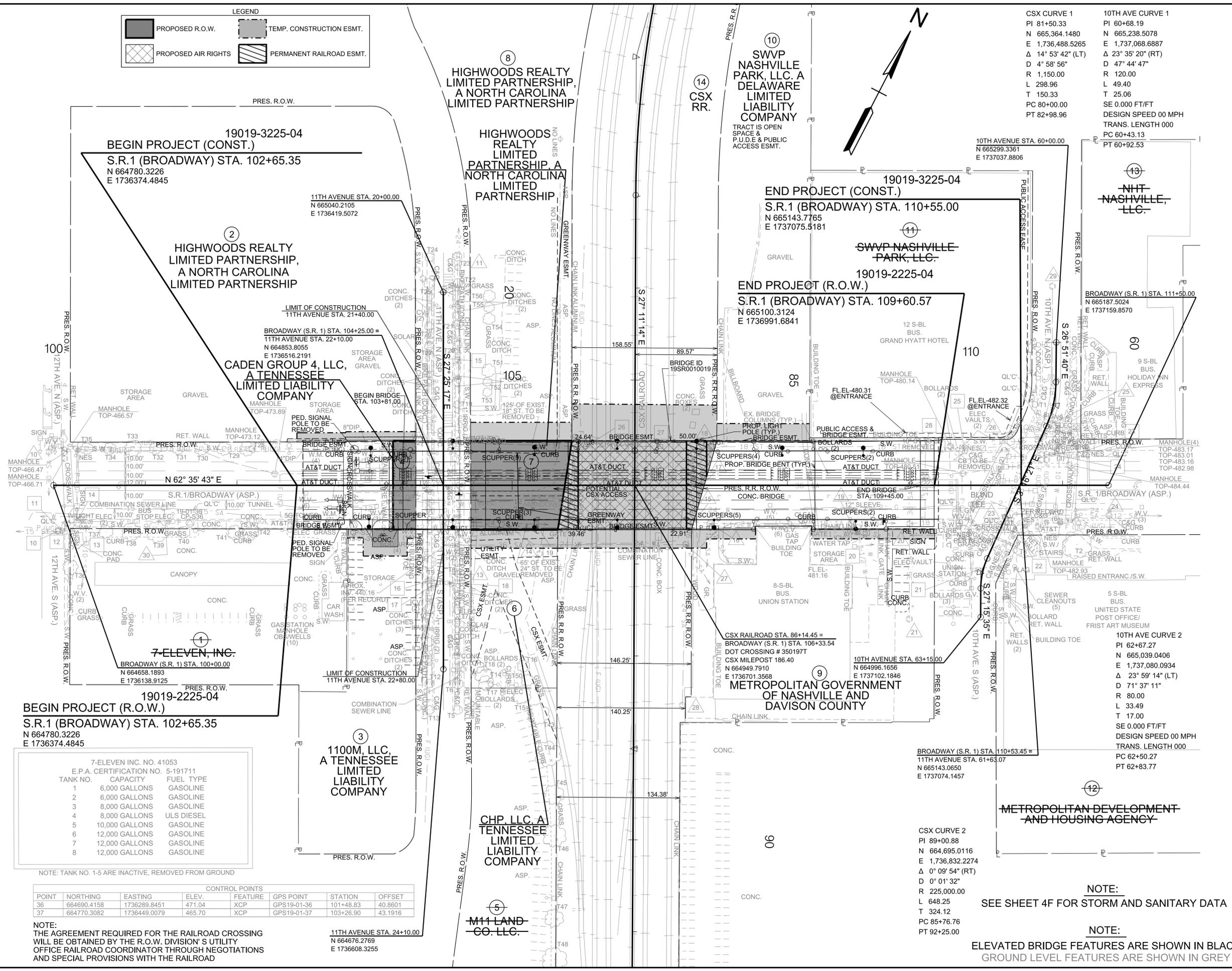
NOTE:
 SEE SHEET 4F FOR STORM AND SANITARY DATA

NOTE:
 GROUND LEVEL FEATURES ARE SHOWN IN BLACK
 ELEVATED BRIDGE FEATURES ARE SHOWN IN GREY

LEGEND

	PROPOSED R.O.W.		TEMP. CONSTRUCTION ESMT.
	PROPOSED AIR RIGHTS		PERMANENT RAILROAD ESMT.

