

RESOLUTION NO. 987

A RESOLUTION ACCEPTING A ROADWAY AND UTILITY EASEMENT OVER, UNDER AND ACROSS PROPERTY IN SECTION 36, TOWNSHIP 1N, RANGE 3E, OF THE WILLAMETTE MERIDIAN IN THE COUNTY OF MULTNOMAH AND THE STATE OF OREGON IN CONNECTION WITH THE RECONSTRUCTION OF A PORTION OF SE STARK STREET.

WHEREAS, Multnomah County is reconstructing a portion of SE Stark Street in the City of Troutdale between Troutdale Road and Evans Avenue, and

WHEREAS, the City of Troutdale desires that utilities be undergrounded in connection with any such improvement project, and

WHEREAS, an easement for access to certain property is needed to affect the desired improvements.

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

The City hereby accepts the roadway/utility easement agreement attached hereto and made a part of this document, from Greg A. Hemstreet and Mark P. Rickwell, property owners.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THIS 8TH DAY OF SEPTEMBER, 1992.

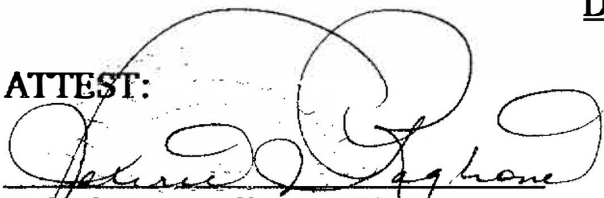
YEAS: 3
NAYS: 0
ABSTAINED: 0



Sam K. Cox, Mayor

Dated: September 9, 1992

ATTEST:



Valerie J. Raglione, CMC
City Recorder

D:\ROCKWELL\EAS

ROADWAY/UTILITY EASEMENT AGREEMENT

Greg A. Hemstreet and Mark P. Rockwell (Grantors) in consideration for the promises 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) a non-exclusive easement for the purposes of maintaining, repairing, altering and installing roadway and utilities 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, telephone, cable television, natural gas and other utilities including the right of ingress and egress for emergency vehicle and utility maintenance and repair purposes only, when necessary on, over, under and across the real property located in the County of Multnomah and State of Oregon, described as:

A PARCEL OF LAND LOCATED IN THE SOUTHEAST ONE-QUARTER OF SECTION 36, TOWNSHIP 1 NORTH, RANGE 3 EAST OF THE WILLAMETTE MERIDIAN, CITY OF TROUTDALE, MULTNOMAH COUNTY, OREGON, DESCRIBED AS FOLLOWS:

THE SOUTH 10.00 FEET WHEN MEASURED AT RIGHT ANGLES, OF THAT PARCEL OF LAND DESCRIBED IN BOOK 2561 PAGES 2322 AND 2323 MULTNOMAH COUNTY DEED RECORDS.

Date: _____
By: _____

STATE OF OREGON)
COUNTY OF *Washington*) ss.

Personally appeared the above named Greg A. Hemstreet who, being first duly sworn, did say that this instrument was acknowledged as their voluntary act and deed.

Greg A. Hemstreet

Greg A. Hemstreet

BEFORE ME:

Susan Byler

NOTARY PUBLIC FOR OREGON
Commission Expires: *6-9-93*

CERTIFICATE OF ACCEPTANCE

I, Valerie J. Raglione, Recorder of the City of Troutdale, hereby certify that the foregoing agreement was accepted by the Common Council of the City of Troutdale on the *9th* day of *September* 1992, by Resolution No. _____.

Dated this 9 day of *September*, 1992.

Valerie J. Raglione

CITY RECORDER

STATE OF OREGON)
COUNTY OF MULTNOMAH) ss.

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

BEFORE ME:

NOTARY PUBLIC FOR OREGON
Commission Expires: _____

Date: 8-7-92
By: MARK ROCKWELL

STATE OF OREGON)
) ss.
COUNTY OF)

Personally appeared the above named Mark P. Rockwell who, being first duly sworn, did say that this instrument was acknowledged as their voluntary act and deed.

Mark P. Rockwell
Mark P. Rockwell

BEFORE ME:

Mark S. Dane
NOTARY PUBLIC FOR OREGON
Commission Expires: 12-22-95



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