

RESOLUTION NO. 4346

A RESOLUTION ACCEPTING THE FOLLOWING EASEMENT FOR PUBLIC UTILITIES:

Grantor

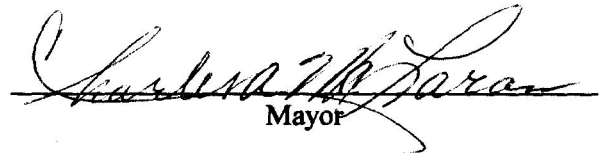
**Janine Parker**

Purpose

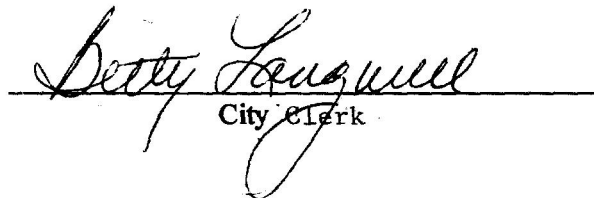
A permanent 15-foot wide public utility easement more particularly described in the attached "EXHIBIT A", shown in the attached drawing "EXHIBIT B" and located in the attached Vicinity Map.

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

DATED THIS 27TH DAY OF SEPTEMBER 2000.

  
Mayor

ATTEST:

  
City Clerk

EASEMENT FOR PUBLIC UTILITIES

THIS AGREEMENT, made and entered into this 12 day of September, 2000, by and between Janine Parker, hereinafter called Grantor, 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 grantor has this day bargained and sold and by these presents does 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 public utilities for the purpose of conveying public utilities services 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 public utilities and the further right to remove trees, bushes, under-growth, and other obstructions interfering with the location and maintenance of the said public utilities.

This agreement is subject to the following terms and conditions:

1. The right-of-way hereby granted consists of:  
A 15-foot wide public utility easement, more particularly described in attached EXHIBIT "A" and shown in attached EXHIBIT "B".
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 construction, maintenance, evaluation and/or repair purposes.
3. The easement granted is in consideration of \$1.00, receipt of which is acknowledged by the Grantor, and in further consideration of the public improvements to be placed upon said property and the benefits grantors may obtain therefrom.
4. The Grantor does 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.
5. Upon performing any maintenance, the City shall return the site to original or better condition.
6. No permanent structure shall be constructed on this easement.

Return to the City of Albany  
PO Box 490  
Albany, OR 97321

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

GRANTOR:

Janine Parker  
Janine Parker

CITY OF ALBANY:

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

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

I, Steve Bryant as City Manager of the City of Albany, Oregon, pursuant to Resolution Number 4346 do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 27 day of September, 2000.

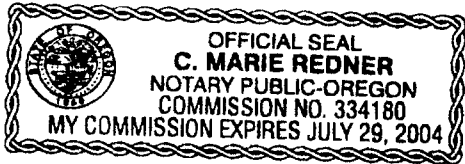
The foregoing instrument was acknowledged before me this 12<sup>th</sup> day of Sept., 2000, by Janine Parker as her voluntary act and deed.

Steve Bryant  
City Manager

C. Marie Redner  
Notary Public for Oregon  
My Commission Expires: July 29, 2004

ATTEST:

Betty Langwell  
City Recorder



**EXHIBIT A**

**LEGAL DESCRIPTION FOR 15-FOOT WIDE PUBLIC UTILITY  
EASEMENT:**

The southern 15 feet of Lot 4 of Block 20 of the Hazelwood Addition to  
Albany, Linn County, Oregon

See EXHIBIT B.

GALE ST.

17TH AVE.

