

City of Sherwood, Oregon
Resolution No. 96-642

WHEREAS, under and by virtue of the laws of the State of Oregon, the City of Sherwood is duly authorized and empowered to locate, acquire, construct, reconstruct, alter, enlarge, renew, replace, operate and maintain such facilities as in the judgment of its City Council are necessary and proper for the area of the City; and

WHEREAS, under and by virtue of the laws of the State of Oregon the City of Sherwood may acquire by purchase, gift, devise, condemnation proceedings, or otherwise, such real and personal property, interests therein, and rights of way, either within or without the limits of the City as in the judgment of the City Council are necessary or proper to exercise its power; and

WHEREAS, for the purpose of providing a facility to serve the City of Sherwood and for the health, safety, benefit, and general welfare of the public, the City of Sherwood plans to locate, construct, and maintain the Sunset Boulevard extension and Murdock-Sunset Intersection.

NOW THEREFORE, THE CITY OF SHERWOOD RESOLVES AS FOLLOWS:

1. The City of Sherwood does hereby find and declare that there is needed and required for the location, construction, operation, maintenance, repair, and improvement of the City of Sherwood, land for the construction and operation of the Sunset Boulevard extension and Murdock-Sunset intersection and the real property set forth and described in Exhibit 1 attached hereto and by reference incorporated herein are deemed necessary for the provision of the services noted herein.

2. The location, construction, operation, maintenance, repair, and improvement of the City of Sherwood streets for which the real property and interests therein described in Exhibit 1 attached hereto and by reference incorporated herein is required and is being taken as necessary in the public interest, and that the street improvements will be designed and constructed in a manner that will be most compatible with the greatest public benefit and the least private injury or damage.

3. The City of Sherwood and its City Manager and its attorney be and they are hereby authorized to attempt to agree with the owner and other person, in interest in the real property and interest therein

described in Exhibit 1 attached hereto and by reference incorporated herein as to the compensation to be paid for the appropriation of the property, and, in the event that no satisfactory agreement can be reached, then the attorneys for City of Sherwood be and the same hereby are directed and authorized to commence and prosecute to final determination such proceedings as may be necessary to acquire the real property and interest therein and that upon the filing of such proceeding, seeks immediate possession of the real property and interest therein.

4. Upon the trial of any suit or action instituted to acquire the real property or any interests therein, the attorneys acting for and on behalf of City of Sherwood be and hereby are authorized to make such stipulation, agreement, or admission as in their judgment may be for the best interest of the City of Sherwood.

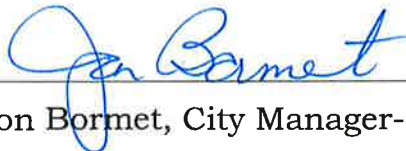
5. In order to protect the health, safety, and welfare of the public an emergency exists and it is necessary that no undue delay be encountered in obtaining access to and possession of the real property and interests therein described in Exhibit 1 in order to establish and implement the City's plans to construct the street improvement project and therefore, this resolution shall be in force and effect from and after its passage by the City Council of the City of Sherwood.

6. This resolution is passed and adopted by the City Council of the City of Sherwood on June 25, 1996, and be and hereby is entered in full in the minutes and records of the City as of this date.



Walter A. Hitchcock, Mayor

ATTEST:



Jon Bormet, City Manager-Recorder



DAVID EVANS AND ASSOCIATES, INC.

2828 SW Corbett Avenue

Portland, Oregon 97201

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SHWX0054

P.G.L.

7-1-96

LEGAL DESCRIPTION FOR PARCEL
TO BE DEDICATED
AND ADJOINING SLOPE EASEMENT

A portion of a tract of land described in Document Number 95026202 and recorded in Washington County Deed Records located in the southeast one-quarter of Section 32, Township 2 south, Range 1 west of the Willamette Meridian, City of Sherwood, Washington County, Oregon, said portion being more particularly described as follows:

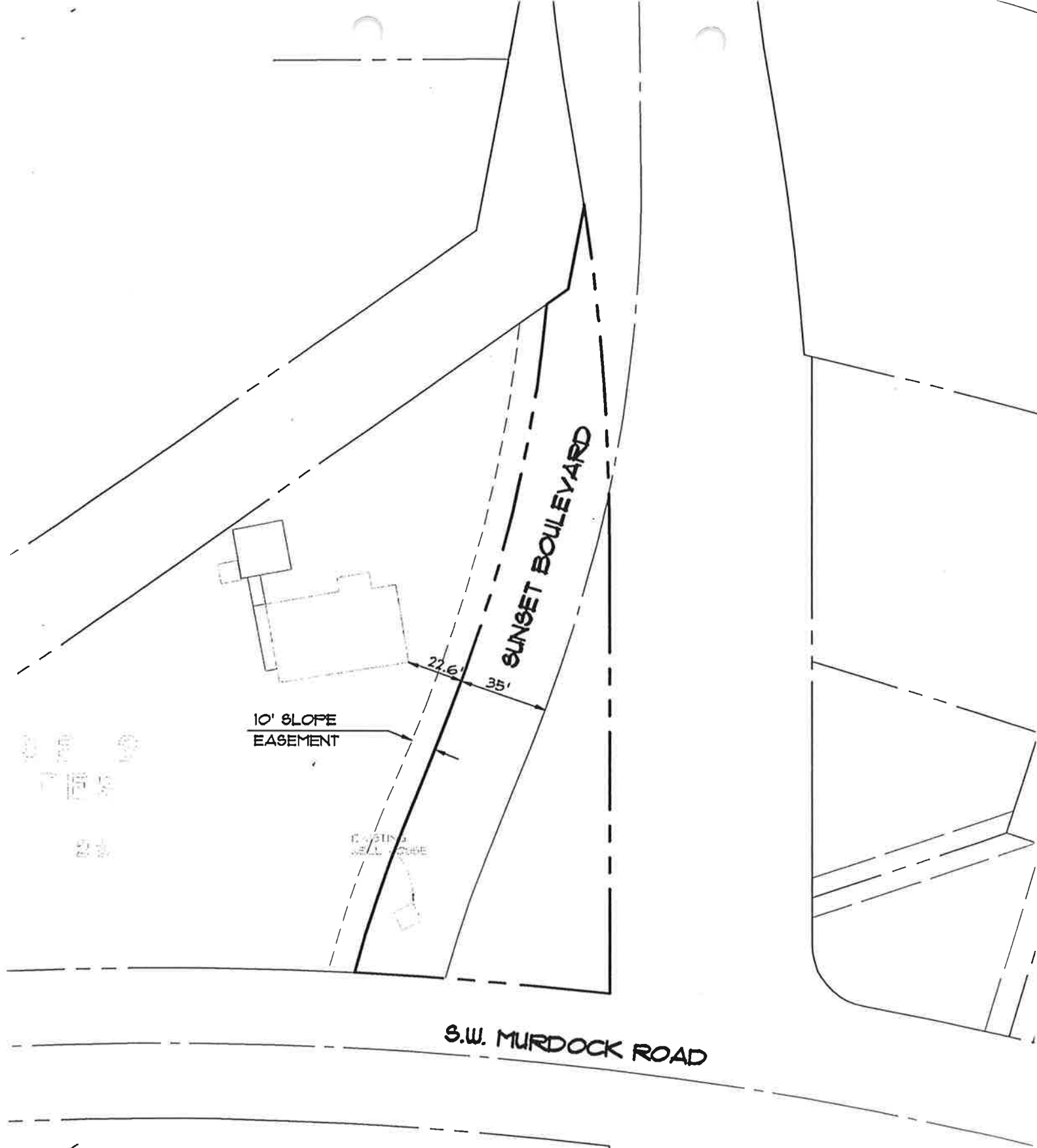
Beginning at a point which bears South 1311.24 feet and 282.76 feet West from the east one-quarter of said Section 32, said point also being on the easterly right-of-way line of S.W. Murdock Road; thence leaving said right-of-way line North 89° 59' 39" West 249.39 feet; thence South 89° 56' 45" West 24.36 feet; thence North 89° 58' 43" West 31.04 feet; thence North 89° 57' 36" West 61.65 feet to the northerly right-of-way line of Sunset Boulevard; thence along said right-of-way line South 79° 28' 10" East 87.69 feet; thence South 35° 18' 10" East 10.39 feet to a point of curvature to be known as Point "A"; thence leaving said right-of-way line on the arc of a 565.00 foot radius curve to the right (the long chord of which bears South 76° 38' 34" East 167.51 feet) 168.13 feet; thence South 68° 07' 04" East 48.26 feet to a point of curvature; thence on the arc of a 510.00 foot radius curve to the left (the long chord of which bears South 71° 33' 00" East 61.07 feet) 61.10 feet to the easterly right-of-way line of S.W. Murdock Road also being a point of curvature to be known as Point "B"; thence along said right-of-way line on the arc of a 1462.39 foot radius curve to the right (the long chord of which bears North 04° 51' 15" East 100.82 feet) 100.84 feet to the point of beginning.

Said portion containing .371 acres, more or less.

Together with a 10 foot wide strip of land to be used for a slope easement; northerly side of said strip begins at said Point "A" and runs concentrically to said Point "B"; with the ends shortened or lengthened to match said right-of-way lines

Said strip containing 2698 square feet, more or less.

Bearings for this description are based on the plat of William Park recorded in the Washington County Surveyor's Office.



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DAVID EVANS AND ASSOCIATES, INC.
ENGINEERS, SURVEYORS, PLANNERS, LANDSCAPE ARCHITECTS
2820 S.W. CORBETT AVENUE PORTLAND, OR 97201 (503)223-4463

PROJECT	SUNSET BOULEVARD			SHEET
TITLE	ROAD REALIGNMENT			1
FILE	DRAWN BY	DESIGN BY	SCALE	
SHWX0054	DGM	DHG	1" = 50'	DATE
				6-27-96