

RESOLUTION NO. 492-R

A Resolution Vacating a Segment of Graham Road and Reserving Public Utility Easements.

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

Section 1. Premises:

a.) Multnomah County issued an Order OF FINAL VACATION dated September 30, 1982, vacating a segment of Graham Road Nos. 1380 and 1380A described as:

A parcel of land located in Section 23 and 24, Township 1 North, Range 3 East, Willamette Meridian, Multnomah County, Oregon, described as follows:

All of Graham Road (County Road No. 1380A) lying north and west of Centerline Engineering Station 20+40.89 to the east right-of-way of Sundial Road (County Road No. 1189).

b.) Notice has been given to interested persons in a manner required by Oregon Law.

c.) A hearing has been held on the 12th day of April, 1983, before the Common Council of the City of Troutdale and objections of a majority of property owners affected as defined in ORS Chapter 271 was not made.

d.) A new portion of roadway has been dedicated to the City of Troutdale which functionally replaces the vacated portion.

Section 2. Vacation: The following described portion of Graham Road Nos. 1380 and 1380A are hereby vacated as public roads:

A parcel of land located in Sections 23 and 24, Township 1 North, Range 3 East, Willamette Meridian, Multnomah County, Oregon, described as follows:

All of Graham Road (County Road No. 1380A) lying north and west of Centerline Engineering Station 20+40.89 to the east right-of-way line of Sundial Road (County Road No. 1189).

Section 3. Reservation of Easements: The vacation is made subject to the following easements reserved.

a.) An easement reserved unto Northwest Natural Gas Company, General Telephone Company, and Portland General Electric Company, their successors and assigns, over the entire vacated area, and the right is reserved unto them to maintain, continue, repair, reconstruct, renew, replace and/or rebuild the existing facilities; that no building or structure of any kind

shall be built or created within any part of the vacated area except with the prior written consent of the owners of the utilities.

b.) An easement reserved unto the United States of America, their successors and assigns, for ingress and egress over the entire vacated area lying south of and adjacent to U. S. Government property.

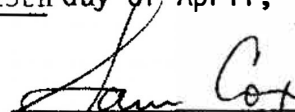
c.) An easement reserved unto the City of Troutdale, a municipal corporation of the State of Oregon, its successors and assigns, over the entire vacated area for water, sewer, storm sewer and other public utilities now existing within said area together with the right to maintain, continue, rebuild, replace or repair said utility facilities including the right of ingress and egress for said purposes.

Adopted by the Common Council of the City of Troutdale this 12th day of April, 1983.

Yeas: 6

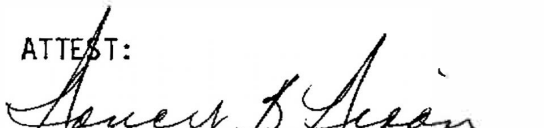
Nays: 0

Signed by the Mayor this 13th day of April, 1983.



Sam Cox, Mayor

ATTEST:



Nancy Nixon, Recorder

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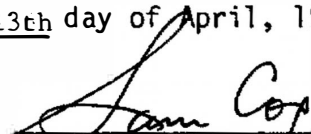
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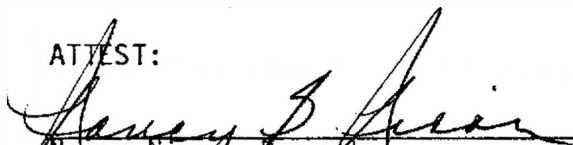
Nays: 0

Signed by the Mayor this 13th day of April, 1983.



Sam Cox, Mayor

ATTEST:




Nancy Nixon, Recorder

STATE OF OREGON)
): ss.
County of Multnomah)

April 13, 1983

Personally appeared Nancy E. Nixon and Sam K. Cox who, being duly sworn, each for himself and not one for the other, did say that the former is City Recorder and that the latter is the Mayor of the City of Troutdale, a municipal corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said municipal corporation and that said instrument was signed and sealed in behalf of said municipal corporation by authority of its Common Council, and each of them acknowledge said instrument to be its voluntary act and deed.

BEFORE ME:



Mary Z. Eaton
Rotary Public for Oregon
My Commission expires: 11/23/86