

RESOLUTION NO. R21-108

A RESOLUTION OF THE CITY COUNCIL AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN UNDERGROUND GAS PIPELINE EASEMENT FOR NORTHWESTERN CORPORATION D/B/A NORTHWEST ENERGY FOR THE PURPOSE OF CONSTRUCTING, OPERATING, AND MAINTAINING AN UNDERGROUND PIPELINE TO BE INSTALLED AND LOCATED UNDER THE CITY'S RIVERSIDE PARK.

WHEREAS, an "Underground Gas Pipeline Easement" between the City of Laurel as Grantor and the Northwestern Corporation d/b/a Northwest Energy as Grantee has been negotiated and prepared by the parties; and

WHEREAS, a copy of the Easement and Map (Exhibit A) detailing the location of the pipeline to be installed is attached hereto and incorporated herein; and

WHEREAS, the issuance of the easement is in the best interests of the City and Northwest Energy.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby accepts and approves the attached Underground Gas Pipeline Easement and Exhibit A and authorizes the Mayor and Clerk Treasurer to execute the same on the City's behalf.

Introduced at a regular meeting of the City Council on October 12, 2021, by Council Member McGee.

PASSED and APPROVED by the City Council of the City of Laurel this 12th day of October 2021.

APPROVED by the Mayor this 12th day of October 2021.

CITY OF LAUREL

Thomas C. Nelson, Mayor

ATTEST:

Bethany Langve, Clerk-Treasurer

Approved as to form:

Sam S. Painter, Civil City Attorney

RETURN TO:
NORTHWESTERN ENERGY
Lands & Permitting Department
11 East Park Street
Butte, MT 59701-1711

UNDERGROUND GAS PIPELINE EASEMENT

CITY OF LAUREL, PO Box 10 Laurel, MT 59044-0010, ("**GRANTOR**"), in consideration of an annual payment of \$500.00 and other good and valuable consideration, in hand paid, the receipt of which is acknowledged, does grant and convey to **NORTHWESTERN CORPORATION, a Delaware corporation, d/b/a NORTHWESTERN ENERGY, ("GRANTEE")**, of 11 East Park Street, Butte, Montana 59701-1711, its successors, assigns, and apportionees, a permanent easement forty feet (40') in width, upon which to construct, operate, maintain, replace, upgrade, and remove a natural gas transmission pipeline, together with all necessary appurtenances, over, under, along, and across that certain real property located in **Yellowstone County, Montana**, and particularly described as follows:

TOWNSHIP 2 SOUTH, RANGE 24 EAST, M.P.M.

SECTION 15: Tract 1 of Certificate of Survey 3387, as described on Document No. SP3491272, recorded 1/9/2009, with Clerk and Recorder of Yellowstone County, MT

as shown on Exhibit "A" attached hereto and made a part hereof.

NOTE: The permanent easement will be centered off the installed gas transmission line

TOGETHER with reasonable right of access to and from the easement area over lands of the Grantor using existing roads and trails where practicable; the right to use and keep the easement area free and clear of any permanent structures, except fences and walking paths; and the right to clear and remove all timber, brush or vegetation **ONLY** from any maintenance area of the easement that may, in Grantee's sole opinion, endanger the pipeline, or necessary appurtenances. Grantee will not clear cut the easement path at any time.

GRANTOR covenants with the Grantee that the Grantor is lawfully seized and possessed of the real estate above-described, and that the Grantor has a good and lawful right to convey it, or any part thereof.

The annual payment shall be due by Grantee and paid to Grantor each year on the anniversary date of the final date of execution of this easement by Grantor.

DATED this _____ day of _____, 20__

GRANTOR: **City of Laurel**

By: _____ Its: _____

By: _____ Its: _____

(Acknowledgements appears on following page)

STATE OF _____)
)ss.
COUNTY OF _____)

This document was acknowledged before me on _____
_____, 20____, by _____, the _____
Of the City of Laurel, Montana

(NOTARY SEAL)

Notary Signature: _____
Notary Print Name: _____
Notary Public for the State of _____
Residing at _____
My Commission Expires _____ 20____
Project: Gas Line Project
Sap No. _____
Acquired by: _____
Qrm# _____

STATE OF _____)
)ss.
COUNTY OF _____)

This document was acknowledged before me on _____
_____, 20____, by _____, the _____
Of the City of Laurel, Montana

