

Project Name (Subdivision):
Pearson Subdivision

PEDESTRIAN PATHWAY EASEMENT

THIS AGREEMENT, made this _____ day of _____, 20____, between Melanie Pearson, hereinafter referred to as “Grantor”, and the City of Meridian, an Idaho municipal corporation, hereinafter referred to as “Grantee”;

WITNESSETH:

WHEREAS, Grantor is the owner of real property on portions of which the City of Meridian desires to establish a public pathway; and

WHEREAS, the Grantor desires to grant an easement to establish a public pathway and provide connectivity to present and future portions of the pathway; and

WHEREAS, Grantor shall construct the pathway improvements upon the easement described herein; and

NOW, THEREFORE, the parties agree as follows:

THE GRANTOR does hereby grant unto the Grantee an easement on the following property, described on Exhibit “A” and depicted on Exhibit “B” attached hereto and incorporated herein.

THE EASEMENT hereby granted is for the purpose of providing a public pedestrian pathway easement for multiple-use non-motorized recreation, with the free right of access to such facilities at any and all times.

TO HAVE AND TO HOLD, said easement unto said Grantee, its successors and assigns forever.

THE GRANTOR hereby covenants and agrees that it will not place or allow to be placed any permanent structures, trees, brush, or perennial shrubs or flowers within the area described for this easement, which would interfere with the use of said easement, for the purposes stated herein.

IT IS EXPRESSLY UNDERSTOOD AND AGREED, by and between the parties hereto, that the Grantor shall repair and maintain the pathway improvements.

THE GRANTOR hereby covenants and agrees with the Grantee that should any part of the easement hereby granted become part of, or lie within the boundaries of any public street,

GRANTEE: CITY OF MERIDIAN

Robert E. Simison, Mayor

Attest by Chris Johnson, City Clerk

STATE OF IDAHO,)
 : ss.
County of Ada)

This record was acknowledged before me on _____ (date) by Robert E. Simison and Chris Johnson on behalf of the City of Meridian, in their capacities as Mayor and City Clerk, respectively.

(stamp)

Notary Signature
My Commission Expires:_____

EXHIBIT A

LEGAL DESCRIPTION

City of Meridian Access/Multi-Use Pathway Easement
Pearson Subdivision

A parcel of land lying in the southeast quarter of the northeast quarter of Section 1 Township 2 North Range 1 West Boise Meridian, Ada County, Idaho and more particularly described as follows;

Commencing at the one quarter corner common to Section 1 T2N R1W and Section 6 T2N R1E, thence N0°51'08"E (basis of bearing east line Section 1) along the east line of the northeast quarter of Section 1 a distance of 1320.96 feet, said point lies S0°51'08"W 1320.99 feet from the northeast corner of Section 1; thence N88°49'41"W a distance of 68.42 feet to the westerly right of way line for S. Kuna Meridian Road. (State Highway 69) and the Real Point of Beginning;

Thence along said westerly right of way line for said highway, S1°51'56" W a distance of 50.00 feet to the southeast corner of Lot 2 Pearson Subdivision;

Thence continuing along said right of way line, S1°51'56" W a distance of 112.79 feet to the southeast corner of Lot 3 Pearson subdivision;

Thence along the south boundary of Lot 2, S80°55'36" W a distance of 14.26 feet;

Thence N1°51'56" E a distance of 115.32 feet to the north line of Lot 2;

Thence N1°51'56" E a distance of 50.00 feet to the north boundary of Lot 2, Pearson Subdivision;

Thence along said north boundary, S88°49'41" E a distance of 14.00 feet and back to the point of beginning.

Said parcel contains some 0.05 acres, more or less



