

RESOLUTION NO. 847-R

A RESOLUTION ACCEPTING STORM DRAIN EASEMENTS FROM THE SWEETBRIAR HOMEOWNERS ASSOCIATION ACROSS PROPERTY IN SECTION 1, TOWNSHIP 1 SOUTH, RANGE 3 EAST OF THE WILLAMETTE MERIDIAN, IN THE COUNTY OF MULTNOMAH AND THE STATE OF OREGON, LOCATED IN TRACTS "B" AND "D" OF OLD SWEETBRIAR FARM .

WHEREAS, the Sweetbriar Homeowner's Association grants to the City of Troutdale, its successors and assigns easements over, under, and across the above described property for the purposes of maintaining, repairing, altering or reconstruction of a storm drainage system.

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

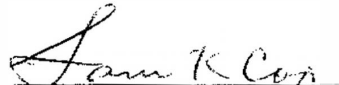
The City hereby accepts four non-exclusive easements (known as Easements No. 1, 2, 3, & 4 on Sweetbriar Creek Storm Sewer Plan & Profile) attached hereto and made a part of this document.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THIS 15TH DAY OF AUGUST 1990.

YEAS 5

NAYS 0


ABSTAINED 0



 Sam K. Cox, Mayor

Date Signed: AUGUST 15, 1990

ATTEST:


 Valerie J. Raglione
 City Recorder

PW93:12

STORM DRAIN EASEMENT AGREEMENT

SWEETBRIAR HOMEOWNERS ASSOCIATION (Grantor) in consideration for the promises contained herein and other good and valuable consideration conveys to the **CITY OF TROUTDALE**, a municipal corporation of the State of Oregon, its successors and assigns (**Grantee**) permanent non-exclusive easements, including the perpetual right to enter upon the real estate hereinafter described at any time that it may see fit and construct, maintain and repair storm drainage facilities as may now or hereafter be required for the purpose of conveying therethrough all or any part of the storm drainage of the area served by this line with all necessary and usual appurtenance therefore over, under and across so much of that tract of land described as:

New Storm Drain Easement #1

A non-exclusive easement located in Tract "B", Plat of OLD SWEETBRIAR FARM Blocks 1 through 7 & 11, 12, & 14 located in the NE 1/4 & NW 1/4 of Section 1, T.1S., R.3E. of the Willamette Meridian, Multnomah County, Oregon (County Plat No. 3392), said easement for storm drain sewers and maintenance purposes over, under and across a strip of land ten feet in width measured five feet on either side of the following described centerline:

Beginning at the iron monument at the southwest corner of Lot 22, Block 7 of the OLD SWEETBRIAR FARM, Plat 3392 of Multnomah County Records, thence South 1 00' 00" West a distance of 8.00 feet; thence South 89 00' 00" East a distance of 40.00 feet to the True Point of Beginning:

Thence from said True Point of Beginning South 89 00' 00" East a distance of 195.00 feet to a point on the easterly line of said Tract "B" and the OLD SWEETBRIAR FARM plat.

New Storm Drain Easement #2

A non-exclusive easement located in Tract "B", Plat of OLD SWEETBRIAR FARM Blocks 8, 9, 10, 13, & 15 located in the NE 1/4 & NW 1/4 of Section 1, T.1S., R.3E. of the Willamette Meridian, Multnomah County, Oregon (County Plat No. 3393), said easement for storm drain sewers and maintenance purposes over, under and across a strip of land ten feet in width measured five feet on either side of the following described centerline:

Beginning at the iron monument at the Southwest corner of Lot 24, Block 7 of the OLD SWEETBRIAR FARM, Plat 3392 of Multnomah County records, thence South 1 00' 00" West a distance of 15.00 feet to the southerly line of said Tract "B" and the OLD SWEETBRIAR FARM plat and the True Point of Beginning:

Thence from said True Point of Beginning South 89 00' 00" East a distance of 1114.56 feet to the westerly right-of-way line of S.E. Sweetbriar Lane. Excepting all land southerly of OLD SWEETBRIAR FARM, plat of record.

