

RESOLUTION NO. 17 FOR 1995

A RESOLUTION FOR PLACEMENT OF A WATER COLLECTION SYSTEM.

WHEREAS, under and by virtue of the laws of the State of Oregon, the City of Sweet Home, an Oregon Municipal Corporation, is duly authorized and empowered to locate, acquire, construct, reconstruct, alter, enlarge, renew, replace, operate and maintain such water collection systems and facilities as in the judgment of its City Council are necessary and proper for the City, and

WHEREAS, under and by virtue of the laws of the State of Oregon, the City of Sweet Home 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 powers, and

WHEREAS, for the purpose of providing a water collection system and facilities to serve the City of Sweet Home and for the health, safety, benefit and general welfare of the public, the City of Sweet Home plans to locate, construct, operate, maintain and repair a water collection system (water storage tank(s)) and facilities in Linn County, on Tax Lot 500, Map 131W36B, now, therefore,

BE IT RESOLVED by the City of Sweet Home as follows:

1. The City of Sweet Home does hereby find and declare that there is needed and required for the location, construction, operation, maintenance, repair and improvement of the Sweet Home water collection system and facilities the real property and interests therein, more particularly set forth and described in Exhibit A attached hereto and by reference incorporated herein.

2. The location, construction, operation, maintenance, repair and improvement of the Sweet Home water collection system and facilities for which the real property and interests therein described in Exhibit A attached hereto and by reference incorporated herein is required and is being taken as necessary in the public interest and that the water collection system and facilities have been planned, designed, located and will be constructed in a manner that will be most compatible with the greatest public benefit and least private injury or damage.

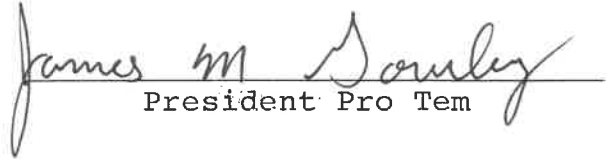
3. The City of Sweet Home by its attorney be and he is hereby authorized to attempt to agree with the owners and other persons in interest in the real property and interest therein described in Exhibit A attached hereto and by reference incorporated herein as to the compensation to be paid for the appropriation of the property, and in the event that no satisfactory agreement can be reached, then the attorney for City of Sweet Home be and the same hereby is 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, possession of the real property and interest therein may be taken immediately.

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

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 A in order to establish and implement the water collection system and facilities and therefore, this resolution shall be in force and effect from and after its passage by Sweet Home City Council.

Passed by the Council and approved by the Mayor this 19th day of June, 1995.



President Pro Tem

ATTEST:



