

RESOLUTION NO. 269

A RESOLUTION ACCEPTING A UTILITY EASEMENT AND AUTHORIZING PAYMENT FOR ITS PURCHASE:

WHEREAS, the Halsey Storm Sewer L.I.D. 3-78 requires certain utility facilities to be relocated, and

WHEREAS, in order that these utility facilities be relocated, it is necessary to acquire an easement from R. M. Sturges and Dorothy Sturges, and

WHEREAS, R. M. Sturges and Dorothy Sturges have executed an easement in the form attached hereto and marked Exhibit "A" and made a part hereof as though fully set forth herein,

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THAT:

1. The Common Council of the City of Troutdale accept an easement in the form as attached as Exhibit "A" from R. M. Sturges and Dorothy Sturges.
2. The Finance Director is hereby directed to issue a draft in the sum of \$ 92.60 as payment for the easement.
3. Upon execution of this Resolution, the Finance Director shall execute a Certificate of Acceptance which shall be attached to the easement and cause the easement to be recorded in the Deed Records of Multnomah County, State of Oregon.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THIS 28<sup>th</sup> DAY OF June, 1979.

YEAS: 4

NAYS: 0

ATTEST:

Jerri L. Widner  
Jerri L. Widner, City Recorder

Sam K. Cox  
Sam K. Cox, Acting Mayor

Date signed: 6/28/79

UTILITY EASEMENT

ROBERT M. STURGES and DOROTHY E. STURGES, Husband and Wife, hereinafter referred to as "Grantors", in consideration of \$ 92.60 and other good and valuable consideration, the receipt of which is hereby acknowledged, do hereby grant to THE CITY OF TROUTDALE, a municipal corporation of the State of Oregon, its successors and assigns, hereinafter referred to as "Grantee", an easement for the purposes of constructing, maintaining, operating, inspecting and repairing public utilities and improvements, including pipes and conduits for water, sanitary sewer and storm sewer and necessary appurtenances thereto, laid over, upon or beneath the surface of the ground and for all other utility purposes, including facilities for the conveyance of electricity, telephonic messages, cable T.V., natural gas and other utilities, including the right of ingress and egress, when necessary for the purposes above mentioned, on, over, under and across the real property located in the County of Multnomah and State of Oregon, described as follows:

A tract of land situated in the northwest quarter of the northeast quarter of Section 35, Township 1 North, Range 3 East, of the Willamette Meridian, County of Multnomah and State of Oregon, and more particularly described as follows:

Beginning at a point on the north line of Section 35, Township 1 North, Range 3 East, of the W.M., said point being West 1538 feet (23 chains plus 20 feet) from the northwest corner of said Section 35 and also being on the west line of 257th Drive (County Road No. 571); thence west along said north line a distance of 25.0 feet; thence south along a line which is parallel to the centerline of 257th Drive a distance of 16.0 feet; thence east parallel with the north line of said Section 35 a distance of 25.0 feet; thence north along the existing west line of 257th Drive a distance of 16.0 feet to the point of beginning. The above tract containing 400 square feet, more or less.