New Storm Drain Easement #3

A non-exclusive easement located in Tract "D", Plat of OLD SWEETBRIAR FARM REPLAT Blocks 15 - Blocks 15 through 29 located in the NE 1/4 & NW 1/4 of Section 1, T.1S., R.3E. of the Willamette Meridian, Multnomah County, Oregon (County Plat No. 3385), said easement for storm drain sewers and maintenance purposes over, under and across a strip of land ten feet in width measured five feet on either side of the following described centerline:

Beginning at the iron monument at the Southwest corner of Lot 11, Block 17 of the OLD SWEETBRIAR FARM, PLAT 3485 of Multnomah County Records, thence South 1 00' 00" West a distance of 15.00 feet to a point on the easterly right-of-way line of S.E. Sweetbriar Lane and the southerly line of said OLD SWEETBRIAR FARM plat of record, and the True Point of Beginning:

Thence from said True Point of Beginning south 89 00' 00" East a distance of 105.00 feet to a point; thence North 3 22' 34" East a distance of 308.00 feet to the Headwall Structure, then continuing North 3 22' 34" East a distance of 15.0 feet with a twenty foot width easement measured ten feet on either side of the described centerline. Excepting all land southerly and easterly of said OLD SWEETBRIAR FARM, plat of record.

New Storm Drain Easement #4

A non-exclusive easement located in Tract "D", Plat of OLD SWEETBRIAR FARM REPLAT Blocks 15 - BLOCKS 15 through 29 located in the NE 1/4 & NW 1/4 of Section 1, T.1S., R.3E. of the Willamette Meridian, Multnomah County, Oregon (County Plat No. 3393), said easement for storm drain sewers and maintenance purposes over, under and across a strip of land ten feet in width measured five feet on either side of the following described centerline:

Beginning at the iron monument located on the Easterly right-of-way of S.E. Pelton Avenue, said corner common to Lot 13 and Lot 14 of Block 29 of the OLD SWEETBRIAR FARM, Plat 3485 of Multnomah County Records, thence South 59 55' 49" East a distance of 100.00 feet to a corner point common to said Lots 13 and 14 and the True Point of Beginning:

Thence from said True Point of Beginning North 48 06' 09" East a distance of 105.00 feet to the Headwall Structure, then continuing North 48 06' 09" a distance of 10.00 feet with a ten foot width easement measured five feet on either side of the described centerline.

STORM DRAIN EASEMENT AGREEMENT

SWEETBRIAR HOMEOWNERS ASSOCIATION (Grantor) in consideration for the promises contained herein and other good and valuable consideration conveys to the **CITY OF TROUTDALE**, a municipal corporation of the State of Oregon, its successors and assigns (**Grantee**) permanent non-exclusive easements, including the perpetual right to enter upon the real estate hereinafter described at any time that it may see fit and construct, maintain and repair storm drainage facilities as may now or hereafter be required for the purpose of conveying therethrough all or any part of the storm drainage of the area served by this line with all necessary and usual appurtenance therefore over, under and across so much of that tract of land described as:

New Storm Drain Easement #1

A non-exclusive easement located in Tract "B", Plat of OLD SWEETBRIAR FARM Blocks 1 through 7 & 11, 12, & 14 located in the NE 1/4 & NW 1/4 of Section 1, T.1S., R.3E. of the Willamette Meridian, Multnomah County, Oregon (County Plat No. 3392), said easement for storm drain sewers and maintenance purposes over, under and across a strip of land ten feet in width measured five feet on either side of the following described centerline:

Beginning at the iron monument at the southwest corner of Lot 22, Block 7 of the OLD SWEETBRIAR FARM, Plat 3392 of Multnomah County Records, thence South 1 00' 00" West a distance of 8.00 feet; thence South 89 00' 00" East a distance of 40.00 feet to the True Point of Beginning:

Thence from said True Point of Beginning South 89 00' 00" East a distance of 195.00 feet to a point on the easterly line of said Tract "B" and the OLD SWEETBRIAR FARM plat.

New Storm Drain Easement #2

A non-exclusive easement located in Tract "B", Plat of OLD SWEETBRIAR FARM Blocks 8, 9, 10, 13, & 15 located in the NE 1/4 & NW 1/4 of Section 1, T.1S., R.3E. of the Willamette Meridian, Multnomah County, Oregon (County Plat No. 3393), said easement for storm drain sewers and maintenance purposes over, under and across a strip of land ten feet in width measured five feet on either side of the following described centerline:

Beginning at the iron monument at the Southwest corner of Lot 24, Block 7 of the OLD SWEETBRIAR FARM, Plat 3392 of Multnomah County records, thence South 1 00' 00" West a distance of 15.00 feet to the southerly line of said Tract "B" and the OLD SWEETBRIAR FARM plat and the True Point of Beginning:

Thence from said True Point of Beginning South 89 00' 00" East a distance of 1114.56 feet to the westerly right-of-way line of S.E. Sweetbriar Lane. Excepting all land southerly of OLD SWEETBRIAR FARM, plat of record.

