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MEMO

To: Burlington BOF  
From: Laurie Adams, Assistant Director DPW Water Quality  
Date: September 22, 2011

Re: Easement to take over Private Water Line

Back in 1961 there was an easement given for a private water line serving Riverview Drive, previously Camp Daisy. Over the years the Water Division has done work when needed on this line and put in water services to what now has four houses. It has become increasingly hard to repair this water line and the four homeowners on Riverview Drive have asked the Water Division to put in a new line that they will pay for. Then with the easement the Water Division will assume responsibility from that point forward.

The four homeowners have already signed a work order for the work to commence and one owner has paid in full. All will have to pay a 50% deposit as is customary. The four addresses are 29, 34, 40 and 48 Riverview Drive.

\_\_\_\_\_ )  
to ) EASEMENT AGREEMENT  
City of Burlington )

Know all by these presents that \_\_\_\_\_ (GRANTOR), in consideration of One Dollar and other consideration in hand paid by the City of Burlington (GRANTEE), the receipt whereof is hereby acknowledged, does by these presents Give, Grant, Assign, Convey, and Transfer to GRANTEE, its successors and assigns, the right in perpetuity to enter into and upon a certain piece of land now owned by GRANTOR and described in a prior Right of Way Agreement by and between Leo Smith and John L. and Joanne Saltus, recorded in the State of Vermont, Chittenden County, August 17, 1961, in vol. 156, p. 616, with the right of way being approximately 25 feet across said Smith's land as a continuation of the right of way granted by Howard G. and Ruth W. Millington to John L. and Joanne Saltus, recorded in the State of Vermont, Chittenden County, July 19, 1961, in vol. 156, p. 589, commencing at a point on the easterly side of North Avenue, opposite 2027 North Avenue, and terminating at the point of the existing water line's junction at Riverview Drive, as depicted on the plan at map 219D in the office of the City Clerk for the City of Burlington. This easement is granted for the purpose of entering and reentering upon said property to construct, reconstruct, repair, and maintain a water pipe from North Avenue to Riverview Drive. This water pipe is to belong to, be paid for, and be the property of GRANTEE, which must permit the reconnection to it by houses with existing connections.

To have and to hold these rights to the City of Burlington, its heirs and assigns forever.

In witness whereof, we have hereunto set our hands and seals this \_\_\_\_ day of \_\_\_\_\_,

\_\_\_\_\_  
(Grantor)

\_\_\_\_\_  
Duly authorized representative of  
City of Burlington (Grantee)

In the Presence of:

\_\_\_\_ and \_\_\_\_\_, for the City of Burlington, the signers and sealers of the above written instrument, personally appeared at Burlington in Chittenden County and acknowledged the instrument to be their free act and deed this \_\_\_\_ day of \_\_\_\_\_.

Notary Public

Received for record \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ A.M. / P.M. and duly recorded.

GRANTOR )  
to ) EASEMENT  
City of Burlington )

Know all by these presents that GRANTOR of ADDRESS, in consideration of One Dollar and other consideration in hand paid by the City of Burlington, the receipt whereof is hereby acknowledged, does by these presents Give, Grant, Assign, Convey, and Transfer to the City of Burlington, its successors and assigns, the right in perpetuity to enter into and upon a certain piece of land now owned by GRANTOR and described in a prior Right of Way Agreement by and between Howard G. and Ruth W. Millington and John L. and Joanne Saltus, recorded in the State of Vermont, Chittenden County, July 19, 1961, in vol. 156, p. 589, with the right of way being from a point on the easterly side of North Avenue, opposite 2027 North Avenue, and terminating at the point of the existing water line's junction at Riverview Drive, as depicted on the plan at map 219D in the office of the City Clerk for the City of Burlington. This easement is granted for the purpose of entering and reentering upon said property to construct, reconstruct, repair, and maintain a water pipe from North Avenue to Riverview Drive. This water pipe is to belong to, be paid for, and be the property of the City of Burlington, which must permit the reconnection to it by houses with existing connections.

To have and to hold these rights to the City of Burlington, its heirs and assigns forever.

In witness whereof, we have herunto set our hands and seals this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

In the Presence of:

\_\_\_\_ and \_\_\_\_\_, the signers and sealers of the above written instrument, personally appeared at Burlington in Chittenden County and acknowledged the instrument to be their free act and deed this \_\_\_\_\_ day of \_\_\_\_\_.

XXXXXX  
Notary Public

Received for record \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ A.M. / P.M. and duly recorded.

Attest:

City Clerk