TYPE	YEAR	PROJECT NO.	SHEET NO.
R.O.W.	2022	19019-2225-04	4A
CONST.	2022	19019-3225-04	4A



**CONSTRUCTION
FIELD
REVIEW**

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**STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION**

**PRESENT
LAYOUT**
BRIDGE LEVEL
SCALE: 1"=50'

7-ELEVEN INC. NO. 41053
E.P.A. CERTIFICATION NO. 5-191711

TANK NO.	CAPACITY	FUEL TYPE
1	6,000 GALLONS	GASOLINE
2	6,000 GALLONS	GASOLINE
3	8,000 GALLONS	GASOLINE
4	8,000 GALLONS	ULS DIESEL
5	10,000 GALLONS	GASOLINE
6	12,000 GALLONS	GASOLINE
7	12,000 GALLONS	GASOLINE
8	12,000 GALLONS	GASOLINE

NOTE: TANK NO. 1-5 ARE INACTIVE, REMOVED FROM GROUND

CONTROL POINTS

POINT	NORTHING	EASTING	ELEV.	FEATURE	GPS POINT	STATION	OFFSET
36	664690.4158	1736289.8451	471.04	XCP	GPS19-01-36	101+48.83	40.8601
37	664770.3082	1736449.0079	465.70	XCP	GPS19-01-37	103+26.90	43.1916

NOTE: THE AGREEMENT REQUIRED FOR THE RAILROAD CROSSING WILL BE OBTAINED BY THE R.O.W. DIVISION'S UTILITY OFFICE RAILROAD COORDINATOR THROUGH NEGOTIATIONS AND SPECIAL PROVISIONS WITH THE RAILROAD

11TH AVENUE STA. 24+10.00
N 664676.2769
E 1736608.3255

CSX CURVE 2
PI 89+00.88
N 664,695.0116
E 1,736,832.2274
Δ 0° 09' 54" (RT)
D 0° 01' 32"
R 225,000.00
L 648.25
T 324.12
PC 85+76.76
PT 92+25.00