New Storm Drain Easement #3

A non-exclusive easement located in Tract "D", Plat of OLD SWEETBRIAR FARM REPLAT Blocks 15 - Blocks 15 through 29 located in the NE 1/4 & NW 1/4 of Section 1, T.1S., R.3E. of the Willamette Meridian, Multnomah County, Oregon (County Plat No. 3385), said easement for storm drain sewers and maintenance purposes over, under and across a strip of land ten feet in width measured five feet on either side of the following described centerline:

Beginning at the iron monument at the Southwest corner of Lot 11, Block 17 of the OLD SWEETBRIAR FARM, PLAT 3485 of Multnomah County Records, thence South 1 00' 00" West a distance of 15.00 feet to a point on the easterly right-of-way line of S.E. Sweetbriar Lane and the southerly line of said OLD SWEETBRIAR FARM plat of record, and the True Point of Beginning:

Thence from said True Point of Beginning south 89 00' 00" East a distance of 105.00 feet to a point; thence North 3 22' 34" East a distance of 308.00 feet to the Headwall Structure, then continuing North 3 22' 34" East a distance of 15.0 feet with a twenty foot width easement measured ten feet on either side of the described centerline. Excepting all land southerly and easterly of said OLD SWEETBRIAR FARM, plat of record.

New Storm Drain Easement #4

A non-exclusive easement located in Tract "D", Plat of OLD SWEETBRIAR FARM REPLAT Blocks 15 - BLOCKS 15 through 29 located in the NE 1/4 & NW 1/4 of Section 1, T.1S., R.3E. of the Willamette Meridian, Multnomah County, Oregon (County Plat No. 3393), said easement for storm drain sewers and maintenance purposes over, under and across a strip of land ten feet in width measured five feet on either side of the following described centerline:

Beginning at the iron monument located on the Easterly right-of-way of S.E. Pelton Avenue, said corner common to Lot 13 and Lot 14 of Block 29 of the OLD SWEETBRIAR FARM, Plat 3485 of Multnomah County Records, thence South 59 55' 49" East a distance of 100.00 feet to a corner point common to said Lots 13 and 14 and the True Point of Beginning:

Thence from said True Point of Beginning North 48 06' 09" East a distance of 105.00 feet to the Headwall Structure, then continuing North 48 06' 09" a distance of 10.00 feet with a ten foot width easement measured five feet on either side of the described centerline.

Date: 9-12-90

By: Brett D. Mulvihill

Brett D. Mulvihill

STATE OF OREGON)
) ss.
COUNTY OF MULTNOMAH)

9-12-90
Date

Personally appeared the above named Brett D. Mulvihill
President, and acknowledged the foregoing instrument to
be his (his/her) voluntary act and deed.

BEFORE ME:

Marion D. Schmeck
NOTARY PUBLIC FOR OREGON
My Commission Expires: 10-31-91

(seal)

CERTIFICATE OF ACCEPTANCE

I, Valerie J. Haglione, Recorder of the City of Troutdale,
hereby certify that the foregoing Storm Drain Easement Agreement was accepted
by the Common Council of the City of Troutdale on the 17 day of
August, 1990, by Resolution No. 847-R.

Dated this 17 day of September, 1990.

Valerie J. Haglione, Recorder
CITY RECORDER
(seal)

STATE OF OREGON)
) ss.
COUNTY OF MULTNOMAH)

_____ Dated

Personally appeared the above named _____,
and acknowledged the foregoing instrument to be the voluntary act and
deed of THE CITY OF TROUTDALE.

BEFORE ME:

NOTARY PUBLIC FOR OREGON
My Commission Expires: _____



PW93:13

SWEETBRIAR CREEK STORM SEWER LID
 OLD SWEETBRIAR FARM
 New Storm Drain Easement (No. 1)
 August 2, 1990

Location: Tract "B", Plat of OLD SWEETBRIAR FARM BLOCKS 1 THRU 7 & 11, 12, & 14 located in the NE 1/4 & NW 1/4 of Section 1, T.1S., R.3E. of the Willamette Meridian, Multnomah County, Oregon, (County Plat No. 3392).

A non-exclusive easement located in Tract "B", Plat of OLD SWEETBRIAR FARM BLOCKS 1 THRU 7 & 11, 12, & 14 located in the NE 1/4 & NW 1/4 of Section 1, T.1S., R.3 E. of the W.M., Multnomah County, Oregon, said easement for storm drain sewers and maintenance purposes over, under and across a strip of land ten feet in width measured five feet on either side of the following described centerline:

Beginning at the iron monument at the Southwest corner of Lot 22, Block 7 of the OLD SWEETBRIAR FARM, Plat 3392 of Multnomah County Records, thence South 1 00' 00" West a distance of 8.00 feet; thence South 89 00' 00" East a distance of 40.00 feet to the True Point of Beginning:

Thence from said True Point of Beginning South 89 00' 00" East a distance of 195.00 feet to a point on the easterly line of said Tract "B" and the OLD SWEETBRIAR FARM plat.

