

RESOLUTION #402

A RESOLUTION OF THE CITY COUNCIL OF BETHEL, ALASKA, CONCERNING EASEMENTS FOR THE CONSTRUCTION OF A STRUCTURAL EROSION PROJECT FOR THE CITY OF BETHEL, ALASKA.

WHEREAS, erosion control has been the City of Bethel's number one priority for a number of years; and

WHEREAS, the City of Bethel, Alaska, has received funds from the State of Alaska for the construction of a Bethel Seawall/Structural Erosion Control Project; and

WHEREAS, in order to construct the Bethel Seawall/Structural Erosion Control Project construction easements must be acquired from persons owning property along the riverfront,

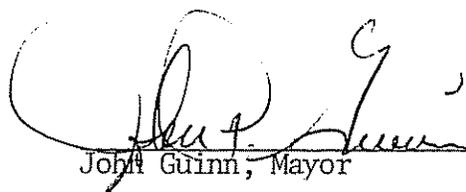
NOW THEREFORE BE IT RESOLVED that the City Council of Bethel, Alaska, supports the acquisition of construction easements for the above project.

BE IT FURTHER RESOLVED that the City Council of Bethel, Alaska, encourages affected property owners to cooperate with the City by providing construction easements for the construction of a Structural Erosion Control Project.

PASSED AND APPROVED THIS 9th DAY OF May, 1983.

ATTEST:

  
Wayne J. Maiers, City Clerk

  
John Guinn, Mayor

AGREEMENT

KNOW ALL MEN BY THESE PRESENTS that \_\_\_\_\_  
\_\_\_\_\_, of Box \_\_\_\_\_, Bethel, Alaska, owner(s)  
of that certain property described below:

Lot \_\_\_\_\_, Block \_\_\_\_\_, U.S.S. \_\_\_\_\_,  
Bethel Recording District, Fourth Judicial District,  
State of Alaska

does hereby grant to the City of Bethel, a municipal corporation, its agents and assigns, in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, receipt of which is hereby acknowledged, an easement in the above described property for the purchase of the construction of a Bethel Seawall for the purpose of structural erosion control to benefit the City of Bethel and the above described property.

This easement shall cover all of the above described property until such time as the Structural Erosion Control Project has been completed and accepted by the City of Bethel. Upon acceptance by the City of Bethel of the Seawall/Structural Erosion Control Project this easement shall be relinquished by the City, provided however, that in the event that the above described Structural Erosion Control project ever becomes inoperative and abandoned by the City of Bethel or its successor this easement shall be extinguished.

The City, its agents and assigns, shall exercise diligence in protecting from damage the land and property of the owner(s) and will to the best of its ability restore the property of the owner(s) to its previous condition in the event that exercise of the rights granted by this Agreement cause damage. It is agreed that the "reclaimed" land will be and forever remain public land.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 1983.

\_\_\_\_\_  
Signature of Owner

\_\_\_\_\_  
Signature of Owner

STATE OF ALASKA                    )  
  ) ss.  
FOURTH JUDICIAL DISTRICT )

On this \_\_\_\_\_ day of \_\_\_\_\_, 1983, before the under-  
signed Notary Public, personally appeared \_\_\_\_\_,  
the individual(s) named in and executing the foregoing instrument, and  
\_\_\_\_\_ acknowledged to me that \_\_\_\_\_ signed and sealed as \_\_\_\_\_  
free and voluntary act and deed, for the uses and purposes therein mentioned.

WITNESS my hand and official seal the day and year hereinabove written.

\_\_\_\_\_  
Notary Public, State of Alaska  
My Commission Expires: \_\_\_\_\_