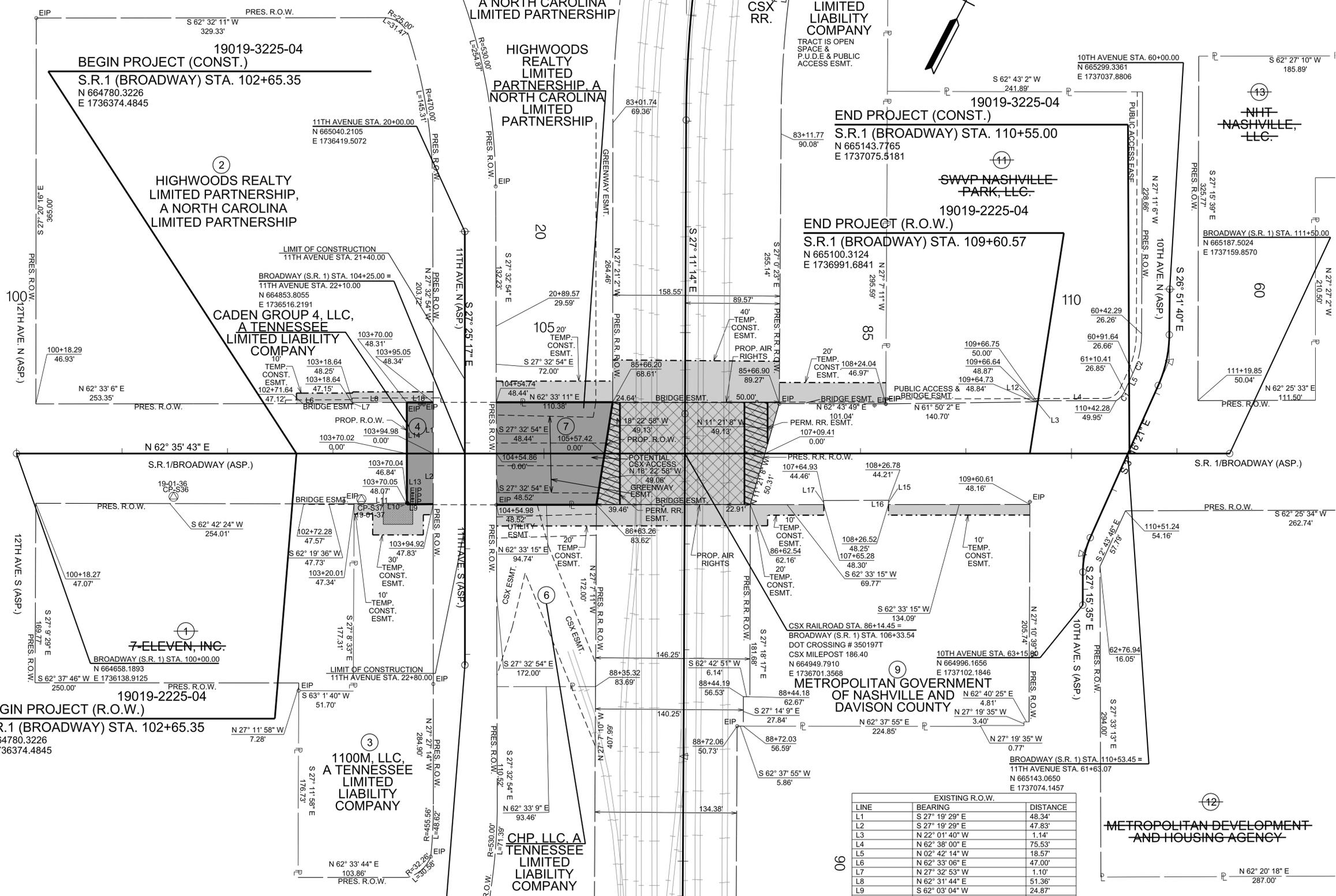
NOTE:
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NOTE:
ELEVATED BRIDGE FEATURES ARE SHOWN IN BLACK
GROUND LEVEL FEATURES ARE SHOWN IN GREY

TYPE	YEAR	PROJECT NO.	SHEET NO.
R.O.W.	2022	19019-2225-04	4B
CONST.	2022	19019-3225-04	4B

LEGEND

	PROPOSED R.O.W.		TEMP. CONSTRUCTION ESMT.
	PROPOSED AIR RIGHTS		PERMANENT RAILROAD ESMT.



CONSTRUCTION FIELD REVIEW

SEALED BY

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STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION

RIGHT OF WAY DETAILS

SCALE: 1"=50'

LINE	BEARING	DISTANCE
L1	S 27° 19' 29" E	48.34'
L2	S 27° 19' 29" E	47.83'
L3	N 22° 01' 40" W	1.14'
L4	N 62° 38' 00" E	75.53'
L5	N 02° 42' 14" W	18.57'
L6	N 62° 33' 06" E	47.00'
L7	N 27° 32' 53" W	1.10'
L8	N 62° 31' 44" E	51.36'
L9	S 62° 03' 04" W	24.87'
L10	N 27° 48' 34" W	1.23'
L11	S 62° 01' 01" W	50.03'
L12	S 27° 23' 50" E	1.92'
L13	N 27° 25' 42" W	46.84'
L14	N 27° 25' 42" W	48.31'
L15	N 23° 37' 25" W	4.05'
L16	S 62° 21' 48" W	61.85'
L17	S 32° 32' 27" E	3.85'
L18	N 62° 31' 44" E	25.05'
CURVE	RADIUS	LENGTH
C1	20.50'	12.43'
C2	90.50'	38.67'

