

After Recording, Return To:
City of Miles City, Montana
P.O. Box 910
Miles City, Montana 59301

164254 Fee: \$21.00

Custer County Recorded 9/30/2015 At 2:18 PM

Linda Corbett, Clk & Rcdr By Lisa Wagner

Return to: City of Miles City P.O. Box 910

MILES CITY MT 59301

RESOLUTION NO. 3852

A RESOLUTION GRANTING A REVOCABLE LICENSE TO CARLA DICKERSON, PATRICIA SAX, LAURA SAX, MARK SAX, AND GLENN SAX, FOR THE INSTALLATION OF A SEWER SERVICE LINE IN THE RIGHT OF WAY AREA AT THE INTERSECTION OF WELLS STREET AND NORTH FIFTH STREET.

WHEREAS, the property owners of the real property commonly known as 1303 North 5th, Miles City, Montana, have requested permission to encroach upon City property to install a sewer line to serve said property; the owners of record making such request include Carla Dickerson, on behalf of herself, as well as Carla Dickerson in her capacity as attorney in fact real estate for Patricia Sax, Laura Sax, Mark Sax, and Glenn Sax, pursuant to certain powers of attorney which are recorded as Documents No. 163471-163474 with the Clerk and Recorder in and for Custer County, Montana. Said property is located within the Custer County, Montana, and is more particularly described as follows:

Lots 20-22 in Block 11 of the Milwaukee Park Addition to the City of Miles City, Montana, according to the plat and survey thereof on file in the office of the Clerk and Recorder of Custer County, Montana.

AND WHEREAS, the City Council finds that the granting of such revocable license for such encroachment, pursuant to certain terms and conditions, is advisable.

NOW THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA AS FOLLOWS:

The City of Miles City, Montana, does hereby authorize and grant unto Carla Dickerson, Patricia Sax, Laura Sax, Mark Sax, and Glenn Sax (collectively, the "licensees") and their successors and assigns, a revocable license to install and maintain, at their own expense, a sewer service line in the right of way area at the intersection of Wells Street and North Fifth Street, as depicted in the drawing attached hereto as Exhibit "A." The final location of said lines shall be subject to review and final approval of the City of Miles City Engineering and Utilities

Department. Licensees shall follow any reclamation requirements of the Engineering and Utilities Department without delay, and at their own expense.

In the event this license is later terminated by the City of Miles City, the licensees shall, at their expense, remove and/or relocate said lines, and reclaim any disturbed areas, upon receiving ninety days advanced written notice from the City of Miles City.

This license shall run with the above described real property subject to the terms, conditions and right to terminate provided herein.

The City Clerk of the City of Miles City shall record this license on the chain of title of the above described real property. Licensee shall submit to the City Clerk the sum of \$21.00 to pay for the cost of recording.

SAID RESOLUTION FINALLY PASSED AND ADOPTED BY A DULY CONSTITUTED QUORUM OF THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA, THIS 22nd DAY OF September, 2015.



C.A. Grenz, Mayor

ATTEST:



Lorrie Pearce, City Clerk

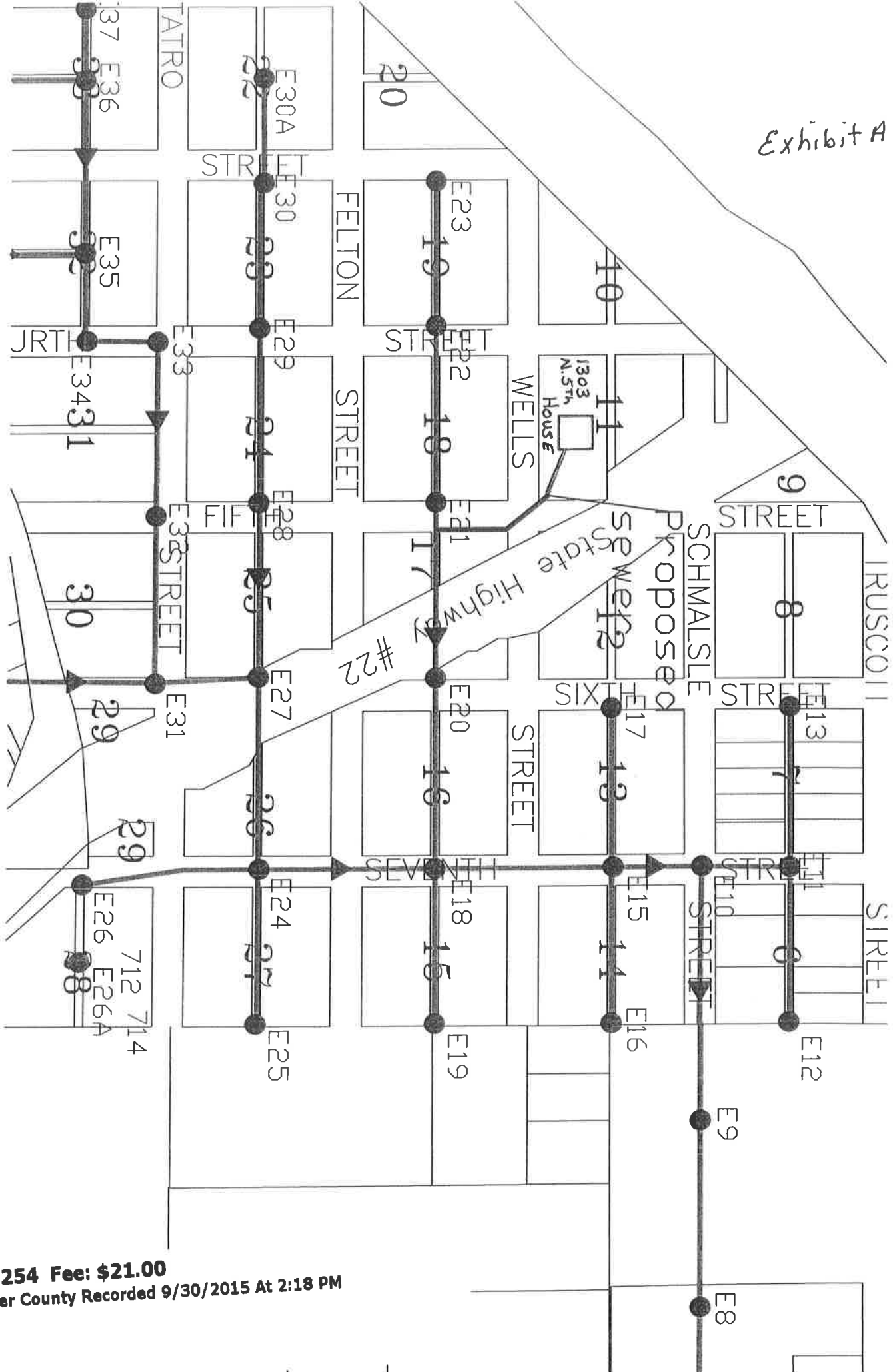
I, the undersigned being the duly qualified and acting City Clerk of the City of Miles City, Montana, hereby certify that the above is a full, true and correct copy of the original Resolution No 3852 on file and of record in my office



City Clerk

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Exhibit A



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