REGISTERED
 PROFESSIONAL
 LAND SURVEYOR

Edward A. Crane

OREGON
 FEBRUARY 2, 1979
 EDWARD A. CRANE
 1561

SWEETBRIAR CREEK STORM SEWER LID
 OLD SWEETBRIAR FARM
 New Storm Drain Easement (No. 2)
 August 2, 1990

Location: Tract "B", Plat of OLD SWEETBRIAR FARM BLOCKS 8, 9, 10, 13 & 15 located in the NE 1/4 & NW 1/4 of Section 1, T.1S., R.3E. of the Willamette Meridian, Multnomah County, Oregon, (County Plat No. 3393).

A non-exclusive easement located in Tract "B", Plat of OLD SWEETBRIAR FARM BLOCKS 8, 9, 10, 13 & 15 located in the NE 1/4 & NW 1/4 of Section 1, T.1S., R.3 E. of the W.M., Multnomah County, Oregon, said easement for storm drain sewers and maintenance purposes over, under and across a strip of land ten feet in width measured five feet on either side of the following described centerline:

Beginning at the iron monument at the Southwest corner of Lot 24, Block 7 of the OLD SWEETBRIAR FARM, Plat 3392 of Multnomah County Records, thence South 1 00' 00" West a distance of 15.00 feet to the southerly line of said Tract "B" and the OLD SWEETBRIAR FARM plat and the True Point of Beginning:

Thence from said True Point of Beginning South 89 00' 00" East a distance of 1,114.56 feet to the westerly right-of-way line of S.E. Sweetbriar Lane. Excepting all land southerly of OLD SWEETBRIAR FARM, plat of record.

REGISTERED
 PROFESSIONAL
 LAND SURVEYOR

Edward A. Crane

OREGON
 FEBRUARY 2, 1978
 EDWARD A. CRANE
 1561

SWEETBRIAR CREEK STORM SEWER LID
 OLD SWEETBRIAR FARM
 New Storm Drain Easement (No.3)
 August 2, 1990

Location: Tract "D", Plat of OLD SWEETBRIAR FARM REPLAT BLOCK 15 - BLOCKS 15 THRU 29 located in the NE 1/4 of Section 1, T.1S., R.3E. of the Willamette Meridian, Multnomah County, Oregon, (County Plat No. 3485).

A non-exclusive easement located in Tract "D", Plat of OLD SWEETBRIAR FARM REPLAT BLOCKS 15 - BLOCKS 15 THRU 29 located in the NE 1/4 of Section 1, T.1S., R.3 E. of the W.M., Multnomah County, Oregon, said easement for storm drain sewers and maintenance purposes over, under and across a strip of land ten feet in width measured five feet on either side of the following described centerline:

Beginning at the iron monument at the Southwest corner of Lot 11, Block 17 of the OLD SWEETBRIAR FARM, Plat 3485 of Multnomah County Records, thence South 1 00' 00" West a distance of 15.00 feet to a point on the easterly right-of-way line of S.E. Sweetbriar Lane and the southerly line of said OLD SWEETBRIAR FARM plat of record, and the True Point of Beginning:

Thence from said True Point of Beginning South 89 00' 00" East a distance of 105.00 feet to a point; thence North 3 22' 34" East a distance of 308.00 feet to the Headwall Structure, then continuing North 3 22' 34" East a distance of 15.0 feet with a twenty foot width easement measured ten feet on either side of the described centerline. Excepting all land southerly and easterly of said OLD SWEETBRIAR FARM, plat of record.

REGISTERED
 PROFESSIONAL
 LAND SURVEYOR

Edward A. Crane

OREGON
 FEBRUARY 2, 1978
 EDWARD A. CRANE
 1561

SWEETBRIAR CREEK STORM SEWER LID
 OLD SWEETBRIAR FARM
 New Storm Drain Easement (No.4)
 August 2, 1990

Location: Tract "D", Plat of OLD SWEETBRIAR FARM Replat Block 15 -
 Blocks 15 Thru 29 located in the NE 1/4 of Section 1,
 T.1S., R.3E. of the Willamette Meridian, Multnomah
 County, Oregon, (County Plat No. 3485).

