

RESOLUTION NO. 2612

BE IT RESOLVED BY THE ALBANY CITY COUNCIL that it does hereby accept the following easement:

Grantor

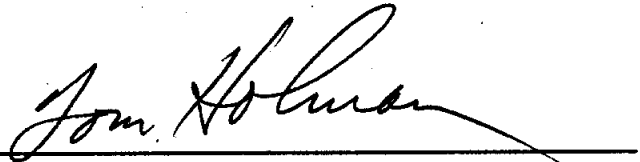
Russell A. and Gretchen Beck

Purpose


To maintain and repair a sanitary sewer in Lot 6, Block 88, Montieth Southern Addition, City of Albany, Linn County, Oregon.

DATED this 23rd day of April, 1986.

Mayor



ATTEST:



City Recorder

EASEMENT FOR A SANITARY SEWER

THIS AGREEMENT, made and entered into this 12th day of March 1986, by and between Russell A. and Gretchen Beck, herein called grantors, and the CITY OF ALBANY, a Municipal corporation, herein called "City."

WITNESSETH:

That for and in consideration of the total compensation to be paid by the City, the grantors have this day bargained and sold and by these presents do bargain, sell, convey and transfer unto the City of Albany, an easement and right-of-way, including the right to enter upon the real property hereinafter described, and to maintain and repair sanitary sewer lines for the purpose of conveying sewer over, across, through and under the lands hereinafter described, together with the right to excavate and refill ditches and/or trenches for the location of the said sewer and the further right to remove trees, bushes, under-growth and other obstructions interfering with the location and maintenance of the said sewer.

This agreement is subject to the following terms and conditions:

1. The right-of-way hereby granted consist of:

A 10' wide sanitary sewer easement more particularly described as follows:

A ten foot sanitary sewer easement located in Lot 6, Block 88, Montieth Southern Addition, Section 12, Township 11 South, Range 4 West, Willamette Meridian, City of Albany, Linn County, Oregon, said easement being 66' in length and running parallel and adjacent to the North property line of said Lot 6, as indicated on the attached map labeled as EXHIBIT A.

2. The permanent easement described herein grants to the City, and to its successors, assigns, authorized agents, or contractors, the perpetual right to enter upon said easement at any time that it may see fit, for maintenance and repair purposes.
3. The true, actual, and total compensation to be paid by the City to the Grantors, in exchange for the easement rights herein described and granted is:
 - a. The approval of VR-07-86.
4. The City hereby covenants with the Grantors that the compensation agreed upon herein shall be paid to the Grantors within a period of thirty (30) days from the date of this instrument.
5. The Grantors do hereby covenant with the City that they are lawfully seized and possessed of the real property above described and that they have a good and lawful right to convey it or any part thereof and that they will forever warrant and defend the title thereto against the lawful claims of all persons whomsoever.
6. Upon performing any maintenance, the City shall return the site to original or better condition.

7. No permanent structure shall be constructed on this easement.

IN WITNESS WHEREOF, the Grantors have hereunto fixed their hands and seals the day and year below written.

Junell A. Beck
Gretchen E. Beck

STATE OF OREGON)
County of Benton) ss
City of Corvallis)

STATE OF OREGON)
County of Linn) ss.
City of Albany)

STATE OF OREGON)
County of Linn) ss.
City of Albany)

I, William B. Barrons, as City Manager of the City of Albany, Oregon, pursuant to Resolution Number 2612, do hereby accept on behalf of the City of Albany, the above easement pursuant to the terms thereof this 24th day of April, 1986.

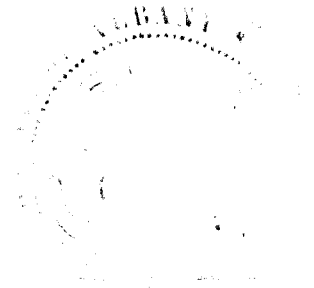
The foregoing instrument was acknowledged before me this 4th day of April, 1986 by grantor(s) as his/her/their voluntary act and deed.

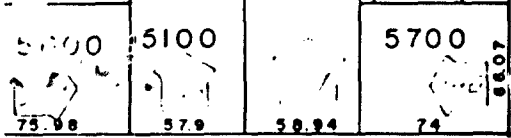
Shirley K. Gray
Notary Public for Oregon
My Commission Expires: 1/3/87

CITY OF ALBANY, OREGON

William B. Barrons
City Manager

[Signature]
City Recorder





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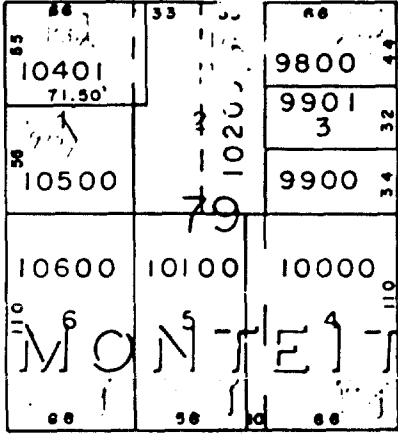
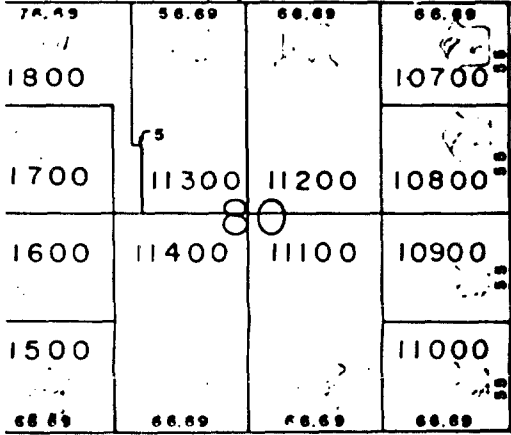


