

THIS AGREEMENT, made and entered into this *23rd* day of *July*, 1965, between JOHN E. HOLT-HARRIS, JR. and SUSAN HOLT-HARRIS, his wife, of Waverly Place, McKownville, Albany County, New York, parties of the first part, and CAPITAL AREA COUNCIL OF CHURCHES, INC., a domestic corporation with its principal office at 93 State Street, Albany, New York, party of the second part,

W I T N E S S E T H :

WHEREAS, the parties of the first part are the owners of certain lands described in two deeds from Katherine L. Perkins to the parties of the first part recorded in Albany County Clerk's office in Book No. 1112 of Deeds at page 179 and Book No. 1354 of Deeds at page 179, respectively, and

WHEREAS, the party of the second part intends and is about to purchase property in McKownville, Albany County, New York, now owned by Donald F. Noord and Beverly B. Noord, his wife, which premises are contiguous to the property of the parties of the first part in a northerly direction therefrom,

NOW, THEREFORE, in consideration of the sum of One (\$1.00) Dollar and other good and valuable considerations, lawful money of the United States of America, in hand paid by the party of the second part to the parties of the first part, the parties of the first part, in the event the party of the second part purchases the said Noord property, hereby give and grant to the party of the second part, its successors and assigns, as an appurtenance to the party of the second part's premises the full and free right in common with the parties of the first part and the heirs and assigns of the parties of the first part, at all times hereafter, to enter upon and use the

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present roadway leading from the public way known as Waverly Place, in the Hamlet of McKownville, Town of Guilderland, Albany County, New York, in, over, upon and through the lands of the parties of the first part to the lands of the party of the second part for the ordinary purposes of ingress and egress over said roadway by the party of the second part, its successors, assigns and invitees.

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The said easement and right of way is granted to the party of the second part, its successors and assigns upon the following conditions:

1. The premises of the party of the second part shall be used primarily as a residence for its campus minister and occasionally for certain program activities of the Board of College Work of the Capital Area Council of Churches, Inc. at the State University of New York at Albany.
2. The parties of the first part shall not be required to repair or maintain said roadway and the party of the second part, its successors and assigns shall repair and maintain the said roadway in common with Alfred L. O'Brien, Jr. and Helen C. O'Brien, their heirs and assigns, to whom a right of ingress and egress over the said roadway was given by the parties of the first part on April 22, 1954.
3. The party of the second part agrees to indemnify and save harmless the parties of the first part from any and all manner of claims, demands, causes of action, judgements and other things which may hereafter arise in connection with the use, repair or maintenance of said roadway by the party of the second part, its successors, assigns and invitees.

IN WITNESS WHEREOF, the parties of these presents  
have hereunto set their hands and seals the day and year first  
above written.

*R. E. Hill* L.S.

Susan S. Hill Harris L.S.

CAPITAL AREA COUNCIL OF CHURCHES, INC.

BY: *R. E. Hill*

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STATE OF NEW YORK }  
COUNTY OF ALBANY }

Ss.:

On this 23rd day of July, 1965, before me, the subscriber, personally appeared JOHN E. HOLT-HARRIS, JR. and SUSAN HOLT-HARRIS, to me known and known to me to be the same persons described in and who executed the foregoing instrument and they severally duly acknowledged to me that they executed the same.

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Elizabeth J. Dutcher  
Notary Public, State of New York  
My Commission expires 3/30/66

STATE OF NEW YORK }  
COUNTY OF ALBANY }

Ss.:

On this 28th day of July, 1965, before me, the subscriber, personally appeared Norman E. Thomas to me personally known, who, being by me duly sworn, did depose and say that he resides in Delmar, New York that he is the President of Capital Area Council of Churches, Inc., the corporation described in, and which executed, the within instrument; that the said corporation has no seal, that the subscriber knows the said corporation and that he signed his name thereto by the order of the Board of Directors of said corporation.

Arthur F. Van Gosen  
Notary Public, State of New York  
My Commission expires 3/30/66

EASEMENT GRANTED BY  
JOHN E. HOLT-HARRIS, JR. AND  
SUSAN HOLT-HARRIS

TO

THE CAPITAL AREA COUNCIL OF  
CHURCHES, INC.



DATED: JULY 23, 1965

State of New York } ss: Recorded  
County of Albany }  
On the 28... day of July, 1965  
.. 11:52..... A. M. In  
book ..... 1839..... of  
.....  
at page... 98... and examined  
..... Clerk

*John L. Lovell Jr.*

Albany County Clerk

MAIL TO  
ARTHUR E. Mc CORMICK  
100 STATE ST.  
ALBANY N.Y.