A non-exclusive easement located in Tract "D", Plat of OLD
 SWEETBRIAR FARM REPLAT BLOCKS 15 - BLOCKS 15 THRU 29 located in the
 NE 1/4 of Section 1, T.1S., R.3 E. of the W.M., Multnomah County,
 Oregon, said easement for storm drain sewers and maintenance
 purposes over, under and across a strip of land ten feet in width
 measured five feet on either side of the following described
 centerline:

Beginning at the iron monument located on the Easterly right-of-way
 of S.E Pelton Avenue, said corner common to Lot 13 and Lot 14 of
 Block 29 of the OLD SWEETBRIAR FARM, Plat 3485 of Multnomah County
 Records, thence South 59 55' 49" East a distance of 100.00 feet to
 a corner point common to said Lots 13 and 14 and the True Point of
 Beginning:

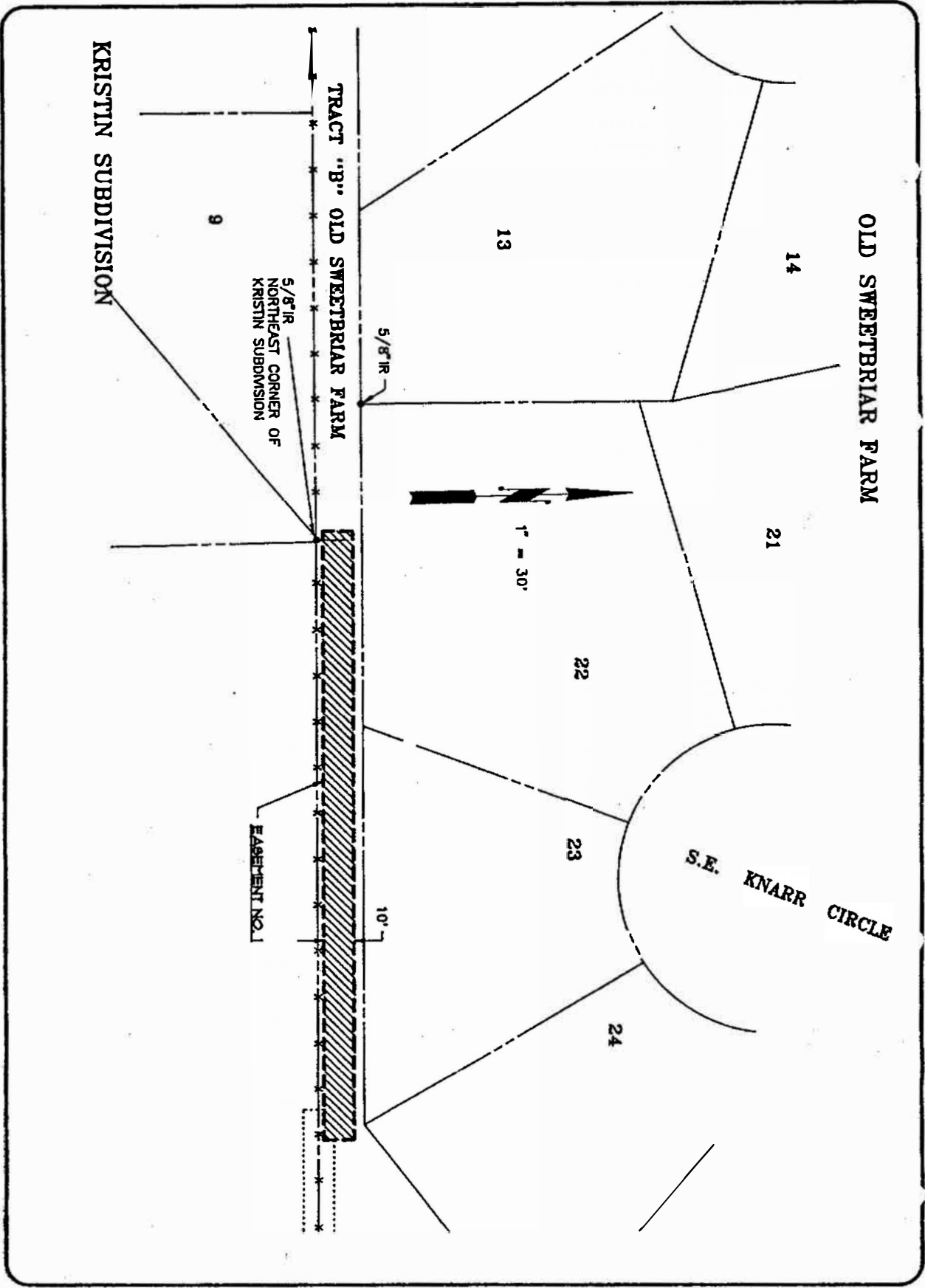
Thence from said True Point of Beginning North 48 06' 09" East a
 distance of 105.00 feet to the Headwall Structure, then continuing
 North 48 06' 09" a distance of 10.0 feet with a ten foot width
 easement measured five feet on either side of the described
 centerline.


