

CITY OF MERIDIAN

RESOLUTION NO. 23-2375

BY THE CITY COUNCIL:

**BORTON, CAVENER, HOAGLUN,
OVERTON, PERREAULT, STRADER**

A RESOLUTION APPROVING EASEMENT AGREEMENT (CITY WELL OVERFLOW PIPELINE); AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE, ATTEST, AND RECORD SAID INSTRUMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, KB Home Idaho, LLC (“Developer”) has executed a special warranty deed to convey its interest in Lot 1 in Block 7 of Graycliff Estates Subdivision No. 2 (“Well Lot”) to the City of Meridian (“City”) for use as a municipal well site; and,

WHEREAS, Developer desires to grant a non-exclusive easement to City over a portion of Lot 2 in Block 7 of Graycliff Estates Subdivision No. 2 for an underground pipeline for overflow water from said Well Lot; and,

WHEREAS, the Easement Agreement (City Well Overflow Pipeline) (“Easement Agreement”), which is attached hereto, grants to City a non-exclusive easement for the installation, operation, maintenance, repair, and replacement of said pipeline;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MERIDIAN, IDAHO, AS FOLLOWS:

Section 1. That the Easement Agreement is hereby approved as to form and content.

Section 2. That the Mayor and City Clerk be, and hereby are, authorized to execute and attest, respectively, said Easement Agreement for and on behalf of the City.

Section 3. That the City Clerk is hereby directed to timely record the Easement Agreement in the real property records of Ada County, Idaho.

Section 4. That this Resolution shall be in full force and effect immediately upon its adoption and approval.

ADOPTED by the City Council of the City of Meridian, Idaho, this 21st day of February 2023.

APPROVED by the Mayor of the City of Meridian, Idaho, this 21st day of February 2023.

APPROVED:

ATTEST:

Mayor Robert E. Simison

Chris Johnson, City Clerk