

**RESOLUTION NO. 1238**

**A RESOLUTION GRANTING AN EASEMENT ALONG THE EAST SIDE OF A PORTION OF TROUTDALE ROAD TO MULTNOMAH COUNTY FOR SIDEWALK, SLOPE, DRAINAGE AND UTILITY PURPOSES.**

**WHEREAS**, it was found that this sidewalk, slope, drainage and utility easement was necessary to meet the demands of public health, safety and welfare; and

**WHEREAS**, the City of Troutdale, the current property owner of this site, agrees to grant this easement to Multnomah County, at no cost to the County; and

**WHEREAS**, it is understood between both parties (Multnomah County and the City, current property owner) that this easement will remain in effect until such time as the County sees the need to relinquish this easement; and

**WHEREAS**, City staff have reviewed the attached written description (prepared by Multnomah County personnel) of this easement and found the language to be in compliance with the City's ordinances; and

**WHEREAS**, the physical size of this easement was found to be adequate, as determined by Multnomah County, for sidewalk, slope, drainage, and utility purposes; and

**NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TROUTDALE**

That this sidewalk, slope, drainage, and utility easement in property owned by the City of Troutdale, as is more specifically described on the attached legal description and graphically shown on the attached exhibit map labeled Exhibit "A", be granted to Multnomah County.

**YEAS:** 5  
**NAYS:** 0  
**ABSTAINED:** 0



**Paul Thalhoffer, Mayor**

**Dated:** 4-16-96



**George Martinez, City Recorder**

**Adopted:** 4-9-96

RETURN TO:  
GEORGE MARTINEZ  
CITY OF TROUTDALE  
104 SE KIBLING AVE.  
TROUTDALE, OR 97060

original

EASEMENT

CITY OF TROUTDALE, a State of Oregon municipality, conveys to MULTNOMAH COUNTY, a political subdivision of the State of Oregon, an easement for the construction and maintenance of sidewalk, slope, utility and drainage facilities through, over, under, along and within the following described parcel of land:

A tract of land situated in the Southwest One-quarter of Section 36, T1N, R3E, W.M., in the City of Troutdale, Multnomah County, Oregon, said tract being more particularly described as follows:

Beginning at a 5/8 inch iron rod at the Southwest corner of Lot 1, Block 1 of CORBETH, a subdivision recorded October 13, 1977, in Book 1208, Pages 26 and 27, Multnomah County Plat Records, said rod also being on the East right-of-way line of Troutdale Road, County Road No. 533; thence easterly along the South line of said Lot 1 perpendicular to the centerline of said Troutdale Road, a distance of 15.00 feet to a point; thence southerly parallel to the centerline of Troutdale Road, a distance of 200.00 feet to a point; thence westerly along a line being perpendicular to the centerline of Troutdale Road, a distance of 5.00 feet to a point; thence southerly along a line being 50.00 feet East and parallel to the centerline of said Troutdale Road, a distance of 462.00 feet, more or less, to a point in the centerline of the main channel of Beaver Creek; thence westerly along said main channel centerline, a distance of 10.00 feet, more or less, to a point being on East right-of-way line of Troutdale Road, said point also being 40.00 feet easterly when measured at right angles to the centerline of said Troutdale Road; thence northerly along the East right-of-way line of Troutdale Road, a distance of 662.00 feet, more or less, to the point of beginning.

Containing 7,620 square feet, more or less.

AFTER RECORDING, RETURN TO:  
Pat Hinds/Bldg. #425

FOR TAX STATEMENTS:  
Multnomah County  
Transportation Division  
1620 SE 190th Avenue  
Portland OR 97233

As shown on attached EXHIBIT "A", herein made a part of this document.

