

RESOLUTION NO. 716-R

A RESOLUTION ACCEPTING A UTILITY EASEMENT ACROSS PROPERTY IN SECTION 25 TOWNSHIP 1 NORTH RANGE 3 EAST, WILLAMETTE MERIDIAN, CITY OF TROUTDALE, COUNTY OF MULTNOMAH, STATE OF OREGON OWNED BY JAMES T. COLT.

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 television, 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, which is owned by JAMES T. COLT, described as follows:

A 12.00 foot wide waterline easement lying 5.00 feet on each side of the following described centerline, located in the Southeast One-Quarter of Section 25, Township 1 North, Range 3 East of the Willamette Meridian, City of Troutdale, County of Multnomah, State of Oregon, being more particularly described as follows:

Beginning at a point on the southwesterly line of Tract 13 as shown on map title "SURVEY OF THE A.E. JACKSON PROPERTY" surveyed by O.G. Porter in October 1922 and filed at the Multnomah County Surveyor's Office under No. G4-27, said point bears South $48^{\circ}10'40''$ East a distance of 771.10 feet from a concrete monument with a brass cap marked "White Stone" that is 10 feet easterly from a large black stone as described in a deed conveyed by O.N. Yaw to W.P. Pelton in Book 85, Page 440, Multnomah County Deed Records; thence North $33^{\circ}31'03''$ West a distance of 37.34 feet; thence North $10^{\circ}36'24''$ West a distance of 6.25 feet; thence South $79^{\circ}23'36''$ West a distance of 35.28 feet; thence North

10°36'24" West a distance of 75.87 feet; thence North 14°46'14" West a distance of 81.30 feet to a point of curvature; thence Northwesterly, a distance of 138.25 feet along the arc of a 295.32 foot radius circular curve to the left through a central angle of 26°49'22" (long chord bears North 28°10'55" West a distance of 136.99 feet) to a point of tangency; thence North 41°35'36" West a distance of 17.07 feet; thence North 42°08'14" West a distance of 39.34 feet; thence North 48°56'51" West a distance of 49.47 feet; thence North 52°32'02" West a distance of 15.25 feet to the TERMINUS POINT of this description; said TERMINUS POINT bears South 69°25'11" East a distance of 353.78 feet from above said brass cap.

Subject to reservations, restrictions and easements of record.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THIS
 22ND DAY OF NOVEMBER, 1988.

YEAS	<u>4</u>
NAYS	<u>0</u>
ABSTENTIONS	<u>0</u>

Sam K Cox
 Sam K. Cox, Mayor
 Dated Signed: 11/23/88

ATTEST:

Valerie J. Maglione
 Valerie J. Maglione
 City Recorder
 CD27-27

KNOW ALL MEN BY THESE PRESENTS, That JAMES T. COLT, hereinafter referred to as "Grantor", in consideration of \$10.00 and other good and valuable consideration, the receipt of which is hereby acknowledged, does 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 or beneath the surface of the ground and for all other utility purposes, including facilities for the conveyance of electricity, telephonic messages, cable television, 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 12.00 foot wide waterline easement lying 6.00 feet on each side of the following described centerline, located in the Southeast One-Quarter of Section 25, Township 1 North, Range 3 East of the Willamette Meridian, City of Troutdale, County of Multnomah, State of Oregon, being more particularly described as follows:

Beginning at a point on the southwesterly line of Tract 13 as shown on map title "SURVEY OF THE A.E. JACKSON PROPERTY" surveyed by G.G. Porter in October 1922 and filed at the Multnomah County Surveyor's Office under No. G4-27, said point bears South $48^{\circ}10'40''$ East a distance of 771.10 feet from a concrete monument with a brass cap marked "White Stone" that is 10 feet easterly from a large black stone as described in a deed conveyed by O.N. Yaw to W.P. Palton in Book 85, Page 440, Multnomah County Deed Records; thence North $33^{\circ}31'03''$ West a distance of 37.34 feet; thence North $10^{\circ}36'24''$ West a distance of 6.25 feet; thence South $79^{\circ}23'36''$ West a distance of 35.28 feet; thence North $10^{\circ}36'24''$ West a distance of 76.87 feet; thence North $14^{\circ}46'14''$ West a distance of 81.30 feet to a point of curvature; thence Northwesterly, a distance of 138.25 feet along the arc of a 295.32 foot radius circular curve to the left through a central angle of $26^{\circ}49'22''$ (long chord bears North $28^{\circ}10'55''$ West a distance of 136.99 feet) to a point of tangency; thence North $41^{\circ}35'36''$ West a distance of 17.07 feet; thence North $42^{\circ}08'14''$ West a distance of 39.34 feet; thence North $48^{\circ}56'51''$ West a distance of 49.47 feet; thence North $52^{\circ}32'02''$ West a distance of 15.25 feet to the TERMINUS POINT of this description; said TERMINUS POINT bears South $69^{\circ}25'11''$ East a distance of 353.78 feet from above said brass cap.

Subject to reservations, restrictions and easements of record.

Grantor covenants that he is the owner of the the above described real property and has the unrestricted right to grant the above easement.

