

RESOLUTION NO. 5854

A RESOLUTION GRANTING THE FOLLOWING EASEMENT:

Grantor

CITY OF ALBANY

Purpose

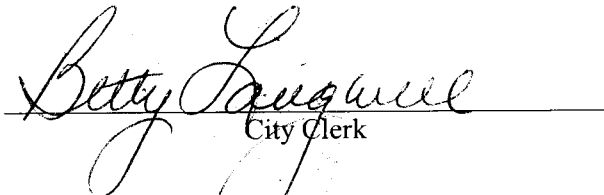
A 15 foot-wide Electric power easement to PacificCorp for a new electric service to the College Green Sewer Lift Station.

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that it does hereby grant this easement.

DATED AND EFFECTIVE THIS 14TH DAY OF OCTOBER 2009.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

LINN COUNTY  
Recording Cover Sheet  
All Transactions, ORS: 205.234

LINN COUNTY, OREGON  
E-UT  
Cnt=1 Stn=1 COUNTER  
\$20.00 \$11.00 \$15.00 \$9.00 \$10.00  
2009-18172  
10/16/2009 03:32:15 PM  
\$65.00



I, Steve Druckenmiller, County Clerk for Linn County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.

Steve Druckenmiller - County Clerk



After Recording Return To:

City of Albany City Clerk

PO Box 490

Albany, OR 97321

All Tax Statements Should Be Sent To:

NA

1. Name/Title of Transaction - by ORS 205.234 (a)

ELECTRICAL POWER EASEMENT, COLLEGE GREEN SEWER LIFT STATION

2. Grantor/Direct Party - required by ORS 205.125(1)(b) and ORS 205.160

City of Albany

3. Grantee/Indirect Party - required by ORS 205.125(1)(a) and ORS 205.160

PacificCorp

4. True and Actual Consideration (if there is one), ORS 93.030

\$0.00

ELECTRICAL POWER EASEMENT, COLLEGE GREEN SEWER LIFT STATION

THIS EASEMENT, granted this 15<sup>th</sup> day of October 2009 by the **City of Albany**, a Municipal Corporation, herein called "Grantor," to **PacificCorp**, an Oregon Corporation, its successors and assigns, herein called "Grantee."

WITNESSETH:

For value received, the Grantor hereby grants an easement and right-of-way, 15 feet in width and approximately 72 feet in length, the right to enter upon the real property hereinafter described, for construction, reconstruction, operation, maintenance, repair, replacement, enlargement, and removal of Grantee's underground electric distribution and communication lines, including without limitation: wires, fibers, cables and other conductors and conduits therefore; and pads, transformers, switches, cabinets, vaults on across or under the surface of the real property of Grantor in Linn County, State of Oregon, as more particularly described as follows and/or as shown on Exhibit A attached hereto and by this reference made a part hereof:

**A 15-foot wide by approximately 72 foot long easement, the centerline of which is described as follows: Beginning at a point on the south property line of Parcel "A" of the Supplemental Plat to Lots 4, 5, and 6 of Block 1, College Green in the Northeast Quarter of Section 25, Township 11 South, Range 4 West, Willamette Meridian, Linn County, Oregon, said point lying 35 feet west of the southeast corner of said Parcel "A"; thence west-northwesterly approximately 72 feet to a point on the south right-of-way line of Belmont Avenue, said point lying 105 feet west of the east property line of said Parcel "A". As shown on the attached map labeled Exhibit A.**

Together with the right of access, for Grantee, its contractors, or agents, to the right of way from adjacent lands of the Grantor for all activities in connection with the purposes for which this easement has been granted; and together with the present and (without payment therefore) the future right to keep this right of way clear of all brush, trees, buildings and other hazards which might endanger the Grantee's facilities or impede Grantee's activities.

At no time shall the Grantor place or store flammable materials (other than agricultural crops), or light any fires, on or within the boundaries of the right of way. Subject to the foregoing limitations, the surface of the right of way may be used for agricultural crops and other purposes not inconsistent, as determined by Grantee, with the purposes for which this easement has been granted.

The rights and obligations of the parties hereto shall be binding upon and shall benefit their respective heirs, successors and assigns.

IN WITNESS WHEREOF, the Grantor has hereunto fixed their hand and seal the day and year above written.

**GRANTOR:**  
City of Albany

**CITY OF ALBANY:**

By:

*Stewart Taylor*  
Stewart Taylor,  
Finance Director

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

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

I, Wes Hare, as City Manager of the City of Albany, Oregon, pursuant to Resolution Number 5854, do hereby grant on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 15 day of October 2009.

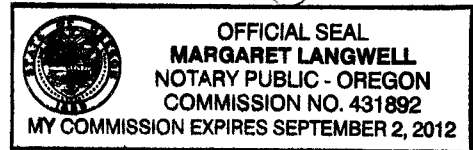
The instrument was acknowledged before me this 15 day of October 2009 by Stewart Taylor, Finance Director, City of Albany.

