

**RESOLUTION NO. 1285-O**

**A RESOLUTION GRANTING A TEMPORARY CONSTRUCTION EASEMENT AND A PERMANENT UTILITY AND ACCESS EASEMENT ON NE HARLOW PLACE TO THE OREGON DEPARTMENT OF TRANSPORTATION**

**WHEREAS**, the Oregon Department of Transportation (ODOT) is in need of a temporary construction and permanent utility and access easement to meet the demands of the public health, safety and welfare; and

**WHEREAS**, the temporary construction easement will automatically be null and no longer in effect at the time these project improvements are 100 percent completed by the ODOT; and

**WHEREAS**, the permanent utility and access easement will be a permanent easement granted, by way of this resolution, to the ODOT by the City of Troutdale; and

**WHEREAS**, the ODOT, as part of the improvements to Interstate 84 freeway, will be placing a storm sewer main and a storm sewer pump station in or near the City-owned street, NE Harlow Place; and

**WHEREAS**, it is understood by both the City and the ODOT, that all future maintenance, repairs, replacements, necessary upgrades, et cetera., to this system will be the responsibility of the ODOT and not the City's; and

**WHEREAS**, the ODOT, and/or its representatives and general contractor(s) agrees to apply for a public works permit from the Department of Public Works before any construction begins within the City-owned street right-of-way, NE Harlow Place; and pay any applicable fees; and

**WHEREAS**, the ODOT further agrees to return the area(s) affected by construction to their original condition or better, as determined by City personnel.

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

That the aforementioned permanent utility and access easement, as is more particularly described on the attached description and shown on the attached exhibit maps, is granted to the ODOT for the purposes described herein.

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

YEAS: 7  
NAYS: 0  
ABSTAINED: 0

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



97023745 1:39pm 02/18/97

009 50004357 05 07  
F98 6 5.00 30.00 3.00 20.00 0.00

Paul A. Thalhfer  
Paul A. Thalhfer, Mayor

Dated: 12/4/96

George Martinez  
George Martinez, City Recorder

Adopted: November 26, 1996

c:\WORD\RESOL96

# UTILITY EASEMENT

The City of Troutdale, a municipal corporation in the State of Oregon (herein "GRANTOR"), hereby grants to the Oregon Department of Transportation (herein "GRANTEE") a utility easement for the construction, operation, maintenance, repair, and replacement of a storm water drainage system over, under, through, along, and within the following described parcel of land:

REFER TO ATTACHED EXHIBIT "A"

Containing 5,155 square feet, more or less, and depicted on the drawing attached as EXHIBIT B.

CONSIDERATION: None

TERMS AND CONDITIONS: None

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 26<sup>th</sup> day of November, 1996, by Resolution No. 1285.

Dated this 7<sup>th</sup> day of February, 1998.

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: 5-18-98



EXHIBIT A

File R6119027

N.E. 223rd Avenue - Troutdale Sec.  
Columbia River Highway  
Multnomah County  
Drg. No. 1A-22-7  
Throughway  
clm 9-6-96

City of Troutdale

**Permanent Easement for Drainage Facilities**

A parcel of land lying in Lot 2 of Section 25, Township 1 North, Range 3 East, W.M., Multnomah County, Oregon and being a portion of N.E. Harlow Place; the said parcel being that portion of N.E. Harlow Place included in a strip of land variable in width, lying on the Northerly side of the centerline of the relocated Columbia River Highway, which centerline is described as follows:

Beginning at Engineer's centerline Station 507+09.36, said station being 1,250.59 feet South and 1,601.38 feet East of the Northwest corner of Section 25, Township 1 North, Range 3 East, W.M.; thence South 82° 58' 01" East 3,249.61 feet to Engineer's centerline Station 539+58.97.

The width in feet of said strip of land is as follows:

<u>Station</u>	to	<u>Station</u>	<u>Width on Northerly Side of Centerline</u>
507+70.00		508+20.00	270.00 in a straight line to 295.00
508+20.00		510+00.00	295.00

Bearings are based upon the Oregon Coordinate System of 1983, north zone.

This parcel of land contains 5,155 square feet, more or less.

NOTE: This parcel lies within the NE¼NW¼ of Sec 25, T 1 N, R 3 E, WM.

g. No. 1A-22-7  
ject No. R6119  
SEP 06 1996

Sec. 25, T. 1 N., R. 3 E., W.M.