REGISTERED
 PROFESSIONAL
 LAND SURVEYOR

Edward A. Crane

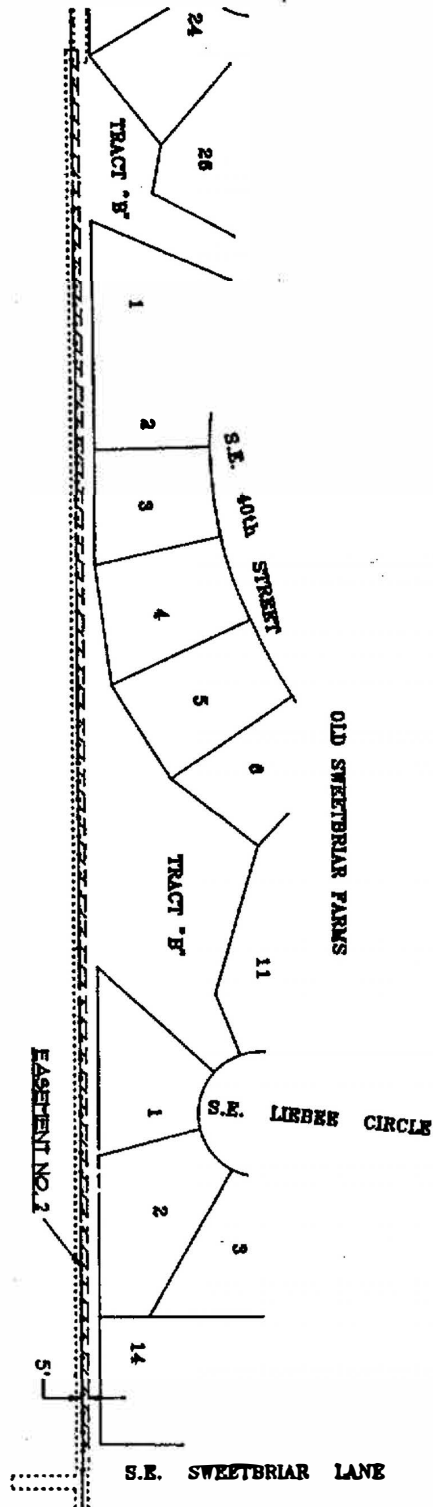
OREGON
 FEBRUARY 2, 1978
 EDWARD A. CRANE
 1561


PROJECT NO. - DWG



PROJECT NO.	SHEET NO.	SWEETBRIAR CREEK STORM SEWER L.I.D. EASEMENT NO. 1	 DAVID J. NEWTON ASSOC. INCORPORATED CIVIL & GEOLOGICAL ENGINEERING 1201 S.W. 12TH AVE., SUITE 620 PORTLAND, ORE. 97205 • 228-7718 • FAX 228-7781 BRANCH 767 WILLAMETTE ST., SUITE 306 EUGENE, ORE. 97401 • 344-0955 • FAX 344-1827	REVISIONS	
					J STORNO DESIGNED DATE 8/90 J RECS DATE 8/90 DRAIN DATE 8/90 D WELDON CHECKED DATE 8/90

PROJECT NO. - DWG



PROJECT NO.	SHEET NO.	SWEETBRIAR CREEK STORM SEWER L.I.D.	 DAVID J. NEWTON ASSOC. INCORPORATED CIVIL & GEOLOGICAL ENGINEERING 1201 S.W. 12TH AVE., SUITE 820 PORTLAND, ORE. 97205 • 228-7718 • FAX 228-7781 BRANCH 767 WILLAMETTE ST., SUITE 306 EUGENE, ORE. 97401 • 344-0955 • FAX 344-1827	DESIGNED	8/90
		EASEMENT NO. 2		DRAWN	8/90
				CHECKED	8/90
				DATE	
REVISIONS					

S.R. SWEETBRIAR LANE

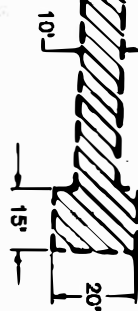
11

10

9

8

EASEMENT NO. 3



PROJECT NO.

SHEET NO.

SWEETBRIAR CREEK
STORM SEWER L.I.D.