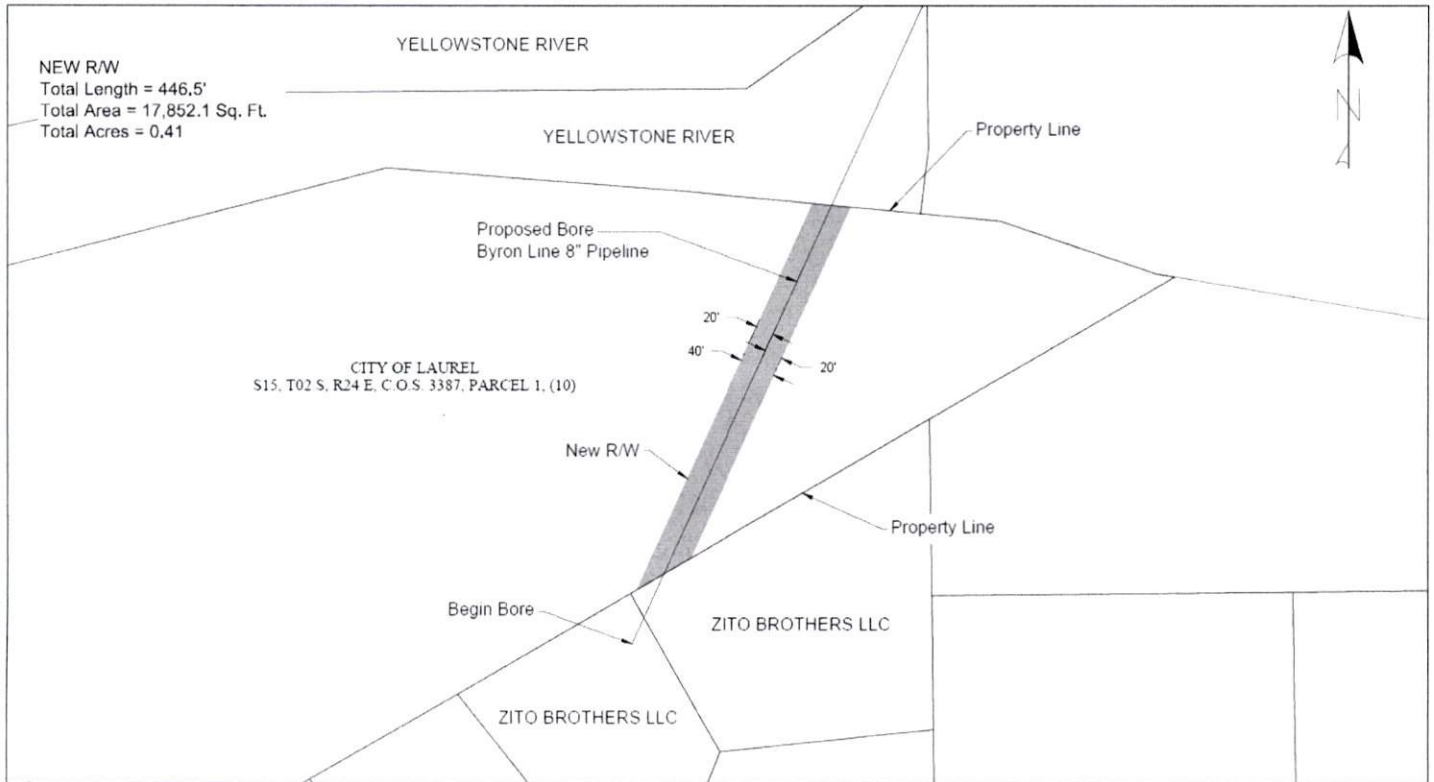
(NOTARY SEAL)

Notary Signature: _____
Notary Print Name: _____
Notary Public for the State of _____
Residing at _____
My Commission Expires _____ 20____

Project: Byron Gas Line Project
Sap No. _____
Acquired by: R.Ishkanian/C. Smith
Qrm# 26000500-0110

Exhibit "A"

The following is made a part of that certain Underground Gas Pipeline Easement dated _____ by
and between City of Laurel, Montana. "Grantor" and Northwestern Corporation, a Delaware corporation,
d/b/a NorthWestern Energy "Grantee"