NOTE: SEE SHEET 4H FOR RAILROAD EASEMENT DETAILS

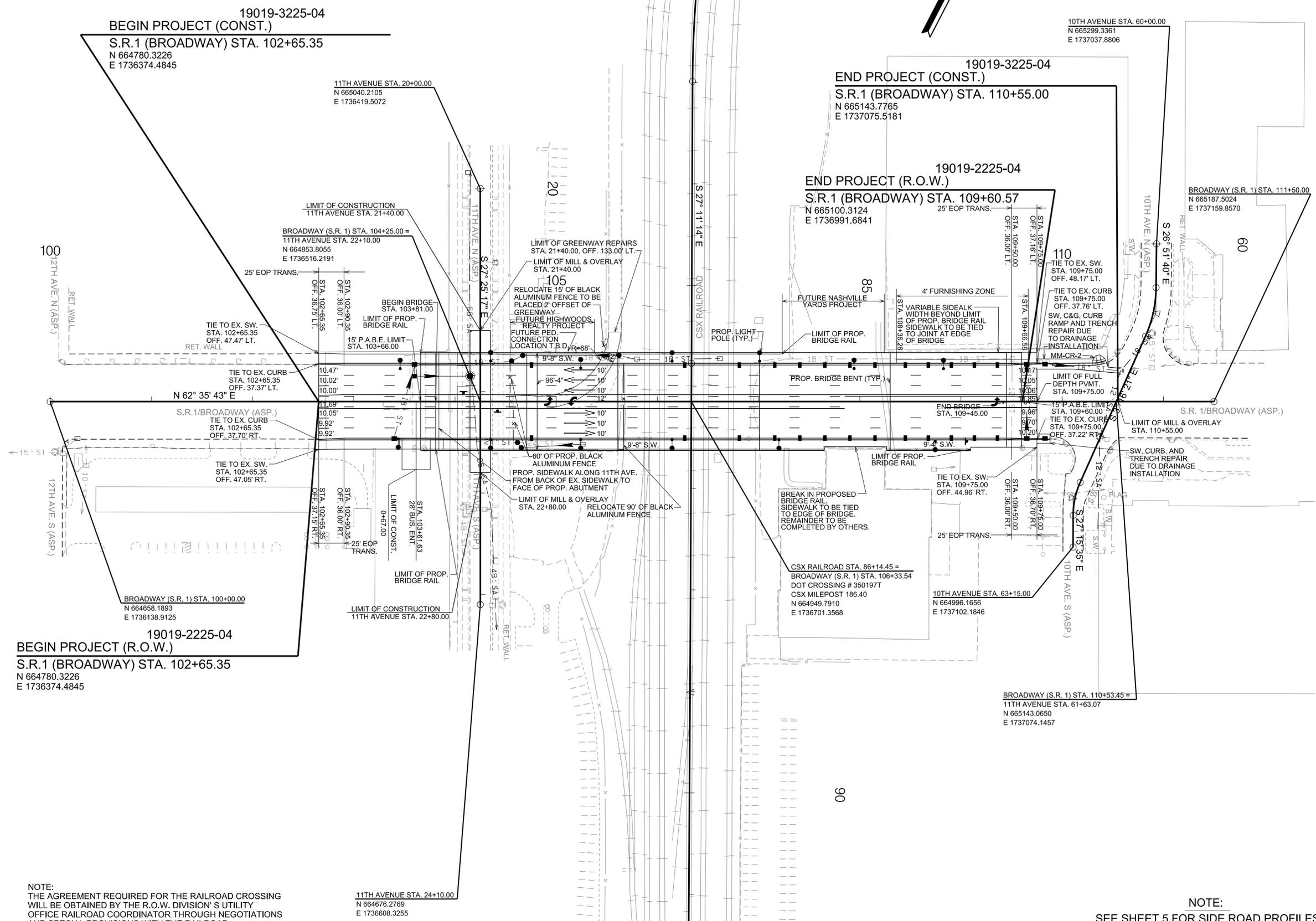
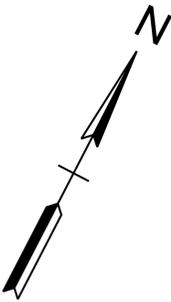
POINT	NORTHING	EASTING	ELEV.	FEATURE	GPS POINT	STATION	OFFSET
36	664690.4158	1736289.8451	471.04	XCP	GPS19-01-36	101+48.83	40.8601
37	664770.3082	1736449.0079	465.70	XCP	GPS19-01-37	103+26.90	43.1916

