

Resolution No. 2432

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council  
that it does hereby accept the following easement:

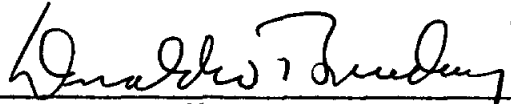
Grantor

Patricia A. Wolfer

Purpose

12' for construction and  
maintenance  
(Lot 1, Block 23, Burkhart Park)

Dated this 12th day of October, 1983,

  
\_\_\_\_\_  
Mayor

ATTEST:

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

EASEMENT FOR CONSTRUCTION AND MAINTENANCE OF  
SANITARY SEWER

THIS AGREEMENT, made and entered into this 23rd day of  
September, 1983, by and between \_\_\_\_\_  
Patricia A. Wolfer  
herein called grantors, and the CITY OF ALBANY, a Municipal corporation, herein  
called "City"

WITNESSETH:

That for and in consideration of the sum of ONE  
DOLLARS ( \$1.00 ) cash in hand paid, the receipt of which is hereby acknowledged,  
the grantors have this day bargained and sold and by these presents do bargain,  
sell, convey and transfer unto the City of Albany, a permanent easement and  
right-of-way, including the perpetual right to enter upon the real property  
hereinafter described at any time that it may see fit, and to construct, 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, undergrowth and other obstructions  
interfering with the location, construction and maintenance of the said sewer.  
No permanent structures shall be constructed on any portion of the easement.

The easement and right-of-way hereby granted covers a strip of land 12  
12 feet in width for the purpose of construction and 12 feet in  
width for the purpose of maintenance described as follows:

Beginning at the southwest corner of Lot 1, Block 23, Burkhart Park  
Addition in Albany, Linn County, Oregon,

Thence East parallel with the South line of Lots 1 and 2 of said Block  
23, 95.45 feet; thence North 12.0 feet; thence West 95.45 feet; thence  
South 12.0 feet to the point of beginning.

TO HAVE AND TO HOLD the said easement and right-of-way unto the City of  
Albany and unto its successors and assigns forever.

EASEMENT FOR CONSTRUCTION OF A SANITARY SEWER  
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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.

IN WITNESS WHEREOF, the grantors have hereunto fixed their hands and seals the day and year first hereinabove written.

Patricia A. Wolfer

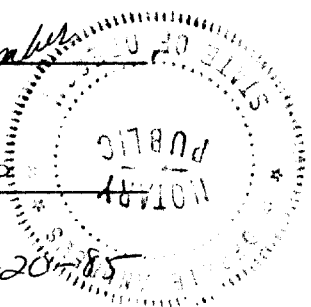
STATE OF OREGON       )  
County of Marion     )ss  
City of Salem       )

On this 23<sup>rd</sup> day of September, 1983 personally appeared the above named Patricia A. Wolfer

and acknowledged the foregoing instrument to be their voluntary act and deed.

Subscribed and sworn to before me this 23<sup>rd</sup> day of September, 1983.

Debbie Andrews  
Notary Public for Oregon



My Commission Expires: 7-20-85

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

I, Donald W. Brudvig, as Mayor of the City of Albany, Oreon, pursuant to Resolution Number 2432, do hereby accept on behalf of the City of Albany, the above easement pursuant to the terms thereof.

Dated: October 13, 1983.

CITY OF ALBANY, OREGON

Donald W. Brudvig  
Mayor



554717

1393

October 18, 198

**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 345 Page: 462

At 8:30 O'clock a.m.  
Witness My Hand and Seal

**DEL W. RILEY**  
Linn County Clerk

By

*Shirley M. Hunter*  
Deputy

*City of Albany*

Resolution No. 2432

Recorded Document Recorder File No. 1492