27,160<sup>±</sup> Total  
026

TROUTDALE CITY LIMIT  
CITY OF TROUTDALE  
HARLOW PLACE  
NE  
5' 151' 5" Drilled  
Facilitated  
T. & G. Base

SANDY RIVER



027

N. 690.500  
E. 7,719.500

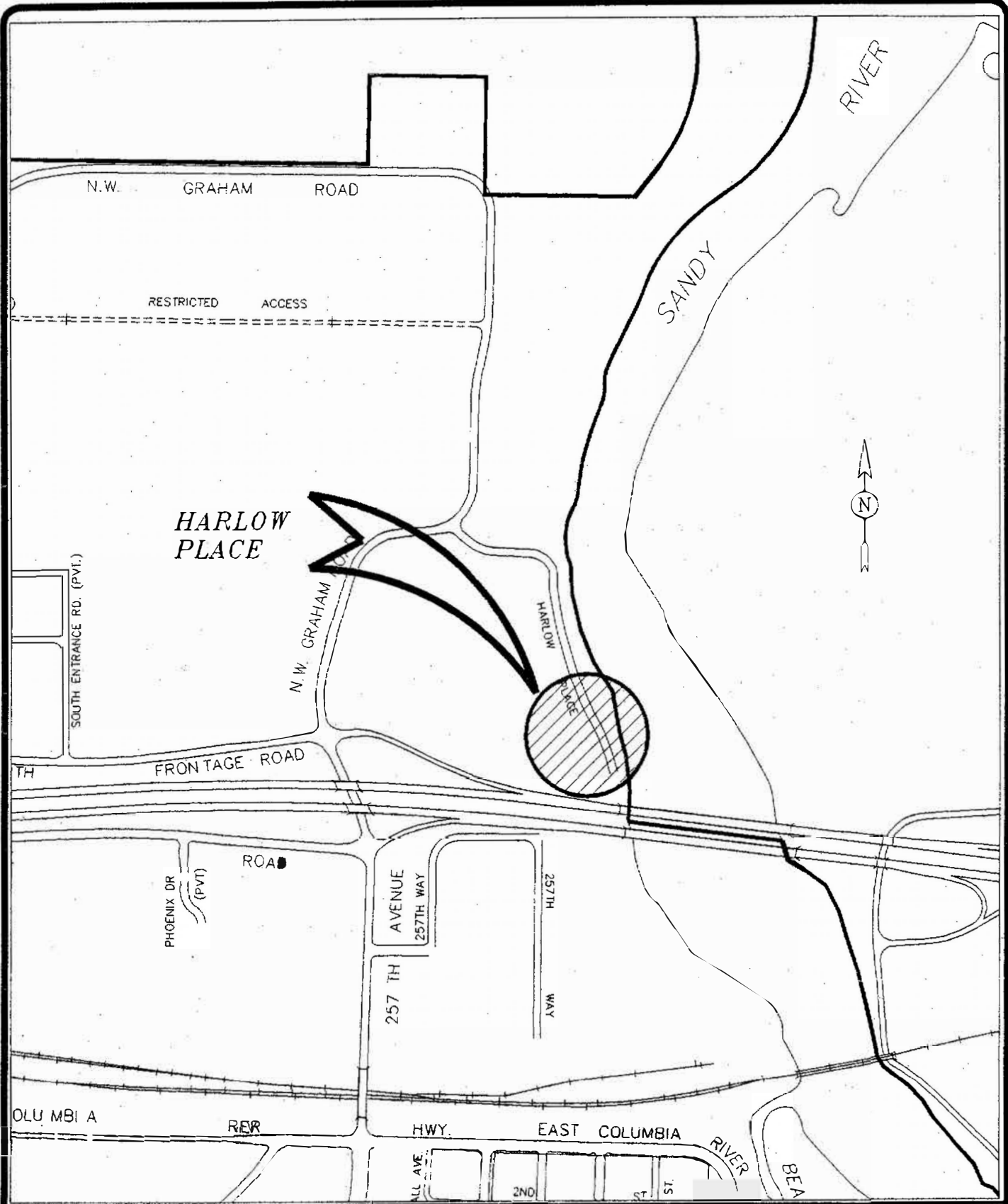
NE 223rd Avenue - Troutdale Sec.  
Columbia River Highway  
Multnomah County

S 82° 58' 01" E  
COLUMBIA RIVER HIGHWAY

**Exhibit B**

E. 7,719.674.50

"XLW" 507+1349 P.T.  
M7X



FILE NAME: HARLOW PLACE  
 TITLE BLOCK: TB8X11  
 EXTERNAL REFERENCES: NONE  
 PLOT DATE: 11-18-96  
 BY: J.M  
 PREVIOUS REVISION DATE: NONE



DEPARTMENT OF PUBLIC WORKS  
 CITY OF TROUTDALE  
 HARLOW PLACE  
 MULTNOMAH COUNTY, OREGON  
 NOVEMBER 1996