NOTE: THE AGREEMENT REQUIRED FOR THE RAILROAD CROSSING WILL BE OBTAINED BY THE R.O.W. DIVISION'S UTILITY OFFICE RAILROAD COORDINATOR THROUGH NEGOTIATIONS AND SPECIAL PROVISIONS WITH THE RAILROAD

11TH AVENUE STA. 24+10.00
N 664676.2769
E 1736608.3255

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TYPE	YEAR	PROJECT NO.	SHEET NO.
R.O.W.	2022	19019-2225-04	4C
CONST.	2022	19019-3225-04	4C



**CONSTRUCTION
FIELD
REVIEW**

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**STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION**

**PROPOSED
LAYOUT**

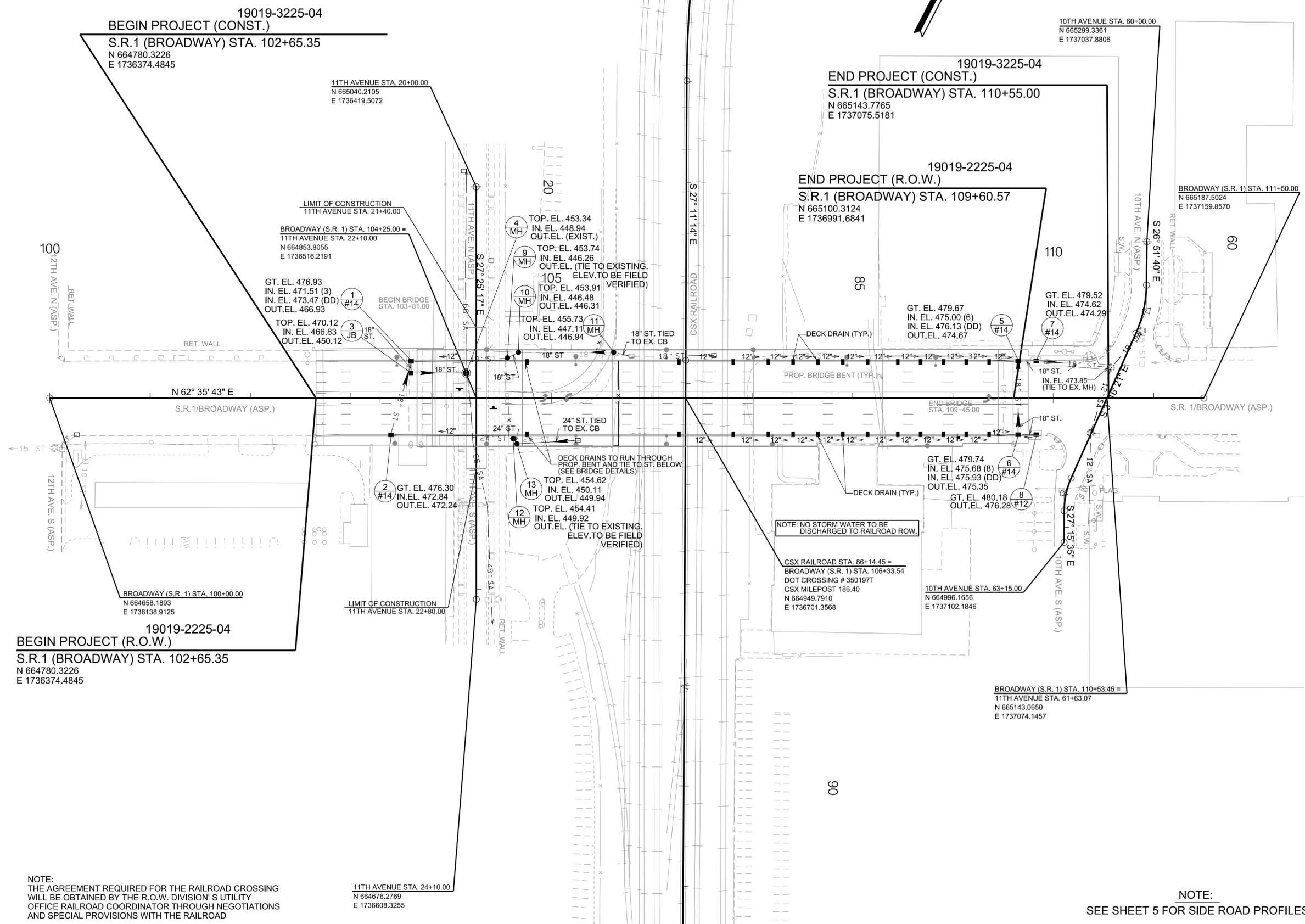
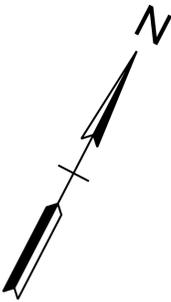
SCALE: 1"=50'