*Wes Hare*  
City Manager

ATTEST:

*Margaret Langwell*  
Notary Public for Oregon  
My Commission Expires: Sept. 2, 2012

*Margaret Langwell*  
City Recorder



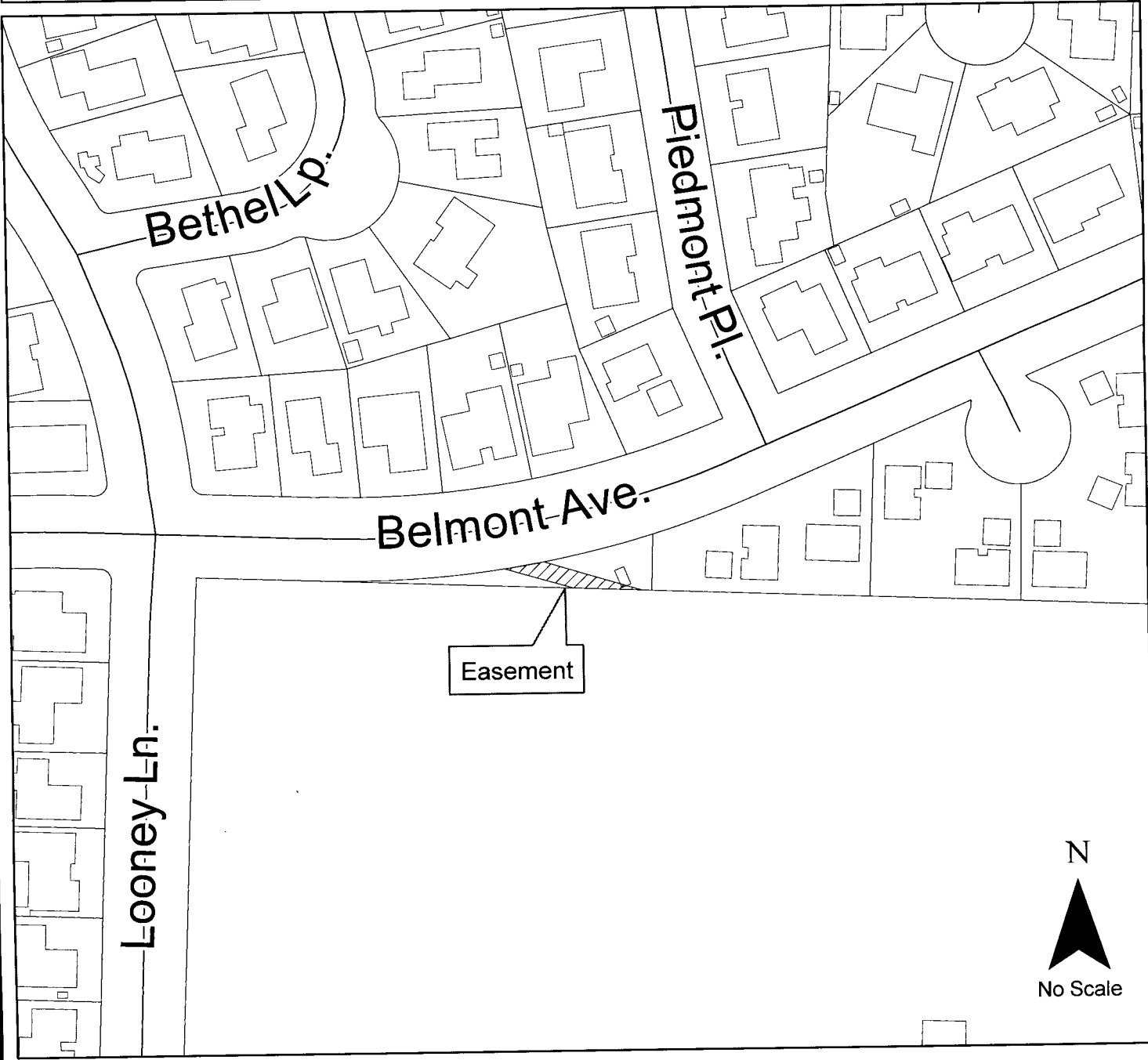
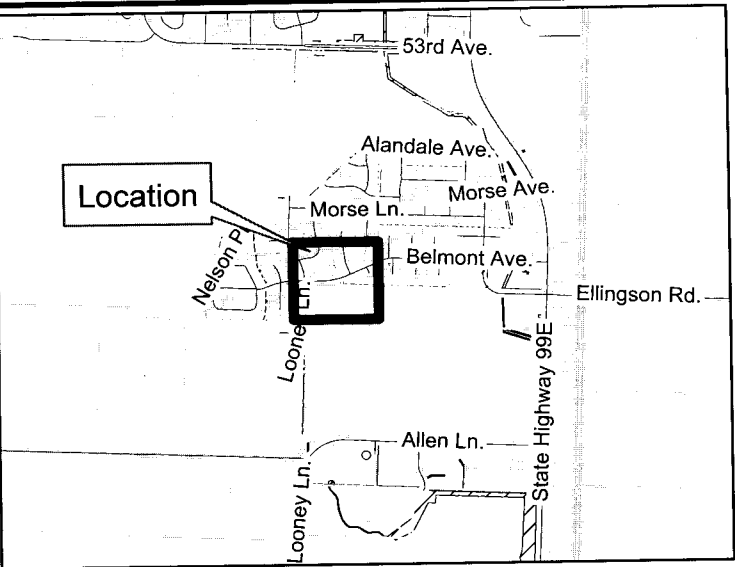
# EXHIBIT A

11SO4W25AC00516

A 15-foot wide electric power easement to PacificCorp for a new electric service to the College Green sewer lift station.



Geographic Information Services



Resolution No. 5854

Recorded Document Recorder File No. 5405