

RESOLUTION NO. 647-R

A RESOLUTION ACCEPTING A UTILITY EASEMENT ACROSS PROPERTY IN SECTION 25, TOWNSHIP 1 NORTH, RANGE 3 EAST OF THE WILLAMETTE MERIDIAN, MULTNOMAH COUNTY, STATE OF OREGON, OWNED BY DONALD L. BENNETT AND MARIE I. BENNETT.

WHEREAS, such property is needed 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 mentioned above, on, over, under and across the real property located in the County of Multnomah and State of Oregon;

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

The City does hereby accept the utility easement described as follows:

Commencing at the common Section Corner to Section 23, 24, 25, and 26, Township 1 North, Range 3 East of the Willamette Meridian, said corner being marked by a brass cap; Thence North 89° 56' 35" East along the north line of the David F. Buxton Donation land Claim a distance of 748.00 feet to a stone; Thence South 10° 14' 13" East a distance of 1,524.26 feet to a 1 1/2-inch diameter iron pipe located at the northeast corner of that tract of land conveyed to Z.T. Truelove by Deed Dated May 26, 1920, recorded June 10, 1920, in Book 815, at Page 232 of the Multnomah County Deed Records; Thence North 68° 42' 42" East a distance of 424.58 feet to a 5/8-inch diameter by 30-inch long iron rod at the northwest corner of that tract of land conveyed to H.C. McGinnis by that Bargain and Sale Deed recorded April 22, 1943, in Book 744, at Page 188 of the Multnomah County Deed Records; Thence North 89° 59' 35" East along the north line of the said McGinnis tract a distance of 451.27 feet to a 3/4-inch iron pipe; thence South 9° 15' 37" East along the east line of the said McGinnis Tract a distance of 130.30 feet to a 5/8-inch diameter by 30-inch long iron rod; Thence South 27° 08' 50" East along the east line of the said McGinnis Tract of 355.10 to a 5/8-inch diameter by 30-inch long iron rod located at the most easterly corner of the said McGinnis Tract; Thence South 00° 01' 38" East a distance of 165.85 feet to TRUE POINT OF

BEGINNING of this description; Thence North 85° 18' 18"  
East a distance of 128.41 feet; Thence North 41° 01' 11"  
East a distance of 155.71 feet; Thence South 57° 24' 02"  
East a distance of 20.22 feet; thence South 41° 01' 11"  
West a distance of 166.80 feet; Thence south 85° 18' 18"  
West a distance of 138.18 feet; Thence North 00° 01' 38"  
West a distance of 20.07 feet TO the TRUE POINT OF  
BEGINNING of this description.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THIS  
9th DAY OF DECEMBER, 1986.