EASEMENT NO. 3



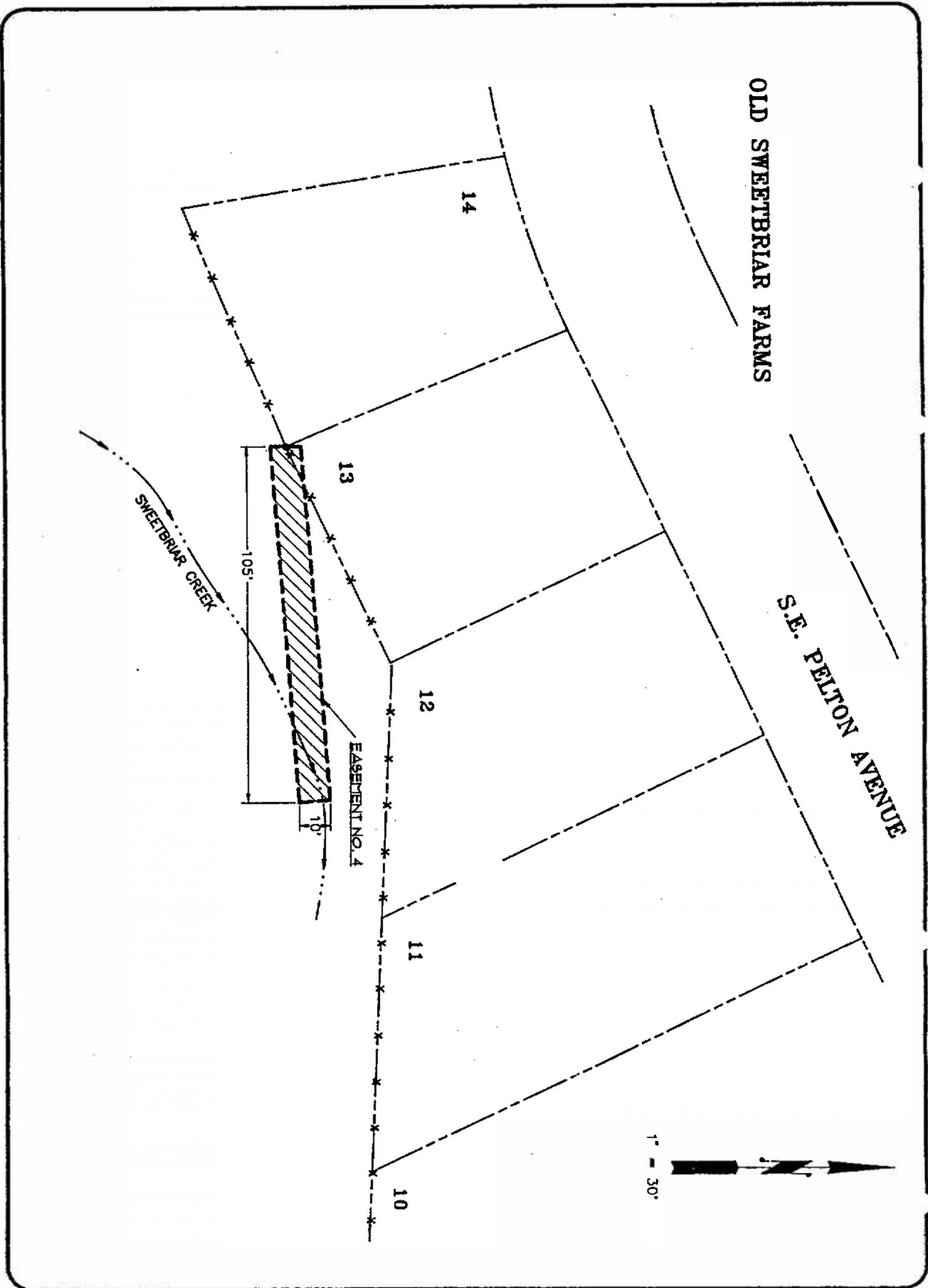
DAVID J. NEWTON ASSOC.
INCORPORATED


CIVIL & GEOLOGICAL ENGINEERING
1201 S.W. 12TH AVE., SUITE 820
PORTLAND, ORE. 97205 • 228-7718 • FAX 228-7781
BRANCH 767 WILLAMETTE ST., SUITE 306
EUGENE, ORE. 97401 • 344-0855 • FAX 344-1827