NOTE:
SEE SHEET 5 FOR SIDE ROAD PROFILES

NOTE:
THE AGREEMENT REQUIRED FOR THE RAILROAD CROSSING WILL BE OBTAINED BY THE R.O.W. DIVISION'S UTILITY OFFICE RAILROAD COORDINATOR THROUGH NEGOTIATIONS AND SPECIAL PROVISIONS WITH THE RAILROAD

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TYPE	YEAR	PROJECT NO.	SHEET NO.
R.O.W.	2022	19019-2225-04	4D
CONST.	2022	19019-3225-04	4D



**CONSTRUCTION
FIELD
REVIEW**

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**STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION**

**PROPOSED
DRAINAGE
LAYOUT**

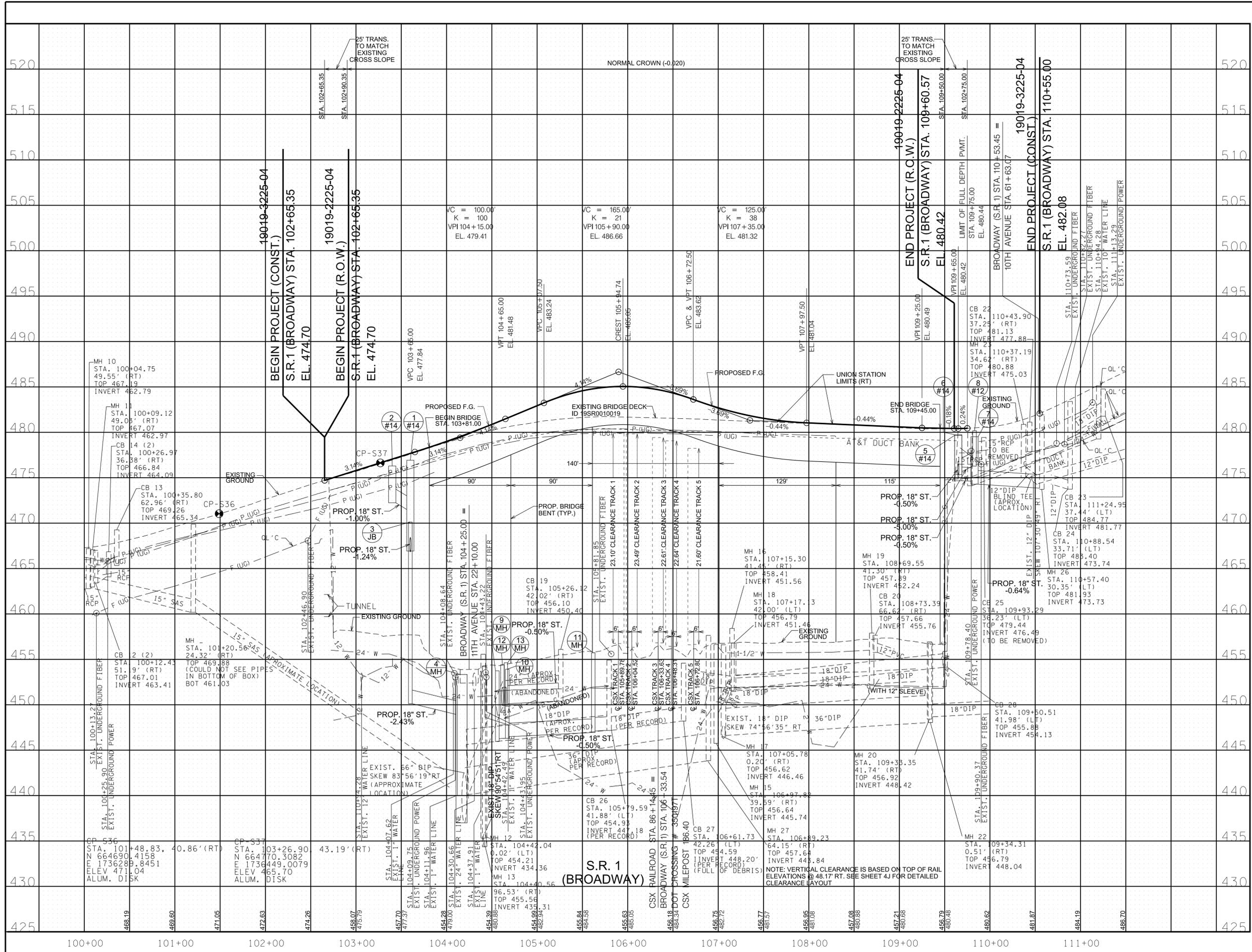
SCALE: 1"=50'

