

RESOLUTION NO. 3003

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


Grantor

Grace B. Williamson

Purpose

7.50-foot wide utility easement across that parcel of land located at 2308 Hill Street SE, 11S-03W-18AA tax lot 2800 in the City of Albany, Linn County, Oregon.

DATED this 14th day of November, 1990.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Recorder

## EASEMENT FOR PUBLIC UTILITIES

THIS AGREEMENT, made and entered into this 26th day of October, 1990, by and between Grace B. Williamson, herein called grantors, and the CITY OF ALBANY, a Municipal corporation, herein called "City."

WITNESSETH:

EJ-14-90

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 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 7.50-foot wide permanent utility easement across that property conveyed to Jack P. Williamson and Grace B. Williamson, husband and wife, in Volume MF 339, Page 835, Linn County Microfilm Deed Records, more particularly described as follows and as shown on the attached map labeled EXHIBIT A:

A 7.50-foot wide strip of land over said parcel of land described in Volume MF 339, Page 835, Linn County Microfilm Deed Records, said strip of land being adjacent, parallel, and north of the south line of said Williamson parcel, in the Northeast Quarter of Section 18, Township 11 South, Range 3 West, Willamette Meridian, City of Albany, Linn County, Oregon.

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 and in further consideration of the public improvements to be placed upon said property and the benefits grantors may obtain therefrom.
4. 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.
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.

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

Grace B. Williamson  
Grace B. Williamson

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

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

The foregoing instrument was acknowledged before me this 26th day of October, 1990, by grantor(s) as his/her/their voluntary act and deed.

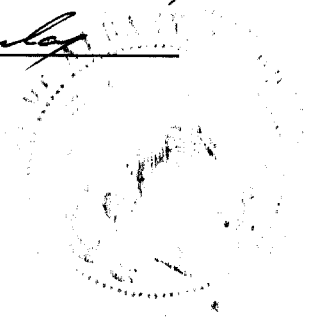
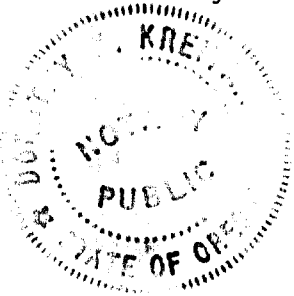
I, Steve Bryant as City Manager of the City of Albany, Oregon, pursuant to Resolution Number 3003, do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 14th day of November, 1990.

Dorothy K. Kretzman  
Notary Public for Oregon  
My Commission Expires: 2-21-94

CITY OF ALBANY, OREGON

Steve Bryant  
City Manager

[Signature]  
City Recorder



11S-03W-18AA  
Tax Lot 2501



Scale 1" = 50'

190.00'

261.90'

11S-03W-18AA  
Tax Lot 2800

25.00'

165.00'

Grace B. Williamson  
Hollywood Acres  
Subdivison  
7.50' wide utility  
easement which is  
adjacent, parallel,  
and north of the  
south line of  
Volume MF 339,  
Page 835 in Block 9

11S-03W-18AA  
Tax Lot 2900

70.00'

11S-03W-18AA  
Tax Lot 3000

70.00'

130.95'

11S-03W-18AA  
Tax Lot 3300

11S-03W-18AA  
Tax Lot 3100

68.83'

137.65'

130.95'

68.82'

23rd  
Ave.

Hill Street

CITY OF ALBANY, OREGON  
PUBLIC WORKS DEPARTMENT  
ENGINEERING/UTILITIES DIVISION

7.50' wide permanent  
utility easement from  
Grace B. Williamson to  
the City of Albany

**EXHIBIT A:**

25

DEC 5 10 22 AM '90

STATE OF OREGON  
County of Linn

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

Volume: MF 549 Page: 124

STEVE DRUCKENMILLER  
Linn County Clerk

By *[Signature]*, Deputy  
City of Albany  
Box 490  
Albany

Resolution No. 3003

Recorded Document Recorder File No. 1997