IN WITNESS WHEREOF, the parties hereto have signed and executed this Easement this 17 day of NOVEMBER, 1988.

GRANTOR:

James T. Colt
JAMES T. COLT

STATE OF OREGON)
) ss. Date Signed: November 17, 1988
COUNTY OF MULTNOMAH)

Personally appeared the above named JAMES T. COLT who acknowledged the foregoing instrument to be his voluntary act and deed.

BEFORE ME: Maurice Beeg
NOTARY PUBLIC FOR OREGON
My Commission Expires: 5-18-90

CERTIFICATE OF ACCEPTANCE

I, Valerie J. Raglione, 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 22ND day of NOVEMBER, 1988, by Resolution No. 716 -R.

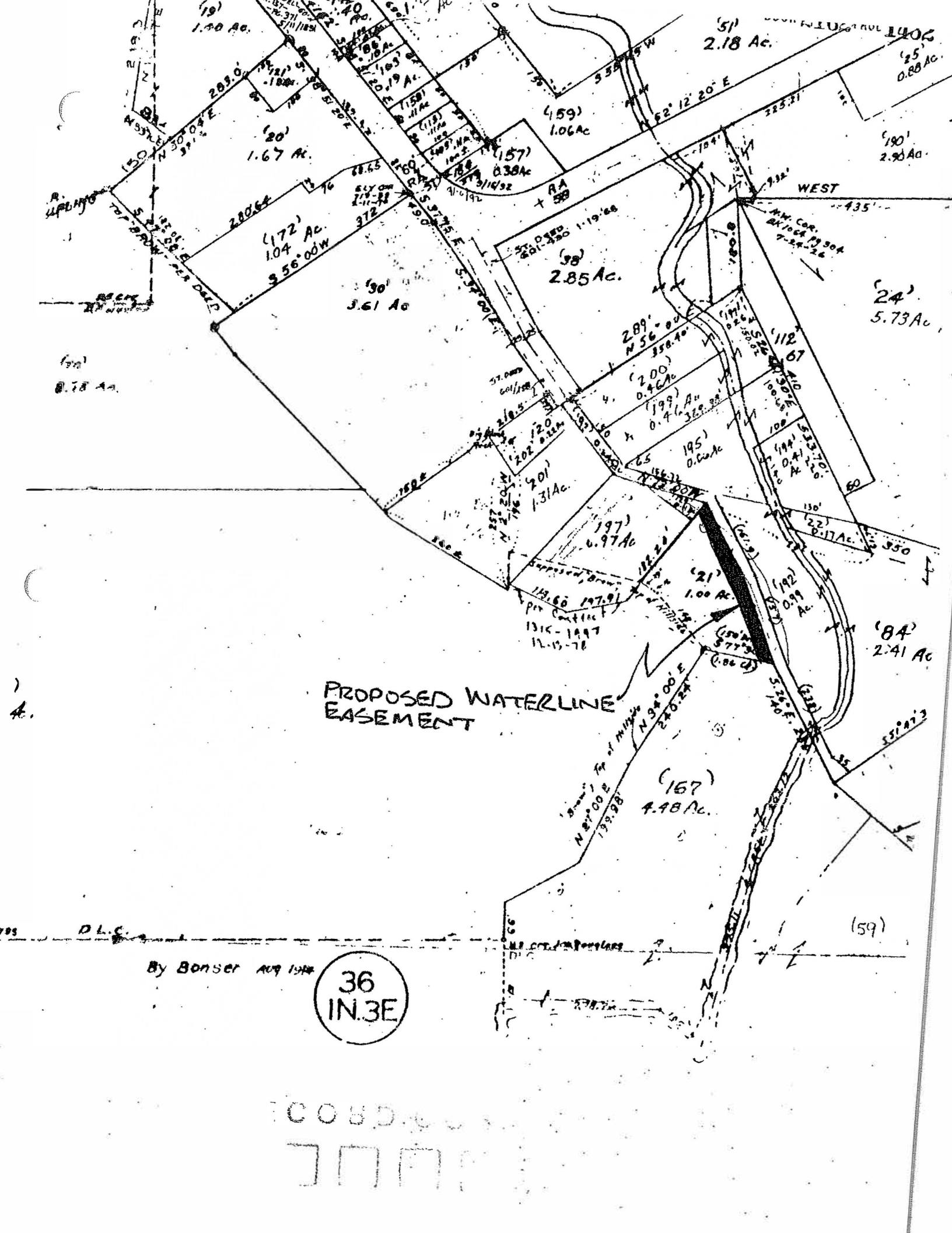
Dated this 23 day of NOVEMBER, 1988.

Valerie J. Raglione
Valerie J. Raglione
City Recorder
STATE OF OREGON)
) ss. Date Signed: 11/23/88
COUNTY OF MULTNOMAH)

Personally appeared the above named Valerie J. Raglione, who acknowledged the foregoing instrument to be her voluntary act and deed.

BEFORE ME: Maurice Beeg
NOTARY PUBLIC FOR OREGON
My Commission Expires: 5-18-90

CD27130



PROPOSED WATERLINE EASEMENT

By Bonser Aug 1978

36
IN. 3E

RECORDED
1978