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TYPE	YEAR	PROJECT NO.	SHEET NO.
R.O.W.	2022	19019-2225-04	4E
CONST.	2022	19019-3225-04	4E



**CONSTRUCTION
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**STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION**

**PROPOSED
PROFILE**

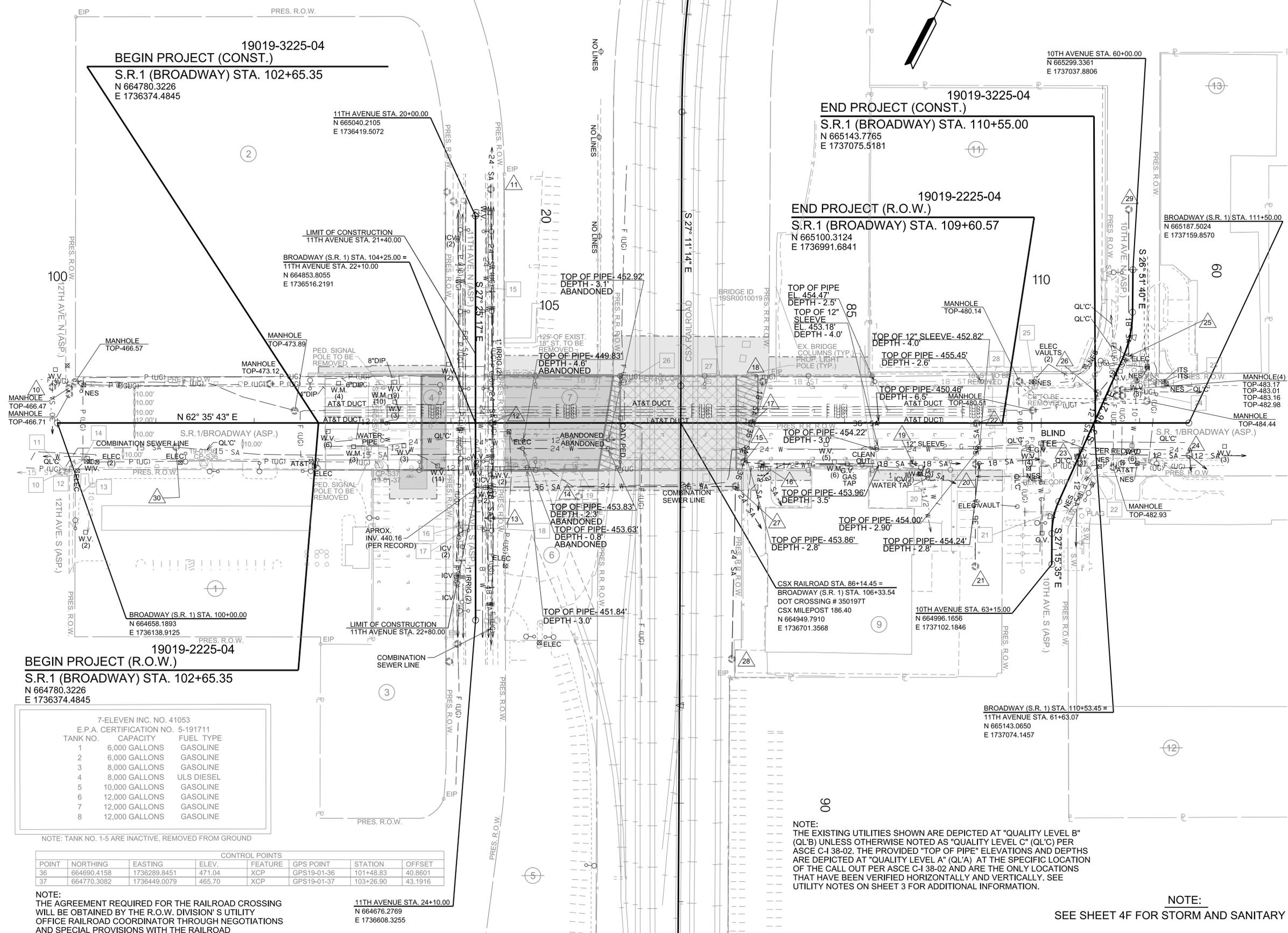
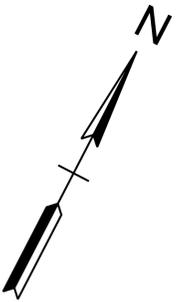
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1"=5' VERT.