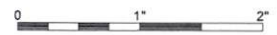
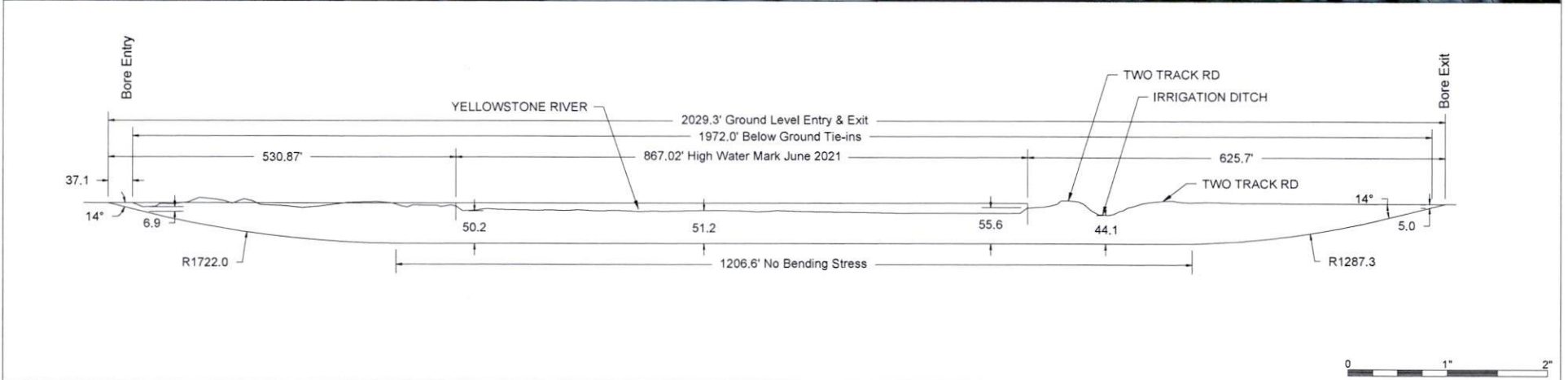
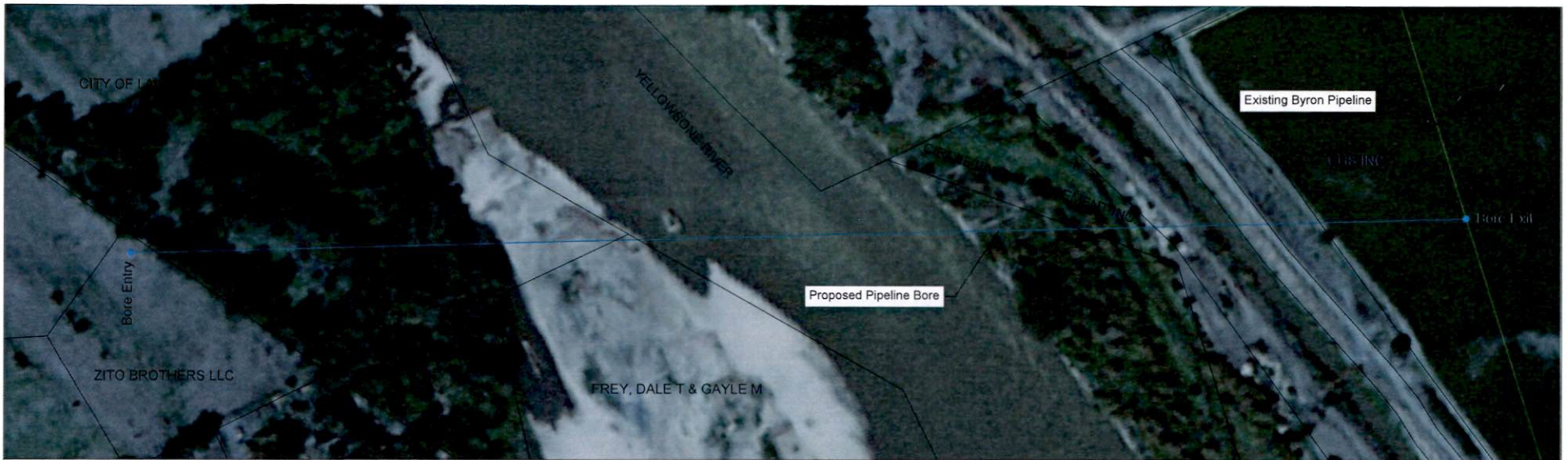


NorthWestern Energy										Byron Line 8" Crossing City Of Laurel Property		
					DRAWN	G. Orsagh	DATE	9/3/2021		DRAWING NUMBER Exhibit A		
					CHECKED			SCALE	1"=100'			
					ENGINEERED			APPROVED				
NO.	REVISION	DATE	BY	CHK	ENG	PE	APP	REFERENCE DRAWING	DWG NO.	SHEET 1 OF 1		