City Manager - Ex Officio City Recorder

PROPOSED STRAWBERRY HILLS WATER TOWER
October 28, 1994

Tax Lot 500, Map 131W36B

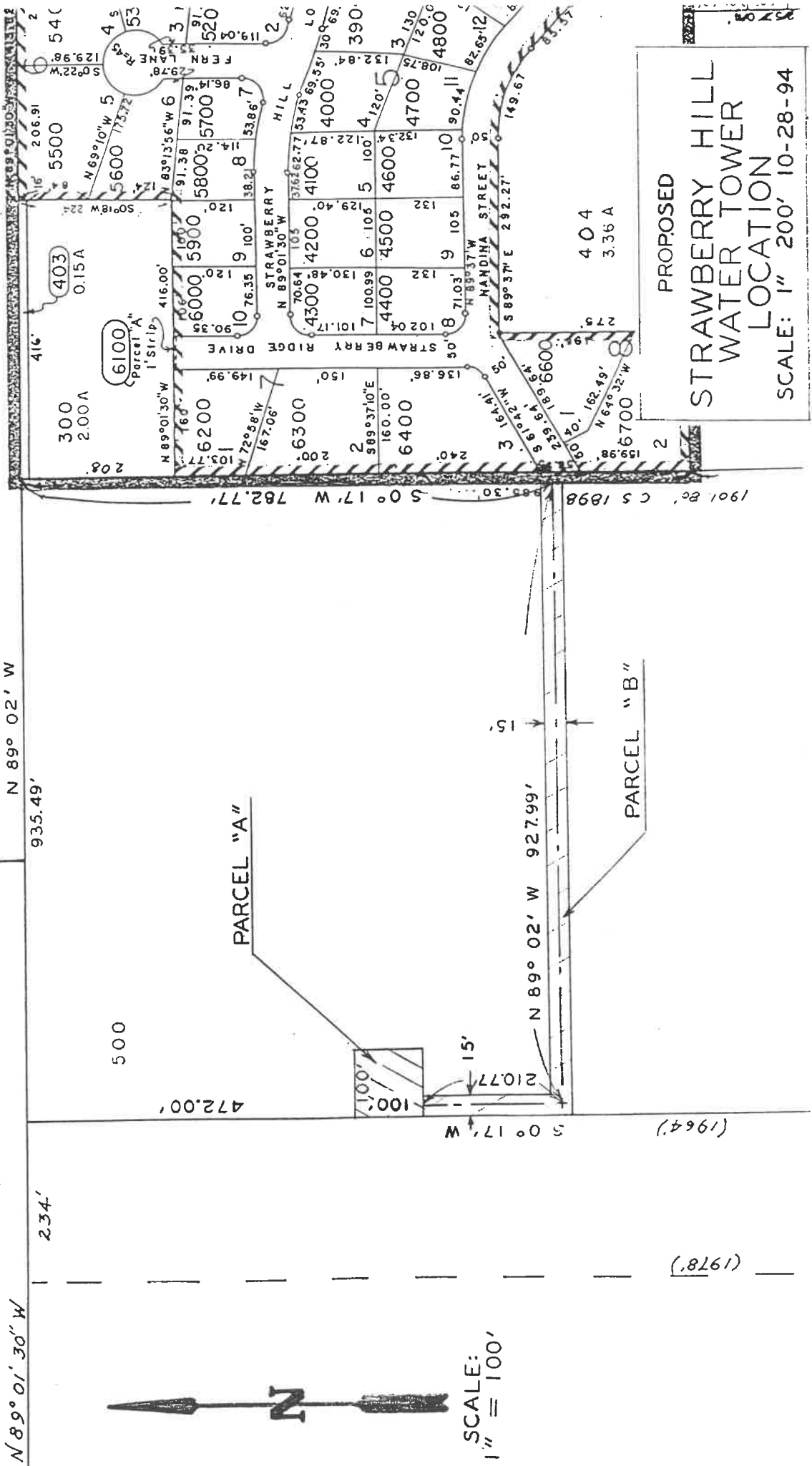
Parcel A

A parcel of land situated within that property described in Volume 379 Pages 924 and 925 as recorded in the Linn County deed records; Commencing at a 3/4 inch iron pipe on the North line of the Lowell Ames Sr DLC No. 50 in Section 36, Township 13 South, Range 1 West of the Willamette Meridian, Linn County, Oregon, which is North 89° 02' West 2640 feet from the Northeast corner of the Lowell Ames Sr DLC No. 48 in Section 36, Township 13 South, Range 1 East of the Willamette Meridian, Linn County, Oregon; thence North 89° 02' West 935.49 feet to a 3/4 inch iron pipe, said point being South 89° 02' East, 1765.50 feet from the Northwest corner of the Lowell Ames Sr. DLC No. 50 in said Section, Township and Range; thence South 0° 17' West 472.00 to the true point of beginning; thence, continuing South 0° 17' West 100.00 feet; thence South 89° 02' East 100.00 feet; thence North 0° 17' East 100.00 feet; thence North 89° 02' West 100.00 feet to the point of beginning; containing 10,000 square feet.

Parcel B

A parcel of land 15.00 feet in width, the center line of which is described as follows:

Beginning at a point South 0° 18 West 7.50 feet from the Northerly line of Nandina Street and the Westerly line of the First Addition to Strawberry Hills Estate, said point is North 89° 02' West 2640 feet, South 0° 18' West 782.77 feet from the Northeast corner of the Lowell Ames Sr. DLC No. 48 in Section 36, Township 13 South, Range 1 East of the Willamette Meridian, Linn County Oregon; thence North 89° 02' West, 927.99 feet to a point that is South 89° 02' East 7.50 feet from the Westerly line of that property described in Volume 379 Pages 924 and 925 as recorded in the Linn County, Oregon deed records; thence North 0° 27' East, parallel to and 7.50 feet distant from said Westerly line 210.77 feet to the Southerly line of said property described in Parcel A herein, and there terminating.



PROPOSED
**STRAWBERRY HILL
 WATER TOWER
 LOCATION**
 SCALE: 1" = 200' 10-28-94



SCALE:
 1" = 100'

(1978')

(1964')