DESIGNED		DATE	
J. STORNO	8/90	J. RICKS	8/90
DRAWN		DATE	
D. WILBORN	8/90	D. WILBORN	8/90
CHECKED		DATE	

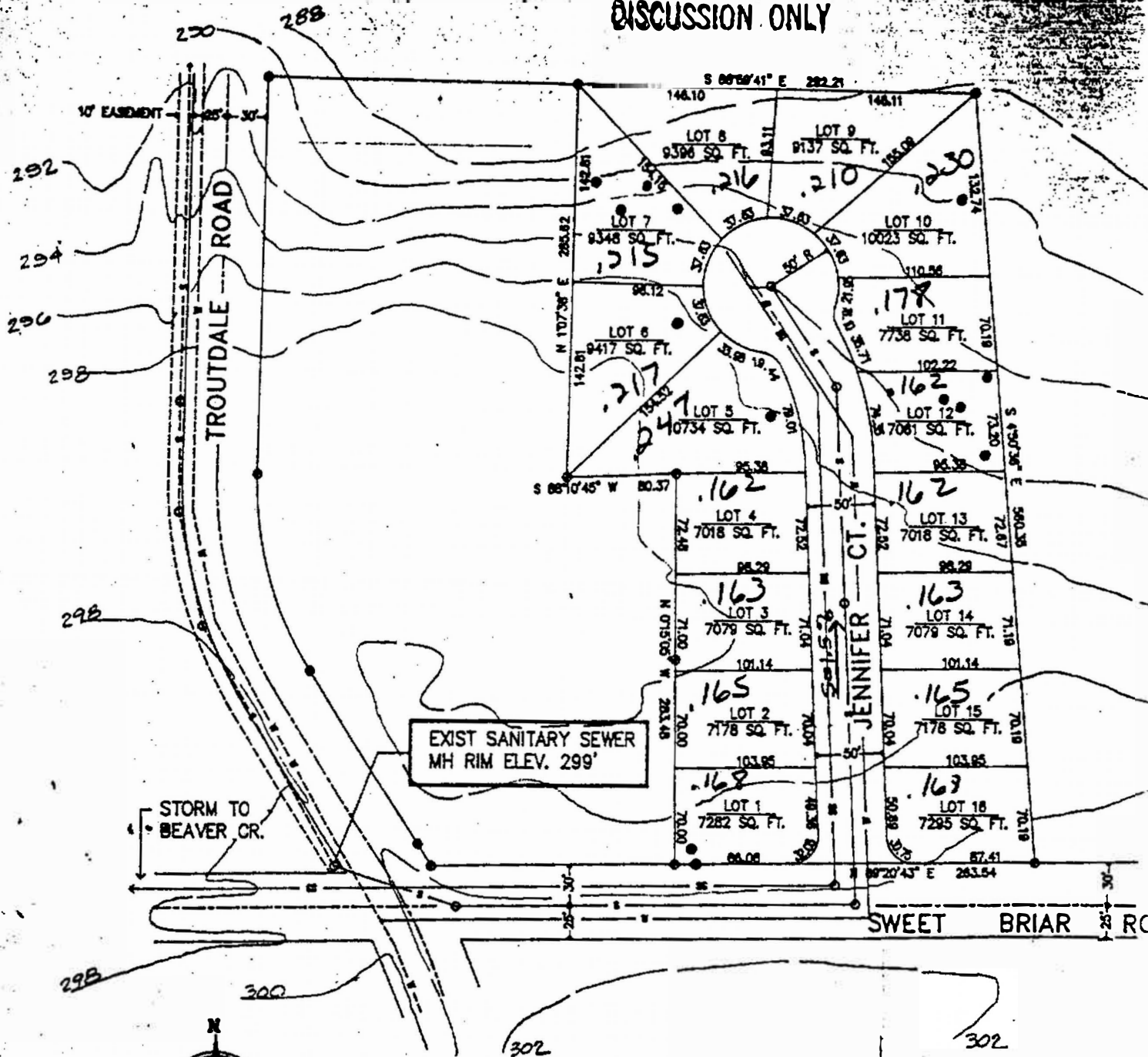
REVISIONS

PROJECT NO. - 016



PROJECT NO.	SHEET NO.	SWEETBRIAR CREEK STORM SEWER L.I.D.	 DAVID J. NEWTON ASSOC. INCORPORATED CIVIL & GEOLOGICAL ENGINEERING 1201 S.W. 12TH AVE., SUITE 620 PORTLAND, ORE. 97205 • 228-7718 • FAX 228-7781 BRANCH 767 WILLAMETTE ST., SUITE 306 EUGENE, ORE. 97401 • 344-0955 • FAX 344-1827	DESIGNED	8/90
		EASEMENT NO. 4		J. STORRAO 1 BRGS DRAWN D. WELBORN CHECKED DATE	DATE 8/90 DATE 8/90 DATE
				REVISIONS	

PRELIMINARY:
DISCUSSION ONLY



PRELIMINARY SITE PLAN

SCALE: 1" = 100'



- MONUMENT (IRON ROD)
- CITY BOUNDARY
- EXISTING WATER SERVICE
- PROPOSED WATER SERVICE
- EXISTING SANITARY SEWER