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CARTER

## CITY OF STEVENSON, WASHINGTON

RESOLUTION NO. 94

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF STEVENSON DECLARING CERTAIN REAL PROPERTY TO BE NOT NECESSARY TO THE NEEDS OF THE CITY OF STEVENSON AND TO BE SURPLUS AND IN EXCESS OF THE FORESEEABLE NEEDS OF THE CITY OF STEVENSON AND VACATING SAID REAL PROPERTY EXCEPT FOR AN EASEMENT FOR UTILITIES

Recitals

1. The City of Stevenson is the owner of certain real property located in the City of Stevenson, State of Washington, described as follows:

That portion of Avary Street between Willard Street and Roosevelt Street between Block 3 and Block 4 of the Upper Cascades Addition in Stevenson, Washington, as recorded on Page 69 of Book A of Plats.

2. Upon said real property there exists a way for a road which has never been developed or improved;

3. Upon said real property certain utility lines have been located; and

4. Except for uses incidental to said utility lines and utility lines which may be located thereon in the future, said real property is not necessary to the needs of the City of Stevenson and is surplus and in excess of the foreseeable needs of the City of Stevenson.

5. It is in the interest of the City of Stevenson that said road be vacated, reserving unto the City an easement with respect to the use of said road for utilities.

NOW, THEREFORE, be it resolved by the City Council of the City of Stevenson that the following described real property be and the same hereby is declared to be not necessary to the needs of the City of Stevenson and surplus and excess to the foreseeable needs of the City of Stevenson:

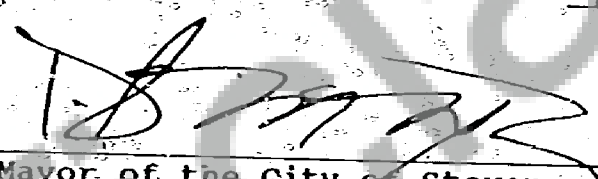
That portion of Avary Street between Willard Street and Roosevelt Street between Block 3 and Block 4 of the Upper Cascades Addition in Stevenson, Washington, as recorded on Page 69 of Book A of Plats;

EXCEPT an easement twenty feet in width extending the entire length of said portion of Avary Street, the centerline of which is the centerline of said portion of Avary Street.

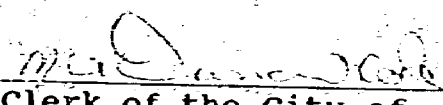
AND BE IT FURTHER RESOLVED that said real property be and it hereby is vacated, reserving unto the City of Stevenson, however, a perpetual non-exclusive easement twenty feet in width for ingress, egress, access and utilities on, over, under and across the following described property:

Ten feet on the North side and ten feet on the South side of the East-West centerline of that portion of Avary Street between Willard Street and Roosevelt Street between Block 3 and Block 4 of the Upper Cascades Addition in Stevenson, Washington, as recorded on Page 69 of Book A of Plats.

PASSED by the Council of the City of Stevenson this 15<sup>th</sup> day of November, 1990.

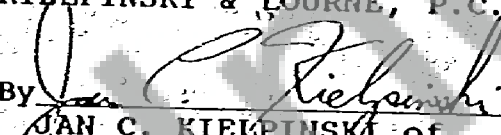
  
Mayor of the City of Stevenson

ATTEST:

  
Clerk of the City of Stevenson

APPROVED AS TO FORM:

KIELPINSKI & LOURNE, P.C.

By   
JAN C. KIELPINSKI of  
Attorneys for the City  
of Stevenson