LPS - 27 (11/13)

FEDERAL PROJECT NO.	X051-337-L11E
PROJECT NAME/ROUTE	Schaeffer Road Bridge - SR7222
COUNTY	Berks
MUNICIPALITY	Maidencreek Township
PARCEL NO.	4 (Property ID/UPI: 61541120819744)
CLAIM NO.	N/A
CLAIMANT	Township of Maidencreek

TEMPORARY EASEMENT FOR CONSTRUCTION

THIS INDENTURE, made this day of , by the Township of Maidencreek Owner(s) of property affected by the construction or improvement of the above mentioned transportation improvement, its heirs, executors, administrators, successors and/or assigns, hereinafter, whether singular or plural, called the OWNER, and the County of Berks, hereinafter called the PURCHASER,

W I T N E S S E T H:

WHEREAS the PURCHASER intends to record a plan in the Recorder of Deeds Office of the aforesaid County indicating its authorization to condemn real property for the above transportation improvement from the aforesaid property; and

WHEREAS the parties hereto have agreed that, in lieu of condemnation, the OWNER will grant to the PURCHASER a temporary easement for construction purposes from the aforesaid property,

NOW, THEREFORE, in consideration of the sum of eight thousand and eight hundred ($8,800.00) Dollars, the Owner hereby grants to the PURCHASER a temporary easement for the purpose of undertaking the above construction or improvement, said easement to extend to the area shown on the plot plan attached hereto and made a part hereof and to authorize the entry and re-entry of employees, agents and contractors of the PURCHASER upon said area to do any and all work necessary for the completion of the project, including the removal of any buildings and/or other structures located on the area covered by the easement; provided, however, that, upon completion of the project, the PURCHASER shall be obligated to restore the area covered by the easement to a condition commensurate with that of the balance of the property of the OWNER, such restoration to include removal of debris, filling of holes left by the removal of buildings or structures, draining, filling and/or capping of wells, cesspools and septic tanks; grading and sowing of grass. The estimated completion date of the construction or improvement is December 31, 2018. The temporary easement for construction area is 0.152 acres.

The OWNER does further remise, release, quitclaim and forever discharge the PURCHASER or any agency or political subdivision thereof or its or their employees or representatives of and from all suits, damages, claims and demands which the OWNER might otherwise have been entitled to assert under the provisions of the Eminent Domain Code, 26 Pa.C.S. § 101 et seq., for or on account of this conveyance and any injury to or destruction of the aforesaid property of the OWNER through or by reason of the aforesaid construction or improvement.

The Parties have executed or caused to be executed these presents, intending to be legally bound thereby.

INDIVIDUALS

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_____

_____

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_____

ENTITIES*

OWNER:

The Township of Maidencreek
(Name of Entity)

BY:_____

BY:_____

* Use this block for a corporation, partnership, LLC, government entity, school district, church, trust, club, association, POA, attorney-in-fact, executor, administrator or any other entity.

COUNTY OF BERKS (PURCHASER)

BY:_____
Christian Y. Leinbach, Chair

Attest:_____
Maryjo Gibson, Chief Clerk