

RESOLUTION NO. 80

WHEREAS, by easement recorded in Volume 438 at page 372, of the Deed Records of the County of Marion, state of Oregon, Richard Schotthoefer and Gertrude Schotthoefer, husband and wife, for a valuable consideration, conveyed to the City of Stayton, in the County of Marion, State of Oregon, a perpetual right of way and easement to the following described real property for the construction, reconstruction, operation and maintenance of a water main by said city:

Description of the center line of a 20' right of way for construction, reconstruction, operation and maintenance of a water main by the Town of Stayton, Ore.

Beginning at a point on the South line of State Highway #222 said point being North 89° 11' East, 1416.0 feet and South 60.0 feet from the quarter section corner between Sections 10 and 11 in Township 9 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence South 312.75 feet.

AND WHEREAS, the said easement did not adequately describe the real property intended to be conveyed for the construction, reconstruction, operation and maintenance of the said water main; and

WHEREAS the said Richard Schotthoefer and Gertrude Schotthoefer, for the sum of \$500.00 to be paid to them by the said City of Stayton and the relinquishment by the said City to them of the said right of way and easement for said water main, will convey to the said city a perpetual right of way and easement over, across, upon, and under the following described real property owned by them in fee simple, for the laying, construction, reconstruction, operation and maintenance thereon, of a sewer main:

A tract of land 15 feet in width located in Section 11, T. 9 S. R. 1 W., W.M., Marion County, Oregon, the center line of which is more particularly described as follows:

Beginning at a point on the South line of State Highway No. 222, said point being North 89° 11' East 1396.0 feet and South 60.00 feet from the quarter section corner between Sections 10 and 11 in Township 9 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence South 312.75 feet, and there terminating.

ALSO:

A tract of land 15 feet in width located in Section 11, T. 9 S. R. 1 W., W.M., Marion County, Oregon, the center line of which is more particularly described as follows:

Beginning at a point on the South line of the County Road leading East from Stayton, said point being 425.0 feet South and 1342.9 feet North 89° 55' East of the quarter corner between Sections 10 and 11 in Township 9 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence South 305.98 feet, and there terminating.


NOW, THEREFORE BE IT RESOLVED by the Council of the City of Stayton, Oregon, that the city pay to the said Richard Schotthoefer and Gertrude Schotthoefer, the sum of \$500.00 and reconvey to them all interest that it has in the aforesaid right of way and easement for a water main conveyed by them to said city, and recorded in the aforesaid Volume No. 438 at Page 372, of Deed Records of Marion County, State of Oregon, in consideration of their conveying to said city a perpetual right of way and easement over, across, upon, and under the real property hereinabove last described, for the aforesaid purpose of a sewer main; and

BE IT FURTHER RESOLVED that the Mayor and the Recorder of the City of Stayton, Oregon, acting in behalf of and in the name of said city be, and they hereby are authorized to execute such instruments as may be necessary to accomplish the purposes set forth herein.

PASSED by the Council and approved by the Mayor of the City of Stayton, Oregon, this day of , 1966.


MAYOR

ATTEST:


RECORDER

OK R.P.H.