

AFTER RECORDING RETURN TO:

Kelly Burgoyne  
City Recorder

City of Oregon  
P.O. Box 3040  
Oregon City, Oregon 97045-0304



\$67.00

01449480201000715140050056

11/09/2010 08:09:43 AM

D-E Cnt=1 Stn=9 DIANNAW  
\$25.00 \$16.00 \$16.00 \$10.00

Map No.: 3-2E-06DC

Tax Lot: 4300 (Lot 11 Mays Point)

Planning No.: TP06-02

Grantor: Hemphill, Jacob

## CITY OF OREGON CITY, OREGON PUBLIC UTILITY(S) EASEMENT

KNOW ALL BY THESE PRESENTS, THAT JACOB HEMPHILL hereinafter called the GRANTOR, do(es) hereby grant unto the City of Oregon City, hereinafter called the CITY, its successors in interest and assigns, a permanent easement and right-of-way, including the permanent right to construct, reconstruct, operate, and maintain STORMWATER FACILITIES AND DRAINAGE on the following described land:

See attached Exhibit "A" Legal Description and attached

Exhibit "B" Sketch for Legal Description

**TO HAVE AND TO HOLD**, the above described easement unto the CITY, its successors in interest and assigns forever.

GRANTOR reserves the right to use the surface of the land for walkways, plantings, parking, and related uses. Such uses undertaken by the GRANTOR shall not be inconsistent or interfere with the use of the subject easement area by the CITY. No building or utility shall be placed upon, under, or within the property subject to the foregoing easement during the term thereof, however, without the written permission of the CITY.

Upon completion of the construction, the CITY shall restore the surface of the property to its original condition and shall indemnify and hold the GRANTOR harmless against any and all loss, cost, or damage arising out of the exercise of the rights granted herein.

The true consideration of this conveyance is \$1.00, the receipt of which is hereby acknowledged by GRANTOR.

And the GRANTOR above named hereby covenants to and with the CITY, and CITY's successors in interest and assigns that GRANTOR is lawfully seized in fee simple of the above granted premises, free from all encumbrances (no exceptions)

and that GRANTOR and their heirs and personal representatives shall warrant and forever defend the said premises and every part thereof to the CITY, its successors in interest and assigns against the lawful claims and demands of all persons claiming by, through, or under the GRANTOR.

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the GRANTOR has executed this 19<sup>th</sup> day of October, 2010; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

**NOTICE: No stamp or corporate seal is allowed over any typed information.**

Individuals, General Partnerships

Corporation/Limited Partnership

  
(Signature)

JACOB HEMPHILL  
(Signer's Printed Name)

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Signer's Printed Name)

(if executed by a corporation  
affix corporate seal below)

\_\_\_\_\_  
(Signature for Corporation/Partnership)

\_\_\_\_\_  
(Signer's Name, Title)

\_\_\_\_\_  
(Signer's Name, Title)

\_\_\_\_\_  
(Signer's Name, Title)

\_\_\_\_\_  
(Signer's Name, Title)

\_\_\_\_\_  
(Signer's Name, Title)

**NOTICE TO NOTARIES: No notary stamp or corporate seal is allowed over any typed information.**

Personal Acknowledgment

STATE OF OREGON )

County of Clackamas ) ss.

Personally appeared the above named

Jacob Hemphill

and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

NOTARY PUBLIC FOR OREGON

Kelly E. Burgoyne

Notary's signature

My Commission Expires: 03/11/2013

Stamp seal below



(Grantor's Name and Address)

**City of Oregon City**

**P.O. Box 3040**

**320 Warner Milne Road**

**Oregon City, OR 97045-0304**

(Grantee's Name and Address)

Accepted on behalf of the City of Oregon City on the condition that the easement granted is free and clear from any taxes, liens, and encumbrances.

Mayor

Allen Lewis

City Recorder

Nancy Wade

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Corporate Acknowledgment

STATE OF OREGON )

County of \_\_\_\_\_ ) ss.

Personally appeared \_\_\_\_\_

\_\_\_\_\_ and \_\_\_\_\_

\_\_\_\_\_ who being duly sworn, each for himself and not one for the other did say that the former is the \_\_\_\_\_ president and that the latter is the \_\_\_\_\_ secretary of \_\_\_\_\_

\_\_\_\_\_, a corporation, and that the seal affixed to the foregoing instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Before me:

NOTARY PUBLIC FOR OREGON

Notary's signature

My Commission Expires: \_\_\_\_\_

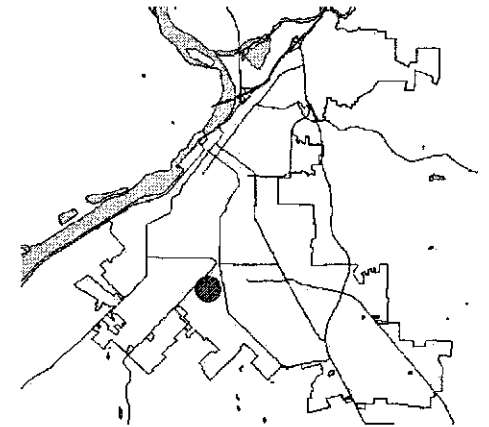
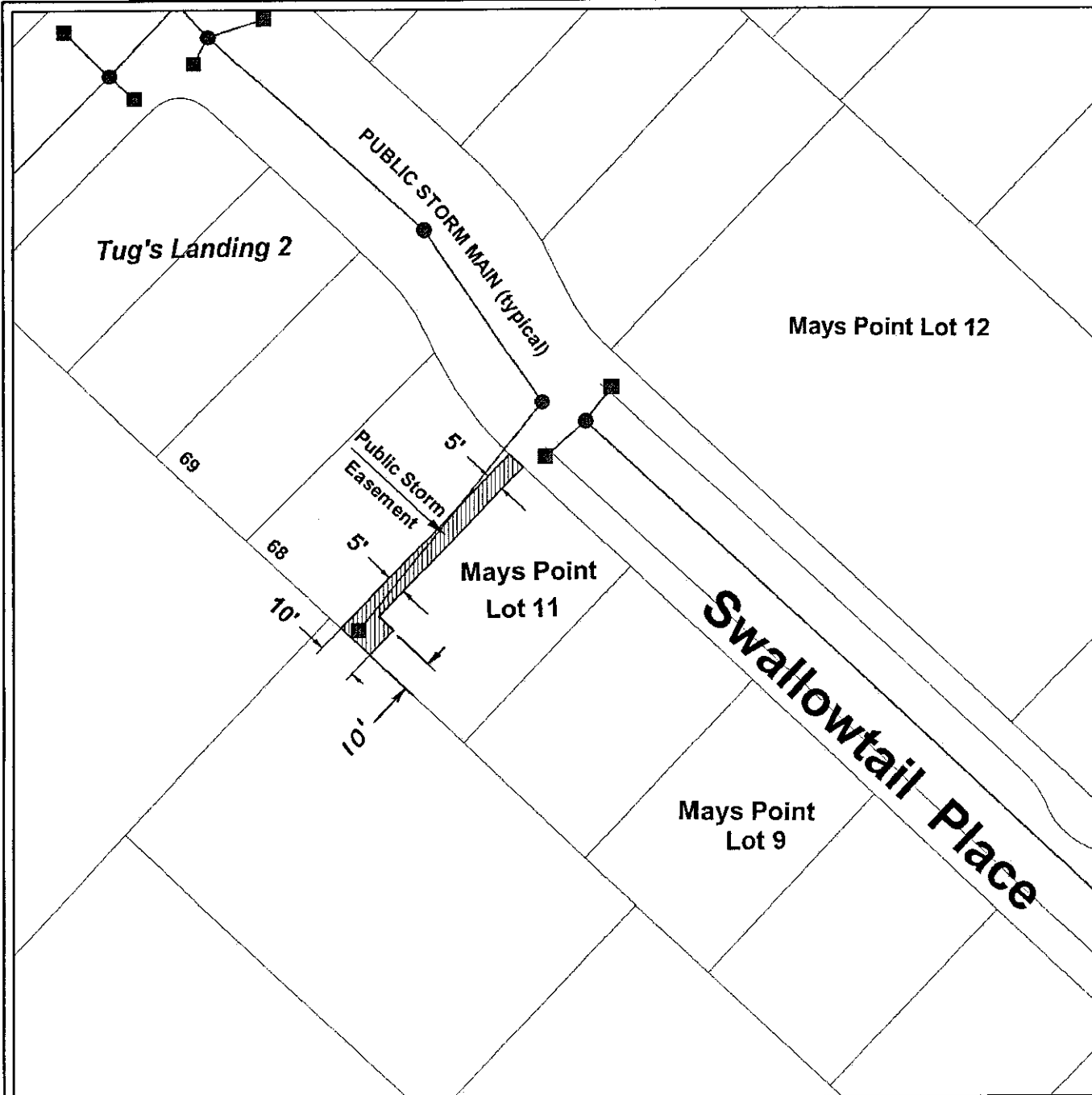
Stamp seal below

## **LEGAL DESCRIPTION**

The northwesterly 5 feet and the northwesterly 10-foot of the southwesterly 10 feet of that tract of land known as Lot 11 of Mays Point, Subdivision Plat No. 4164 (a duly recorded plat), in Oregon City, Clackamas County, Oregon.

## **EXHIBIT "A"**

# EXHIBIT "B" (Mays Point Lot 11)



City of Oregon City  
P.O. Box 3040  
625 Center St  
Oregon City, OR 97045  
(503) 657-0891  
[www.orcity.org](http://www.orcity.org)

This map is not suitable for survey, engineering, or navigation purposes. Errors and omissions may exist.

Map created with OCEditMap 2010

03/12/2010