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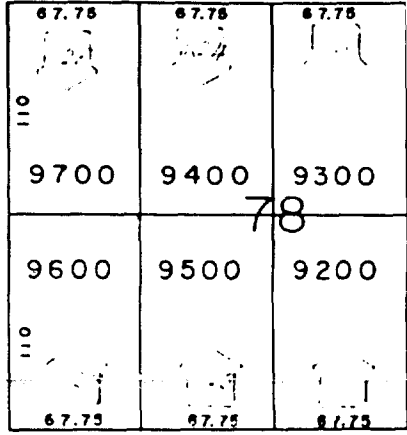
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AVENUE



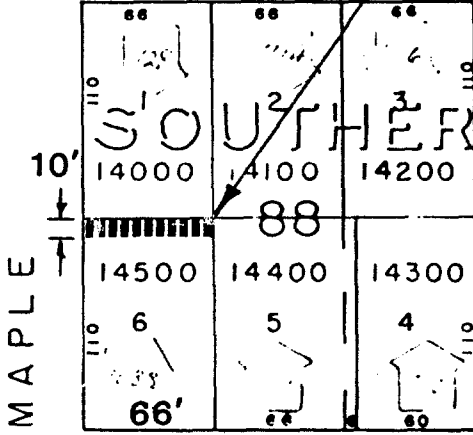
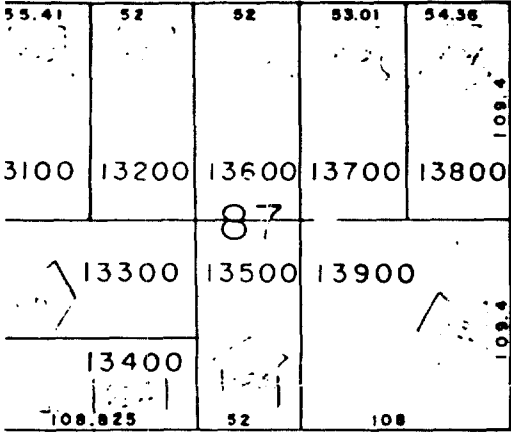
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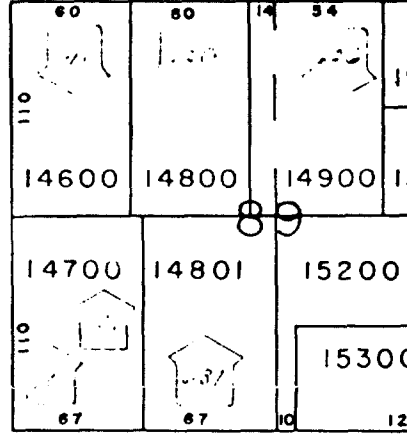
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10' SANITARY SEWER EASEMENT

AVEN

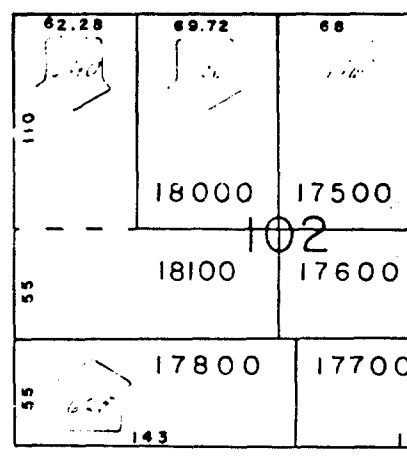
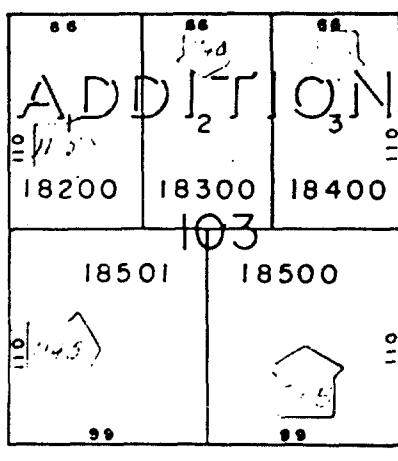
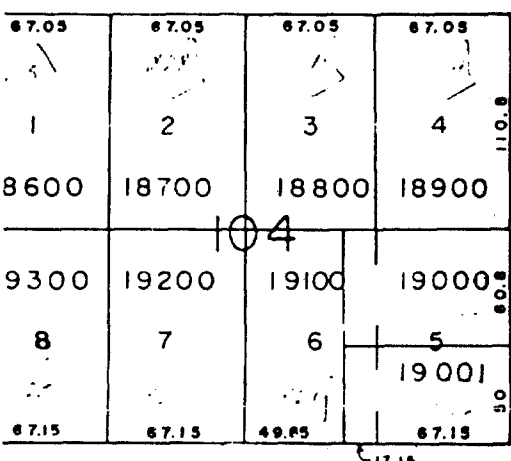


VINE



LEVENTH

AVEN



WELFTH

AVEN

EXHIBIT A

See Map II 4W 12DA

ENTERED MAY 5 1986

At 8:30 O'clock a.m.

DEL W. RILEY
Linn County Clerk

STATE OF OREGON
County of Linn

I hereby certify that the attached was received and duly recorded by me in Linn County records:

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By *[Signature]*, Deputy
City of Linn County

Resolution No. 2612

Recorded Document Recorder File No. 1792