

BEFORE THE BOARD OF COMMISSIONERS

OF

THE PORT OF HOOD RIVER, HOOD RIVER
COUNTY, OREGON

RESOLUTION NO. 1976-77 -- 2

WHEREAS, by virtue of the laws of the State of Oregon, as set forth and defined in the Oregon Revised Statutes and amendments thereof or additions thereto, the Port of Hood River is authorized and empowered to acquire, by the exercise of the power of eminent domain, real property, or any right, title or interest therein, including fee title and any easement or right of access deemed by the Port of Hood River necessary for the operation of an airport with the resulting movement of aircraft and all operations incidental thereto, together with the management, expansion, operation, development and use of the Hood River Airport located in Hood River County, Oregon; and

WHEREAS, for the purpose of providing an airport which will more adequately serve the pilots, aircraft, passengers, general public and the economic development of the County of Hood River, the Port of Hood River proposes to obtain clear zone easements, transition zone easements or fee title to lands underneath and adjacent to certain clear zones and transition zones, near the East and West ends of the Hood River Airport; and

WHEREAS, for the purpose of managing, improving, maintaining, developing and operating the Hood River Airport, to the end that human lives may be saved, property damage minimized, transportation by aircraft promoted, air traffic in general safeguarded, public welfare and economic development promoted, it is the judgment of the Board of Commissioners for the Port of Hood River that fee title interests in, or easements over, the real properties hereinafter described are necessary and it is necessary that the Port of Hood River have immediate possession of said property to remove hazards to navigation and flight.

NOW THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Board of Commissioners of Hood River County, all members thereof being present and voting affirmatively, as follows:

1. The Board of Commissioners does hereby find and declare that there is needed and required for the management, improvement, maintenance, operation and economic development of the Hood River Airport located in Hood River County, Oregon, certain fee title interest in or easements over, certain parcels of real property. The particular interests in, or easements over the parcels of real property, needed and required are more particularly described in the attached exhibit, marked "EXHIBIT A" under the name of the record owner or reputed owner, and said "EXHIBIT A" is by this reference hereby adopted and made a part hereof as completely and fully as though set forth herein in full.
2. That the obtaining of the West clear zone and transition zone easements, or fee title, over or in the lands mentioned in "EXHIBIT A" for which the fee title interest in, or easements over, the parcels of property is required and is being taken, is necessary in the public interest, and the same has been planned, designed and located in a manner which will be most compatible with the greatest public good and the least private injury or damage and that immediate possession of said lands or interest in lands is necessary to remove hazards to navigation and flight.
3. That the Port of Hood River's manager, assistant manager and attorneys are directed to attempt to agree with the owners and other persons in interest of said parcels of real property as to the compensation to be paid for the taking of the aforementioned interest in, easements over, or fee title in said parcels, and in the event that no satisfactory agreement can be reached, then the Port attorneys are directed and authorized to commence and prosecute to final determination such suit or action as may be necessary to acquire the needed aforementioned fee title or easement over the said parcels of real property.

4. That upon the trial of any suit or action instituted to acquire the aforementioned interests in, fee title, or easements over the said real property, the Port of Hood River attorneys are authorized to make such stipulation, agreement or admission as in his judgment may be for the best interest of the Port of Hood River.

5. That upon the acquisition of the aforementioned interests the Port of Hood River shall have ten (10) years from the date of said acquisition in which to place the said real property in use for the above stated public purposes. This provision is included to comply with Chapter 35 of Oregon Revised Statutes.

6. That this resolution be entered in full in the minutes and records of the Board of Commissioners of the Port of Hood River this 20th day of September, 1976.

PORT OF HOOD RIVER

By: *W. Stedley*
Chairman

By: *John Weber*
Commissioner

By: *W. S. Watson*
Commissioner

By: *Gene Jensen*
Commissioner

By: *James B. Wade*
Commissioner

EXHIBIT "A"

Beginning at a point on the East line of Section 10, Township 2 North, Range 10 East of the Willamette Meridian, in the County of Hood River and State of Oregon, said point being 2126.8 feet South of the Northeast corner of said Section 10; thence South 88° 54' West 30 feet to the true point of beginning, marked with an iron pipe; thence South 00° 46' West 96.8 feet to iron pipe; thence South 88° 54' West 105 feet to an iron pipe; thence North 00° 46' East 96.8 feet to an iron pipe; thence North 88° 54' East 105 feet to the true point of beginning.

EXHIBIT 'A'

Description of the tract of land which is the subject of this report:
That tract of land in the County of Hood River and State of Oregon described as follows:

Beginning at the Southeast corner of the Northeast quarter of Section 10, Township 2 North, Range 10 East of the Willamette Meridian; thence North along the East line of said Section 10 a distance of 24 rods to the Southeast corner of that tract of land conveyed to Cora E. Iceberg by deed recorded December 4, 1901, in Book 33 at page 75, Deed Records Wasco County (Book I at page 461, Deed Records Hood River County); thence West along the South line of said Northeast quarter of said Section 10; thence South along the West line of the East half of the Northeast quarter of said Section 10 a distance of 42 rods to the Northeast corner of that tract of land conveyed to K. C. Sutton by deed recorded July 17, 1901, in Book 1 at page 90, Deed Records Wasco County (Book I at page 132, Deed Records Hood River County); thence East along the North line of said Sutton tract of land 60 rods to the East line of said Section 10; thence North along the East line of said Section 10 a distance of 18 rods to the place of beginning.