

Introduced by: Mayor
Date: June 4, 1985
Vote: UNANIMOUS
Action: ADOPTED

KENAI PENINSULA BOROUGH

RESOLUTION 85-99

GRANTING AN EASEMENT TO THE CITY OF SEWARD FOR ELECTRIC DISTRIBUTION AND TRANSMISSION LINE ACROSS LOT 1, BEAR CREEK FIRE STATION NO. 1 SUBDIVISION.

WHEREAS, the City of Seward is planning to upgrade and increase voltage of an existing distribution and transmission line; and

WHEREAS, such improvement requires an increase in the width of existing right-of-way; and

WHEREAS, the Bear Creek Fire Service Area Board has no objection to the granting of such easement;

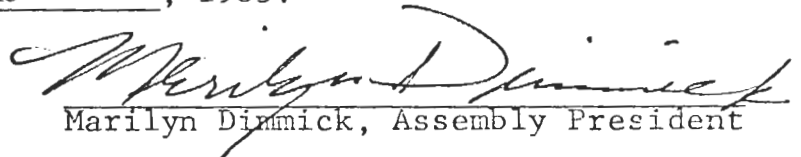
NOW THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

Section 1. That a utility right-of-way easement be granted to the City of Seward over and across Borough owned land described as a portion of Lot 1, Bear Creek Fire Station No. 1 Subdivision more particularly described in Exhibit "A" and Exhibit "B" attached.

Section 2. That the Mayor is authorized to execute such documents as are required to grant this easement.

Section 3. That this resolution takes effect immediately upon its adoption.

ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON THIS 4th DAY OF June, 1985.


Marilyn Dimmick, Assembly President

ATTEST:


Joanne Bradley
Borough Clerk

EXHIBIT "A"

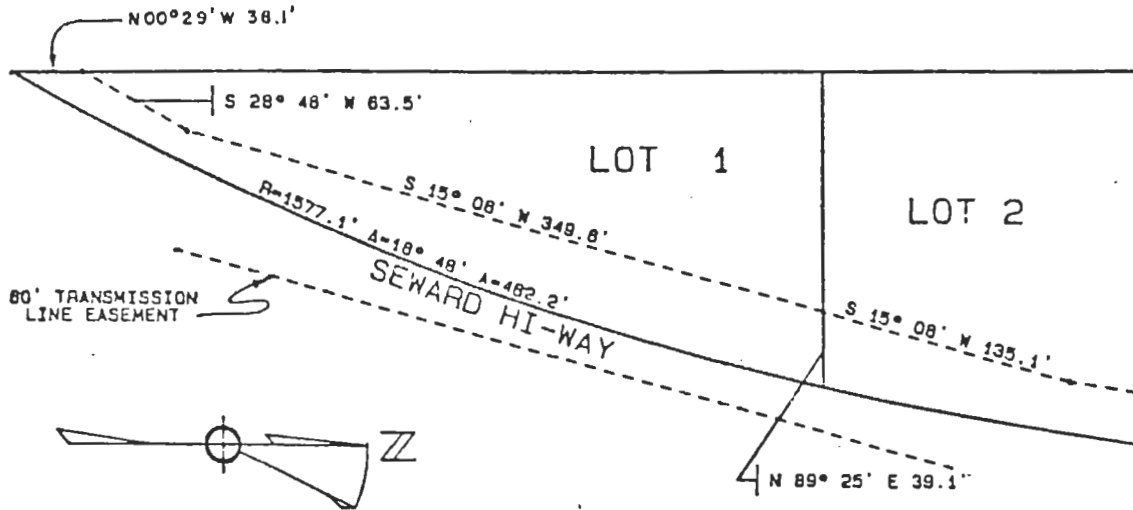
A portion of Lot 1, Bear Creek Fire Station No. 1 Subdivision filed in the Seward Recording District, Third Judicial District, State of Alaska, as Plat No. 80-5 and more particularly described as follows:

Beginning at the northeasterly corner of Lot 1; thence $S89^{\circ}25'W$ along the northerly lot line of Lot 1 for a distance of 39.1 feet; thence $S15^{\circ}08'W$ 349.6 feet; thence $S28^{\circ}46'W$ 63.5 feet to the westerly lot line of Lot 1; thence $S0^{\circ}28'59''E$ 39 feet to the easterly lot line of Lot 1 and a non-tangent curve concave to the West having a radius of 1,577.07 feet and a chord bearing of $N20^{\circ}23'48''E$; thence northerly along the curve 462.2 feet to the true point of beginning containing 0.31 acres, more or less. This easement is further described on "Exhibit B" attached hereto and by this reference made a part thereof. There is excepted from this easement that portion of Lot 1 upon which an existing building stands.

LEGAL DESCRIPTION

A sixty (60) foot easement, for the purposes of construction, use and maintenance of an electric transmission line and lying thirty (30) feet on each side of the centerline of a transmission line, within LOT 1 BEAR CREEK FIRE STATION No. 1 SUBDIVISION located in NE1/4 Section 23, T.1N., R.1W., S.M., Alaska being more particularly shown on the Exhibit below and containing 13,610 square feet more or less.

EXHIBIT "B"



NOTES:

1. Basis of bearings from filed plat No. 80-5 S.R.D.

SURVEYOR'S CERTIFICATE

This easement description was prepared based on the design centerline location of the Seward to Dave's Creek Transmission Line and record property line dimensions as correlated by field surveys. Under no circumstances shall the information shown hereon be used for construction or for establishing boundary or fence lines.

AREA

Total Area of Lot: 0.936 acres more or less
 Area of Easement: 13,340 square feet more or less



REVISED 4/15/85

DWN	HP7580
CKD	BP
DATE	7/14/84
SCALE	1"=100'

R&M
R&M CONSULTANTS, INC.
 ENGINEERS GEOLOGISTS PLANNERS SURVEYORS

LEGAL DESCRIPTION
 SIXTY FOOT
 TRANSMISSION LINE
 EASEMENT

FB	5-136
GRID	SEW
PROJECT	NO451108
DWG. NO	1 OF 1