

58
46-
AFTER RECORDING RETURN TO:

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



\$46.00

00983637200600523920050057

06/08/2006 01:11:27 PM

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

Map No.: 3-2E-16B

Tax Lots: 1100 (Adelhart property)

Planning No.: TP05-07 (for Sequoia Crossing)

Grantor: Adelhart, David & Susan (PUE 2)

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

KNOW ALL BY THESE PRESENTS, THAT David Adelhart & Susan Adelhart 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 Public Storm Sewer / Drainage Facilities 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 day of January, 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

David Adelhart Susan Adelhart

Signer's Name

Corporation/limited partnership

David Adelhart Susan ADELHART

Address

Signer's Name, Title

P.O. Box 2974
Oregon City OR 97045

Signer's Name, Title

Signer's Name

(if executed by a corporation
affix corporate seal below)

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 Washington) ss.

Personally appeared the above named

Susan Adelhart and
David Adelhart

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

Before me:

NOTARY PUBLIC FOR OREGON

Tracy M Lynch

Notary's signature

My Commission Expires: 6/19/06

Stamp seal below



David & Susan Adelhart

P.O. Box 2924

Oregon City, OR 97045

(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 Alvin Morris

City Recorder Nancy Elden

Page 4

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

EXHIBIT "A"

PUBLIC STORM SEWER EASEMENT ON A PORTION OF DOCUMENT NUMBER 2005-066283

A portion of the tract of land described in Document Number 2005-066283, located in the Northwest One-Quarter of Section 16, Township 3 South, Range 2 East, Willamette Meridian, City of Oregon City, Clackamas County, Oregon, and more particularly described as follows:

The most easterly 1.15 feet of the property described in Document Number 2005-066283 of the Clackamas County deed records.

The above-described tract of land contains 171 square feet, more or less. The Basis of Bearings is per Clackamas County Plat of "Bailey Estates" (Plat No. 3882).

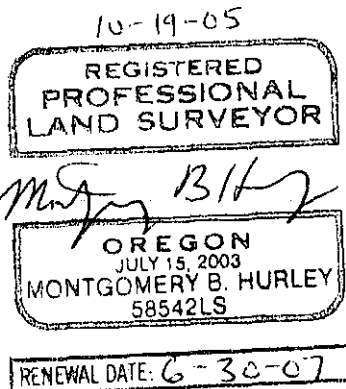
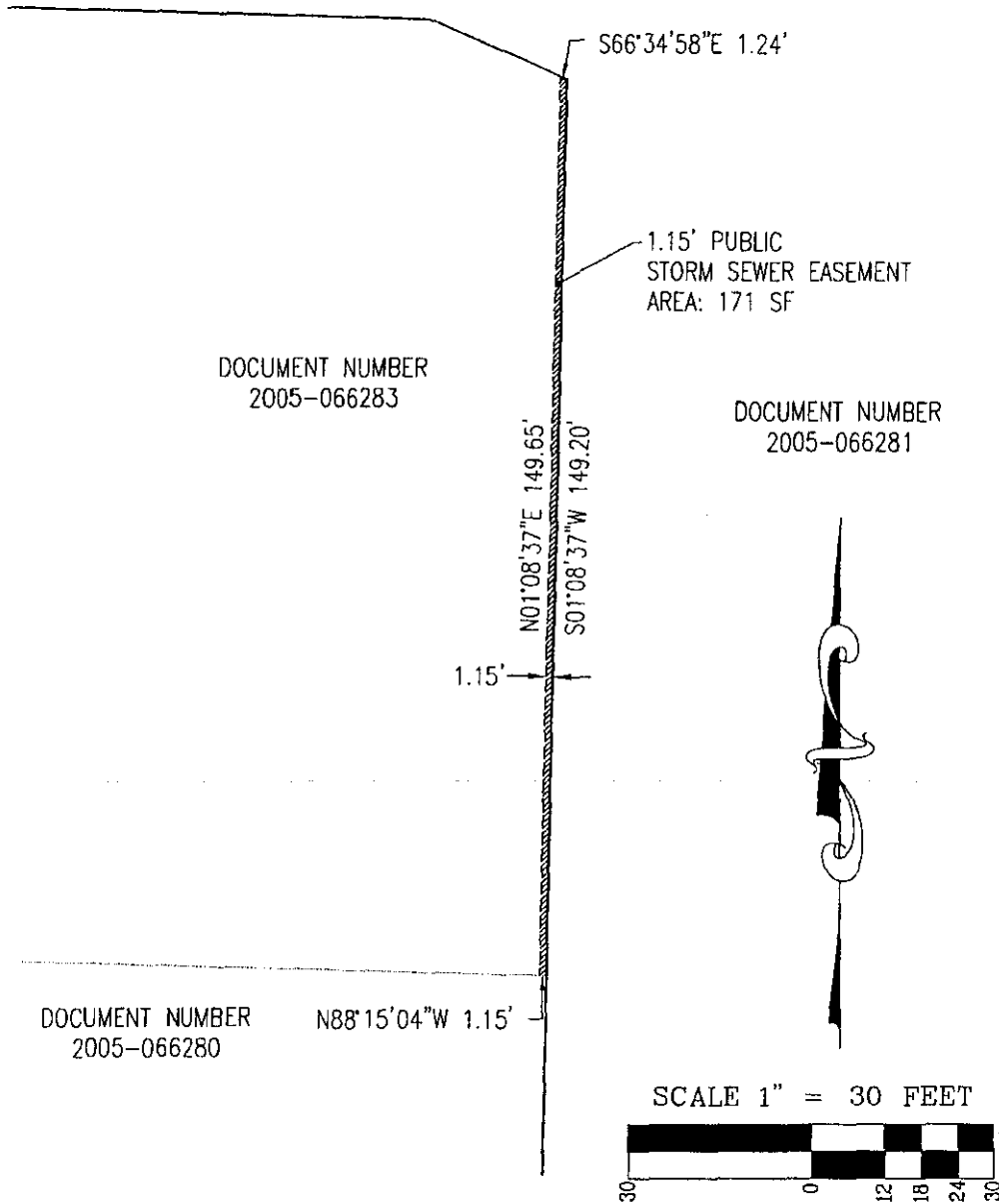


EXHIBIT B

PUBLIC STORM SEWER EASEMENT

LOCATED IN THE NW ONE-QUARTER OF SECTION 16, TOWNSHIP 3 SOUTH, RANGE 2 EAST,
WILLAMETTE MERIDIAN,
CITY OF OREGON CITY, CLACKAMAS COUNTY, OREGON



10-19-05
REGISTERED
PROFESSIONAL
LAND SURVEYOR

Montgomery B. Hurley
OREGON
JULY 15, 2003
MONTGOMERY B. HURLEY
58542LS
RENEWAL DATE: 6/30/07

PREPARED FOR:
SEQUOIA PROPERTY DEV., LLC.
15525 SE FOR MORE CT., STE. B
CLACKAMAS, OR 97015

JOB NAME:	SEQUOIA CROSSING
JOB NUMBER:	1272
DRAWING NUMBER:	EXHIBIT D
DRAWN BY:	ARH
CHECKED BY:	MBH

ENGINEERING • PLANNING • SURVEYING • FORESTRY



LICENSED IN OR & WA
13910 SW GALBREATH DR.,
SUITE 100
SHERWOOD, OR 97140
PHONE: (503) 925-8799
FAX: (503) 925-8969

(5)