

3/5

Clackamas County Official Records
Sherry Hall, County Clerk

2006-092855

AFTER RECORDING RETURN TO:

City Recorder: Nancy Ide
P.O. Box 3040
Oregon City, Oregon 97045-0304



\$46.00

01028074200600928550050058

10/06/2006 01:50:06 PM

D-E Cnt=1 Stn=1 ELIZABETH
\$25.00 \$11.00 \$10.00

Map No.: 3S-2E-5BB

Tax Lots: 7700

Grantor: Jonathan & Amanda Lemarr

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

KNOW ALL BY THESE PRESENTS, THAT Jonathan & Amanda Lemarr 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 Reservoir Overflow/Storm Drainage Piping 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 21 day of August, 2006; 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

Signer's Name

Jo [Signature]

Signer's Name

[Signature] Lemarr

(if executed by a corporation
affix corporate seal below)

Corporation/Partnership Name

Jonathan Lemarr Owner

Signer's Name, Title

Amber Lemarr Owner

Signer's Name, Title

Signer's Name, Title

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

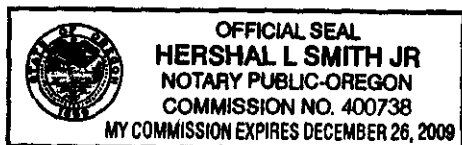
Personal Acknowledgment

STATE OF OREGON)
) ss.
County of CLACKAMAS)

On this 21ST day of AUGUST, 2006,
before me, HERSHAL L Smith JR, the
undersigned Notary Public, personally appeared
JUANITHAN / AMANDA LEMARR and
acknowledged the foregoing instrument to be
his/her voluntary act and deed.

Hersh L Smith Jr
NOTARY PUBLIC FOR OREGON

My Commission Expires: DEC 24, 2009
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 Ann P. Morris
City Recorder Nancy Ude

Corporate Acknowledgment

STATE OF OREGON)
) ss.
County of _____)

On this _____ day of _____, 20____,
before me, _____, the
undersigned Notary Public, personally appeared
_____ and
_____ who
being duly sworn, each for himself/herself 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.

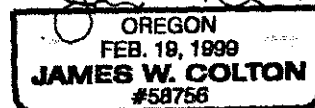
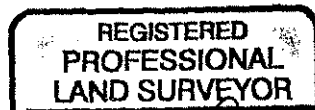
NOTARY PUBLIC FOR OREGON

My Commission Expires: _____
Stamp seal below

PARCEL 1 - Public Utility Easement

A parcel of land lying in the William Holmes Donation Land Claim No. 46 in Sections 5 and 6, Township 3 South, Range 2 East of the Willamette Meridian, in the City of Oregon City, Clackamas County, Oregon and being a portion of that property described in that Statutory Warranty Deed to Jonathan L. Lemarr and Amanda L. Lemarr, recorded November 6, 2003, as Recorder's Fee No. 2003-148672 Film Records of Clackamas County; the said parcel being the South 15.00 feet of said property.

This parcel of land contains 1,929 square feet, more or less.

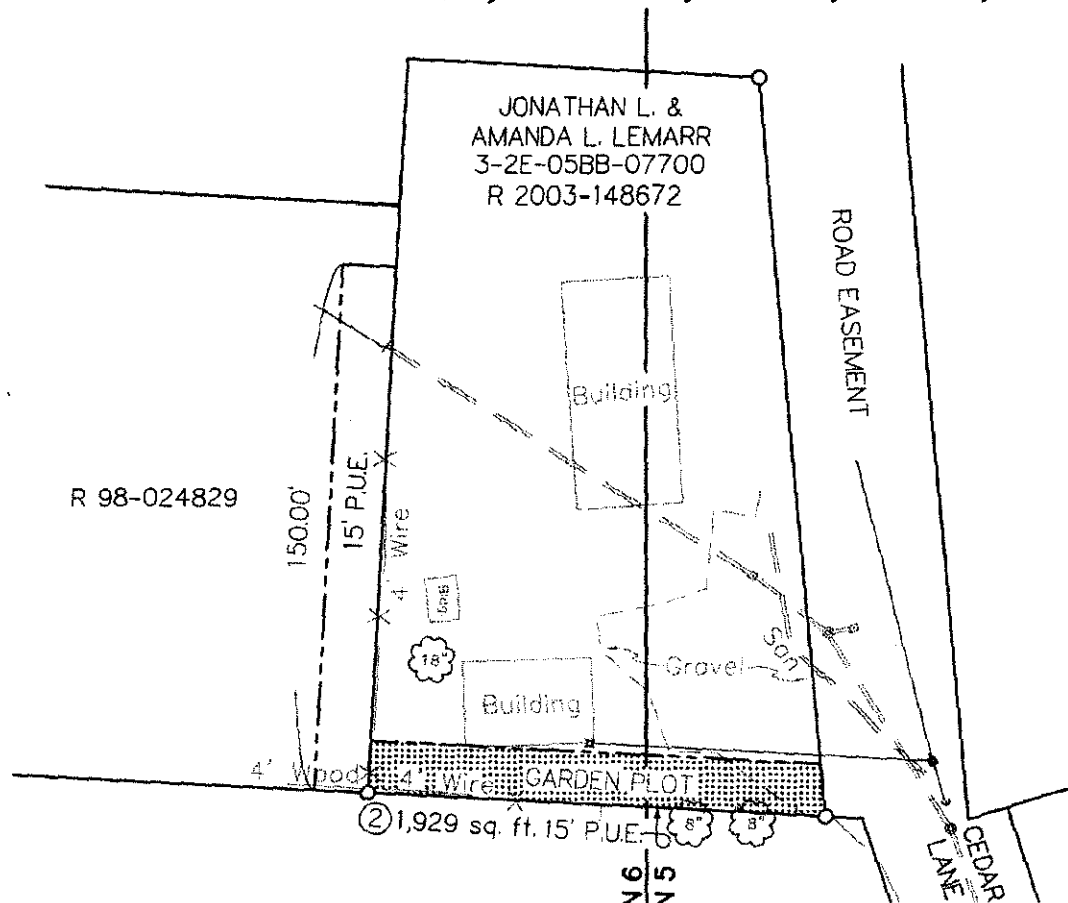


10/24/05

RENEWAL DATE: 12/31/05

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**NW 1/4, SEC. 5, T.3S., R.2E., W.M.
NE 1/4, SEC. 6, T.3S., R.2E., W.M.**



LEGEND

P.U.E. = PUBLIC UTILITY
EASEMENT

○ = FOUND MONUMENT

SCALE 1" = 50'



REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
FEB. 19, 1909
JAMES W. COLTON
#58756

RENEWAL DATE: DEC. 31, 2005
SIGNED: 10/23/05



CONSULTING
ENGINEERS

920 COUNTRY CLUB RD., SUITE 100B
EUGENE, OREGON 97401
TEL (541) 883-8080 FAX (541) 883-8376

CITY OF OREGON CITY

PROJECT	MOUNTAIN VIEW RESERVOIRS		
DRG. NO.	560002002	KEY NO.	N/A
STREET	MOUNTAIN VIEW		
COUNTY	CLACKAMAS		
SCALE :	1"=50'	DATE :	10/25/05