LOT 4  
BLOCK 20

SEWER →

15-foot wide Public Utility Easement

SEWER

Exhibit B



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Sep 8, 2000

0 60 Feet

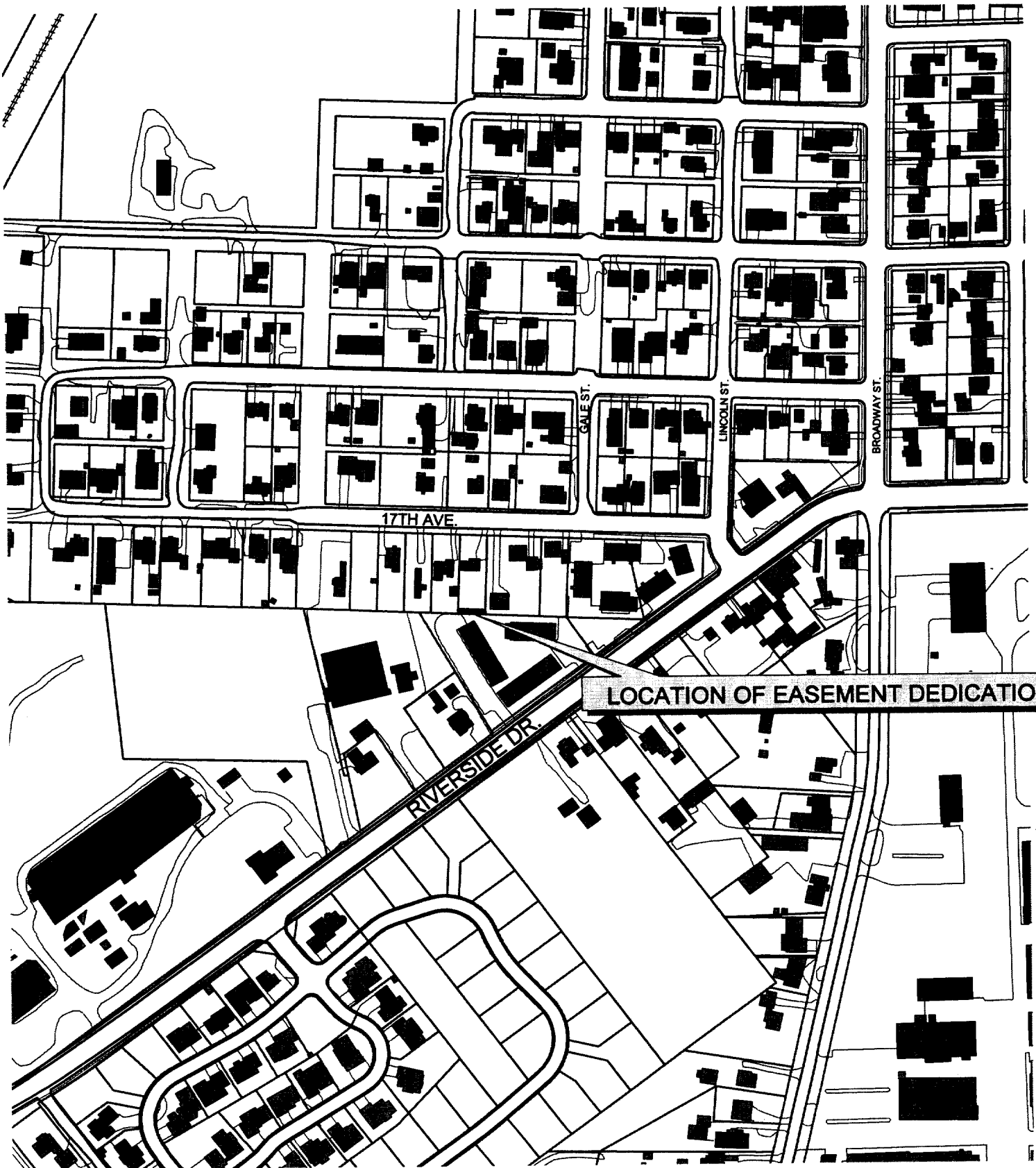
The City of Albany's Infrastructure records, drawings, and other documents have been gathered over many decades, using differing standards for quality control, documentation, and verification. All the information provided represents current information in a readily available format. While the information provided is generally believed to be accurate, occasionally this information proves to be incorrect, and that its accuracy is not warranted. Prior to making any property purchases or other investments, based in full or in part upon the information provided, it is specifically advised that you independently field verify the information contained within our records.





# Vicinity Map

Parker Public Utility Easement



LOCATION OF EASEMENT DEDICATION

RIVERSIDE DR.

17TH AVE.

GALE ST.

LINCOLN ST.

BROADWAY ST.

STATE OF OREGON  
County of Linn

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

STEVE DRUCKENMILLER  
Linn County Clerk

By DR, Deputy

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Recorded Document Recorder File No. 3680