

RESOLUTION NO. 4447

A RESOLUTION OF THE CITY OF MILES CITY APPROVING THE EXTINGUISHMENT OF A CERTAIN UTILITY EASEMENT PREVIOUSLY RESERVED TO THE CITY, LOCATED IN LOTS 1A-5A OF BLOCK 63 OF THE ORIGINAL TOWNSITE OF MILES CITY.

WHEREAS, on July 13th, 1990, the City of Miles City did convey certain real property to Midland Inc., a Montana Corporation, of Miles City, Montana, via Quit Claim Deed, as follows:

Lots 1A, 2A, 3A, 4A and 5A of Block 63 of the original Townsite of Miles City, Montana, according to the amended plat filed in the office of the Custer County Clerk and Recorder on the 10th day of July, 1990, in Envelope #163A, as Document #85301; EXCEPTING unto the City of Miles City an easement for utilities being the Southerly 20.0 feet of Lots 1A, 2A, 3A, 4A and 5A of Block 63 of the original Townsite of Miles City, Montana, as amended, and as more particularly described in said Quit Claim Deed dated July 13, 1990, and recorded as Document #85320, on file and of record with the Custer County Clerk and Recorder;

AND WHEREAS, the City of Miles City, desires to extinguish said easement;

NOW THEREFORE BE IT RESOLVED by the City Council of Miles City, Montana, as follows:

1. The easement reserved to the City of Miles City in said Quit Claim Deed filed as Document #85320 shall be extinguished, rescinded, cancelled, and shall be of no further force or effect.
2. The Mayor of the City of Miles City is hereby empowered and authorized to execute the Extinguishment of Easement, attached hereto as Exhibit "A" and incorporated herein by this reference, on behalf of the City of Miles City and bind the City of Miles City thereto.

SAID RESOLUTION FINALLY PASSED AND ADOPTED BY A VOTE OF TWO-THIRDS OF THE MEMBERS OF THE CITY COUNCIL OF THE CITY OF MILES CITY, MONTANA, AT A DULY CALLED MEETING THIS 11TH DAY OF JANUARY, 2022.


John Hollowell, Mayor

ATTEST:


Mary Rowe, City Clerk

Return to:
City of Miles City
P.O. Box 910
Miles City MT 59301

EXTINGUISHMENT OF EASEMENT

WHEREAS, on July 13th, 1990, the City of Miles City, a body politic incorporate, of Miles City, Montana, did convey certain real property to Midland Inc., a Montana Corporation, of Miles City, Montana, via Quit Claim Deed, as follows:

Lots 1A, 2A, 3A, 4A and 5A of Block 63 of the original Townsite of Miles City, Montana, according to the amended plat filed in the office of the Custer County Clerk and Recorder on the 10th day of July, 1990, in Envelope #163A, as Document #85301; EXCEPTING unto the City of Miles City an easement for utilities being the Southerly 20.0 feet of Lots 1A, 2A, 3A, 4A and 5A of Block 63 of the original Townsite of Miles City, Montana, as amended, and as more particularly described in said Quit Claim Deed dated July 13, 1990, and recorded as Document #85320, on file and of record with the Custer County Clerk and Recorder;

AND WHEREAS, the City of Miles City, by and through its City Council, has approved Resolution No. 4447, being a resolution approving the extinguishment of said easement previously reserved in said Quit Claim Deed filed as Document #85320, and has authorized the Mayor of the City of Miles City to execute this document, effectuating such extinguishment;

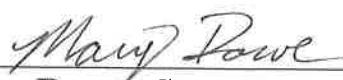
NOW THEREFORE, the easement reserved to the City of Miles City in said Quit Claim Deed filed as Document #85320 is hereby extinguished, rescinded, cancelled, and shall be of no further force or effect.

DATED this 11th day of January, 2022.

The City of Miles City

By: 
John Hollowell, Mayor

Attest:


Mary Rowe, City Clerk