In addition to the above described easement, an easement for the construction and maintenance of slope and drainage facilities through, over, under, along and within the following described parcel of land:

Beginning at the point of intersection of the centerline of the main channel of Beaver Creek and the East right-of-way line of Troutdale Road, County Road No. 533, said point being 40.00 feet East when measured at right angles to the centerline of said Troutdale Road; thence northerly along the East right-of-way line of Troutdale Road, a distance of 75.00 feet to a point; thence easterly along a line perpendicular to the centerline of Troutdale Road, a distance of 50.00 feet to a point; thence southerly along a line being parallel to the centerline of said Troutdale Road, a distance of 75.00 feet, more or less, to the point of intersection with the centerline of the main channel of Beaver Creek; thence westerly along said Beaver Creek main channel centerline, a distance of 50.00 feet, more or less, to the point of beginning. Excepting therefrom the West 10.00 feet, being a part of the previously described sidewalk, slope, utility and drainage easement.

Containing 3,000 square feet, more or less.

As shown on attached EXHIBIT "A", herein made a part of this document.

It is understood and agreed that no buildings shall be erected upon the two above referenced easements without the written consent of the Board of County Commissioners.

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The City of Troutdale, a municipal corporation hereinafter called Grantor, does hereby grant to Multnomah County, hereinafter called Grantee, a sidewalk, slope, drainage, and utility easement as described herein and on Exhibit A hereto. This grant of easement shall run with the land and shall be binding upon and shall inure to the benefit of the parties hereto, their heirs, successors, and assigns. No structure shall be erected upon said easement without written consent of the Grantee. The consideration for this grant is nonmonetary.

I, George Martinez, Recorder of the City of Troutdale, hereby certify that the foregoing easement was granted by the Council of the City of Troutdale on the 9 day of April, 1996, by Resolution No. 1238.

Dated this 23 day of April, 1996.

George Martinez  
CITY RECORDER

(seal)

STATE OF OREGON )  
 ) ss.  
COUNTY OF MULTNOMAH )

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

BEFORE ME:

Marion Berg  
NOTARY PUBLIC FOR OREGON  
Commission Expires: 5-19-98

(seal)



5

SEE CS 2468  
S.W. 19458

IN 3E 36BC

S.W. COR.  
JOHN DOUGLAS  
D.L.C. 51

IN 3E 36BD

S.E. DORA CT.

21ST

S.E. SANDY CT.

BEAVER ST.

S.E. D.L. 623.75'

N.W. COR. D.L.C. 50

S.W. 22ND ST.

S.W. 23RD ST.

SEE MAP

3E 36CB

S.W. 25TH CIR.  
S.W. 26TH CIR.

SIDEWALK, SLOPE  
AND UTILITY EASEMENT

S.E. HARLOW CT.

HARLOW AVE.

KIBLING AVE.

S.E. 36CA

SEE MAP

IN 3E 36CA

S.E. 36CA

S.E. 36CA

S.E. 36CA

S.E. 36CA

S.E. 36CA

S.E. 36CA

S.E. 36CA

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300  
46.04 AC.

400  
23.45 AC.

200  
5.69 AC.

BEAVER

SLOPE AND DRAINAGE EASEMENT

242

SEE MAP  
IN 3E 36CC

EXHIBIT "A"

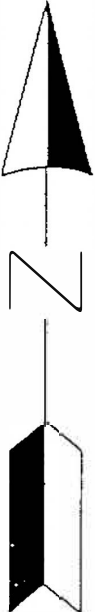
NO SCALE

S/L D.L.C. 50

STARK ST.

(BASELINE ROAD)

N/L JOHN LEWELLYN D.L.C. 60



2645.68'

126.09' N89°44'45"W

241.86' S27°42'38"W

135.55' S6°47'43"W

240.00' S22°11'34"E

106.72' S8°58'26"W

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*5-17-96*  
RECORDER'S OFFICE  
CITY OF TROUTDALE

# MULTNOMAH COUNTY OREGON

DIVISION OF ASSESSMENT AND TAXATION  
421 SW 6TH AVENUE #308  
PORTLAND, OREGON 97205  
RECORDING SECTION (503) 248-3034

Recorded in the County of Multnomah, Oregon  
C. Swick, Deputy Clerk

 28.00

96067077 1:08pm 05/03/96

009 40001594 04 03

A49 5 0.00 25.00 3.00 0.00 0.00

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*1 of 6*