

## RESOLUTION NO. 68 - 11

WHEREAS, the CITY OF HOOD RIVER has determined to extend the WEST END 12" TRUNK LINE sewer and the City Council of the City of Hood River has determined that it is necessary to acquire a permanent easement and right of way for such trunk sewer over the lands of ANNA M. KRUMENACHER, DALLES E. BURNETT and JOSEPHINE T. BURNETT, together with construction easements for such Trunk Line Sewers and the City officials have been able to reach a common basis for the purchase of the said right of way and easement from the now owners of the premises, therefore,

BE IT RESOLVED, that the City Council of the City of Hood River, Oregon, hereby determines an easement and right of way for a sewer line is necessary for the construction of a trunk sewer over the following described lands in the City of Hood River, County of Hood River, State of Oregon:

An easement and right of way 10 feet wide for the construction, maintenance and operation of a 12 inch concrete sanitary sewer line over and across the property of Anna M. Krumenacher, a single woman, Dalles E. Burnett and Josephine T. Burnett, husband and wife, as described in deed from Herbert M. Sternfels, recorded September 29, 1944, in Book 31 of Deed Records of Hood River County, Oregon, at page 258, with said easement being 5.0 feet on either side of the following described center line:

Beginning at a point in the East line of Government Lot 9 of Section 26, Township 3 North, Range 10 East of Willamette Meridian said point being 10 feet Southerly of, when measured at right angles from, the Southerly right of way line of the Oregon State Highway Department, U. S. Highway No. 80N, said point fruther being South 670.95 feet and East 8.78 feet from the Northwest corner of the Nathaniel Coe Donation Land Claim #37, said township and range; thence South  $89^{\circ} 20'$  West parallel with and 10 feet Southerly of said right of way line 180.0 feet; thence South  $0^{\circ} 40'$  East at right angles 109.0 feet to a point which is 30.0 feet Northerly of, when measured at right angles from, the North line of Block 5, Amended Plat of Idlewild Addition to Hood River, Oregon; thence Westerly parallel with and 30.0 feet Northerly of the North line of said Block 5 and the Westerly projection thereof 480 feet, more or less, to a line which is parallel with and 438.5 feet

Easterly from the Westerly line of said Government Lot 9 and terminus of this description.

TOGETHER WITH a 30 foot temporary construction easement for the initial construction of the proposed sewer line only, and being 10 feet on the Northerly side and 20 feet on the Southerly side of the above described center line over and across the above described land.

ALSO TOGETHER WITH a temporary access easement for ingress and egress for the initial construction of the proposed sewer line only, being the extensions of the dedicated right of ways of 13th Street and of 15th Street from the Northerly limits of the present dedicated right of way of said streets Northerly across the lands owned by the grantors to the permanent easement hereinbefore described.

BE IT FURTHER RESOLVED, that the Mayor and City Manager be authorized to negotiate and tender to the owners of the above described premises the reasonable sum of \$385.00 for the purchase of the above described easements.


BE IT FURTHER RESOLVED, that if said officials are unable to negotiate for the purchase of the said easements and rights of way together with the construction of the easement and right of way from the present owners, that the Mayor of the City of Hood River be and he is hereby authorized to sign and verify a petition (complaint) for the institution of proceedings to acquire such easement and right of way and construction easement and right of way by condemnation, and

BE IT FURTHER RESOLVED, that the attorneys for the City of Hood River be and they are hereby authorized and directed to commence and conduct any and all proceedings necessary for the acquirement of the above described easements and rights of way, including that of condemnation of the same, if necessary.

ADOPTED this 22<sup>nd</sup> day of July, 1968.

ATTEST:

  
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City Recorder

  
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Mayor