W:\GAS TRANSMISSION\GIS\GAS\PROJECTS\BYRONIA-21010-1.DWG 8/4/2021 2:44 PM 00018313

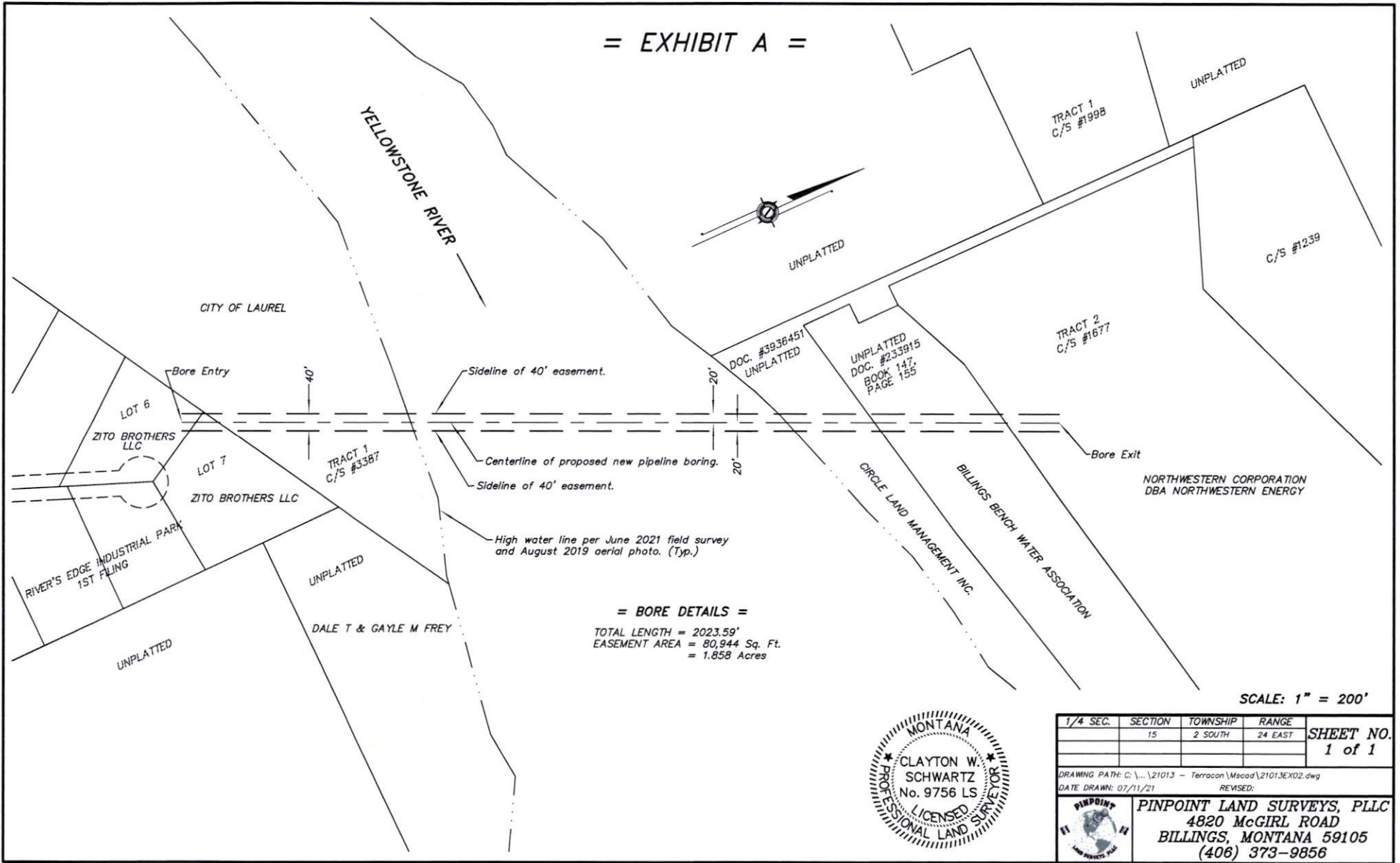
TOWNSHIP 2 SOUTH, RANGE 24 EAST, M.P.M.

SECTION 15: Tract 1 of Certificate of Survey 3387, as described on Document No. SP3491272, recorded 1/9/2009, with Clerk and Recorder of Yellowstone County, MT



										NorthWestern Energy		BYRON L LINE YELLOWSTONE RIVER CROSSING BORE PLAN/PROFILE SEC.15 T2S R24E				
										DRAWN	RYAN EGAN	DATE	MARCH 24, 2021			
0	Design	3/24/2021	RE							A-20006-1	CHECKED	SCALE	1 : 150	DRAWING NUMBER	A-21010-1	SHEET 1 OF 1
NO	REVISION	DATE	BY	CK	ENG	PE	APP	REFERENCE DRAWING		DWG. NO.	ENGINEERED	APPROVED				

= EXHIBIT A =



= BORE DETAILS =

TOTAL LENGTH = 2023.59'
 EASEMENT AREA = 80,944 Sq. Ft.
 = 1.858 Acres

SCALE: 1" = 200'



1/4 SEC.	SECTION	TOWNSHIP	RANGE	SHEET NO.
	15	2 SOUTH	24 EAST	1 of 1

DRAWING PATH: C:\... \21013 - Terracon\Mecad\21013EX02.dwg
 DATE DRAWN: 07/11/21 REVISED:

PINPOINT LAND SURVEYS, PLLC
 4820 MCGIRL ROAD
 BILLINGS, MONTANA 59105
 (406) 373-9856