

RESOLUTION NO. 2122

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BE IT RESOLVED by the Mayor and members of the City Council of the City of Albany, Oregon that they do accept the following easement:

Grantors

Justin Ransom  
Herb Smith  
Robert L. Reimanschneider

Purpose

Maintenance of the Periwinkle  
Creek drainage ditch

DATED this 10th day of October, 1979.

Richard J. Olsen  
Mayor

ATTEST:

[Signature]  
City Recorder

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2122

grantors,  
bargain, sell and convey unto the City of Albany, Oregon, hereafter designated the City, a permanent easement for the purpose of

Maintaining the Periwinkle Creek drainage ditch. The easement shall be as described as follows:

Beginning at a point which bears N 1° 09' W 3,012.35 feet and S 80° 59' 00" W 553.10 feet from the S.E. Corner of Abram Hackleman D.L.C. No. 62, in the N.W. ¼, N.W. ¼, Section 8 T.11 S R.3W. Willamette Meridian, Linn County, Oregon, thence N 21° 01' W 64.00 feet; thence N 38° 01' W 73.00 feet; thence N 15° 53' 09" W 76.97 feet; thence S 81° 04' 00" W 40.00 feet; thence S 26° 57' 20" E 106.95 feet; thence S 8° 59' E 101.00 feet; thence N 80° 59' E 65.00 feet to the point of beginning. Said above described property containing 0.19 acres more, or less.

The City shall have the right to enter upon the property described as the easement, to excavate, to remove trees, bushes, undergrowth and other obstructions interfering with the location, construction and maintenance of said sewer.

The grantors covenant they are lawfully seized and possessed of the property and have the right to convey any part thereof.

As part of the construction, the City agrees to restore the property, as near as practicable, to its prior condition before construction or maintenance.

As part of the consideration the grantors hereby release all claims for damages whatsoever incidental to the exercise of the rights herein granted.

IN WITNESS WHEREOF, said grantors have hereunto subscribed their signatures and seals this day of , 19

Robert L. Rasmussen (SEAL)

Robert Smith (SEAL)

Justin J. Ransom (SEAL)

(SEAL)

STATE OF OREGON, } ss.  
County of Linn }

The above grantors, personally known to me to be the identical persons subscribing their names above, personally appeared before me and acknowledged that they executed the same freely for the uses and purposes therein named on the 25 day of SEPT, 19

Sept 25 19 79.

Witness my hand and notarial seal this date;

Donald C. Thompson  
Notary Public for Oregon  
My Commission Expires: JAN. 5, 1982

STATE OF OREGON }  
County of Linn, } ss.  
City of Albany. }

I, Richard S. Olsen, as Mayor of the City of Albany, Oregon pursuant to Resolution Number 2122, do hereby accept on behalf of the City of Albany the above Easement pursuant to the terms thereof.

Dated: October 11, 19 79.

(CITY SEAL)

CITY OF ALBANY, OREGON  
By Richard S. Olsen  
Mayor

[Signature]  
Recorder