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TYPE	YEAR	PROJECT NO.	SHEET NO.
R.O.W.	2022	19019-2225-04	4G
CONST.	2022	19019-3225-04	4G

LEGEND

- PROPOSED R.O.W.
- PROPOSED AIR RIGHTS
- TEMP. CONSTRUCTION ESMT.
- PERMANENT RAILROAD ESMT.



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**STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION**

**PRESENT
UTILITIES &
SUE LAYOUT**
SCALE: 1"=50'

**19019-3225-04
BEGIN PROJECT (CONST.)
S.R.1 (BROADWAY) STA. 102+65.35**
N 664780.3226
E 1736374.4845

**19019-3225-04
END PROJECT (CONST.)
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7-ELEVEN INC. NO. 41053
E.P.A. CERTIFICATION NO. 5-191711

TANK NO.	CAPACITY	FUEL TYPE
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2	6,000 GALLONS	GASOLINE
3	8,000 GALLONS	GASOLINE
4	8,000 GALLONS	ULS DIESEL
5	10,000 GALLONS	GASOLINE
6	12,000 GALLONS	GASOLINE
7	12,000 GALLONS	GASOLINE
8	12,000 GALLONS	GASOLINE

NOTE: TANK NO. 1-5 ARE INACTIVE, REMOVED FROM GROUND

CONTROL POINTS

POINT	NORTHING	EASTING	ELEV.	FEATURE	GPS POINT	STATION	OFFSET
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N 664676.2769
E 1736608.3255

NOTE: THE EXISTING UTILITIES SHOWN ARE DEPICTED AT "QUALITY LEVEL B" (QL'B) UNLESS OTHERWISE NOTED AS "QUALITY LEVEL C" (QL'C) PER ASCE C-I 38-02. THE PROVIDED "TOP OF PIPE" ELEVATIONS AND DEPTHS ARE DEPICTED AT "QUALITY LEVEL A" (QL'A) AT THE SPECIFIC LOCATION OF THE CALL OUT PER ASCE C-I 38-02 AND ARE THE ONLY LOCATIONS THAT HAVE BEEN VERIFIED HORIZONTALLY AND VERTICALLY. SEE UTILITY NOTES ON SHEET 3 FOR ADDITIONAL INFORMATION.

NOTE: SEE SHEET 4F FOR STORM AND SANITARY DATA