YEAS 6

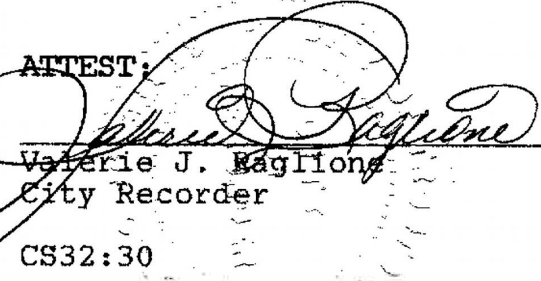
NAYS 0

ABSTAINED 0

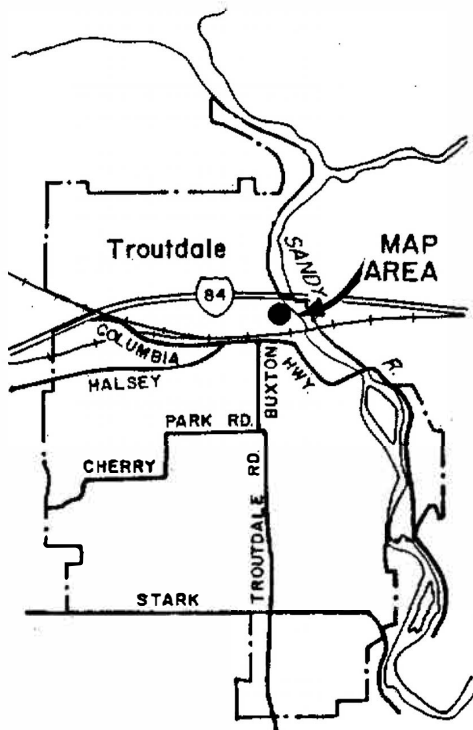
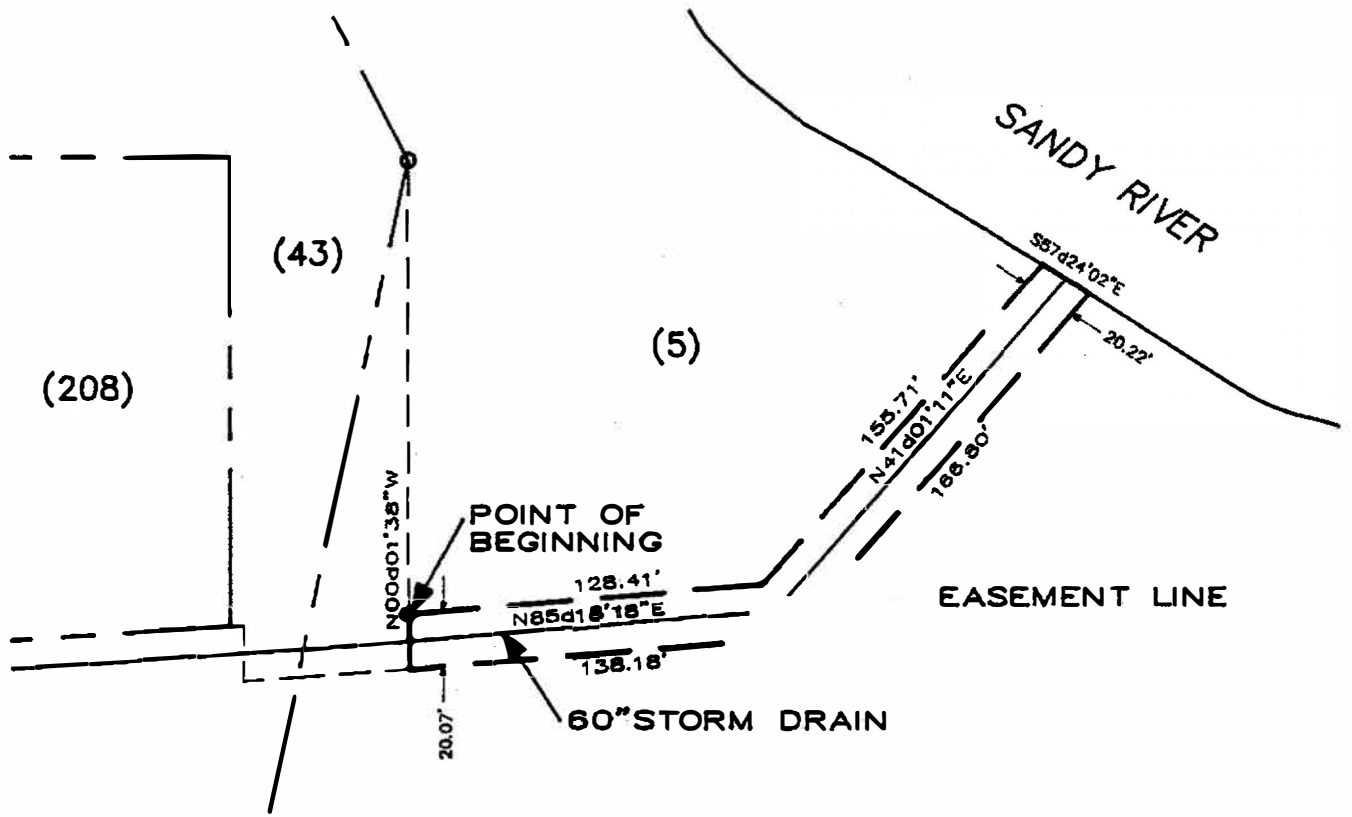
  
\_\_\_\_\_  
Sam K. Cox, Mayor

Date Signed: DECEMBER 10, 1986

ATTEST:

  
\_\_\_\_\_  
Valerie J. Baglione  
City Recorder

CS32:30



DATE	12-4-86
SCALE	1"=70'
APPRV	
NOTES	
REV	
FILE	

**EXHIBIT MAP**  
**UTILITY**  
**EASEMENT**  
**CITY OF TROUTDALE**  
 MULTNOMAH COUNTY, OREGON

Donald L. Bennett and Marie I. Bennett, hereinafter referred to as "Grantors", in consideration of Exchange of property 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~~ 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 parcel of land located within Section 25, Township 1 North, Range 3 East of the Willamette Meridian, Multnomah County, State of Oregon, and more particularly described follows:

Commencing at the common Section Corner to Section 23, 24, 25, and 26, Township 1 North, Range 3 East of the Willamette Meridian, said corner being marked by a brass cap; Thence North  $89^{\circ} 56' 35''$  East along the north line of the David F. Buxton Donation Land Claim a distance of 748.00 feet to a stone; Thence South  $10^{\circ} 14' 13''$  East a distance of 1,524.26 feet to a 1 1/2-inch diameter iron pipe located at the northeast corner of that tract of land conveyed to Z. T. Truelove by Deed Dated May 26, 1920, recorded June 10, 1920, in Book 815, at Page 232 of the Multnomah County Deed Records; Thence North  $68^{\circ} 42' 42''$  East a distance of 424.58 feet to a 5/8-inch diameter by 30-inch long iron rod at the northwest corner of that tract of land conveyed to H. C. McGinnis by that Bargain and Sale Deed recorded April 22, 1943, in Book 744, at Page 188 of the Multnomah County Deed Records; Thence North  $89^{\circ} 59' 35''$  East along the north line of the said McGinnis tract a distance of 451.27 feet to a 3/4-inch iron pipe; Thence South  $9^{\circ} 15' 37''$  East along the east line of the said McGinnis Tract a distance of 130.30 feet to a 5/8-inch diameter by 30-inch long iron rod; Thence South  $27^{\circ} 08' 50''$  East along the east line of the said McGinnis Tract of 355.10 feet to a 5/8-inch diameter by 30-inch long iron rod located at the most easterly corner of the said McGinnis Tract; Thence South  $00^{\circ} 01' 38''$  East a distance of 165.85 feet to TRUE POINT OF BEGINNING of this description; Thence North  $85^{\circ} 18' 18''$  East a distance of 128.41 feet; Thence North  $41^{\circ} 01' 11''$  East a distance of 155.71 feet; Thence South  $57^{\circ} 24' 02''$  East a distance of 20.22 feet; Thence South  $41^{\circ} 01' 11''$  West a distance of 166.80 feet; Thence South  $85^{\circ} 18' 18''$  West a distance of 138.18 feet; Thence North  $00^{\circ} 01' 38''$  West a distance of 20.07 feet to the the TRUE POINT OF BEGINNING of this description.

IN WITNESS WHEREOF, the parties hereto have signed and executed this Easement this 17 day of November, 1986.

After recording return to:

CITY RECORDER  
VALERIE J. RAGLIONE  
CITY OF TROUTDALE  
104 SE KIBLING ST.  
TROUTDALE, OR 97060

GRANTORS:

Marie I. Bennett

GRANTEE: THE CITY OF TROUTDALE

By San K Co.

By \_\_\_\_\_

STATE OF OREGON, County of Multnomah ss.

11-17, 1986

Personally appeared the above named Sam & Marie Bennett, and acknowledged the foregoing instrument to be their voluntary act and deed. BEFORE ME:

[Signature]  
NOTARY PUBLIC FOR OREGON  
My Commission expires:

CERTIFICATE OF ACCEPTANCE

I, [Signature] Recorder of the City of Troutdale, hereby certify that the foregoing Easement was accepted by the Common Council of the City of Troutdale on the 12<sup>th</sup> day of November, 1986, by Resolution No. 647-R.

Dated this 17 day of November, 1986.

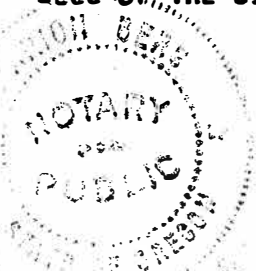
[Signature]  
CITY RECORDER

STATE OF OREGON, County of Multnomah ) ss.

11-17, 1986

Personally appeared the above named Marion Beas, and acknowledged the foregoing instrument to be the voluntary act and deed of THE CITY OF TROUTDALE. BEFORE ME:

[Signature]  
NOTARY PUBLIC FOR OREGON  
My Commission expires: 5-18-90



002667

Returned to  
City of Troutdale

STATE OF OREGON }  
Multnomah County } ss.

I, a Deputy for the Recorder of Conveyances, in and for said County, do hereby certify that the within instrument of writing was received for record and recorded in the record of said County

1987 JAN 12 PM 1:37

RECORDING SECTION  
MULTNOMAH CO. OREGON

In Book BOOK 1972 PAGE 667  
On Page

witness my hand and seal of office affixed

Recorder of Conveyances

[Signature]  
Deputy

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