

5/4

AFTER RECORDING RETURN TO:

City of Oregon City Recorder (Leilani Bronson-Crelly)
P.O. Box 3040
Oregon City, Oregon 97045-0304



\$46.00

12/30/2004 12:13:38 PM

D-E Cnt=1 Stn=9 DIANNAW
\$25.00 \$11.00 \$10.00

Map No.: 2-2E-28BA
Tax Lots: 800/800 E1
Street: LONGVIEW WAY
Planning No.: N/A

**CITY OF OREGON CITY, OREGON
PUBLIC ACCESS (WATER) EASEMENT**

KNOW ALL BY THESE PRESENTS, THAT the Housing Authority of Clackamas County 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 access easement, including the right to install conduit and a power pole and right to access, ingress, and egress over and across the easement area for use by the City of Oregon City, bounded and described as follows, to wit:

See attached EXHIBIT "A" Legal description and attached
EXHIBIT "B" Sketch for Legal Description

TO HAVE AND TO HOLD, the above described and granted premises unto the said CITY, its successors in interest and assigns forever.

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 the CITY's successors in interest and assigns that GRANTOR is lawfully seized in fee simple of the above named premises, free from all encumbrances (no exceptions) and that GRANTOR and their heirs and personal representatives shall warrant and forever defend the said premises against the lawful claims and demands of all persons claiming by, through, or under the GRANTOR.

In construing this deed and where the text 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 instrument this 3rd day of December, 2004; 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 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 3 day of December 2004
before me, the undersigned Notary Public,
personally Mary DiCenzo appeared
who acknowledged the foregoing instrument to
be his/her voluntary act and deed.

NOTARY PUBLIC FOR OREGON

My Commission Expires: 8/14/07
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 dedication conveyed
is free and clear from taxes, liens, and
encumbrances.

Mayor Alci Morris

City Recorder Leilani Branson-Crelly

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 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

EXHIBIT "A"

15' UTILITY EASEMENT

A 15.00 foot wide strip of land located in a portion of northeast quarter of Section 28, Township 2 South, Range 2 East, Willamette Meridian, Clackamas County, State of Oregon, being more particularly described as lying 7.50 feet on each side of the following described centerline:

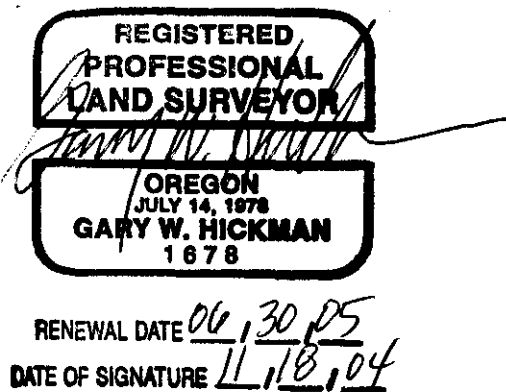
Beginning at a point from which a 5/8" iron rod marking the southwest corner of Lot 1 of "HOLCOMB HILL" (Plat No. 1902) bears South 25° 17' 14" West 337.17 feet and from which the centerline-centerline intersection of Clackamas County Roads No. 354 and County Road No. 105 (both are commonly known as Holcomb Road) bears South 30° 11' 49" East 38.11 feet; thence North 22° 47' 41" East 58.40 feet to the terminus of this described centerline.

SUBJECT TO: All easements, restrictions, and rights-of-way of record and those common and apparent on the land.

All bearings for the above description are based upon Clackamas County Survey No. 29771.

File #: 41101_ease

Date: Thursday, November 18, 2004



GRAPHIC SCALE



(IN FEET)
1 inch = 20 ft.

15' UTILITY EASEMENT, BEING
7.5' ON EACH SIDE OF THE
CENTERLINE

N 22°47'41" E
58.40'

PAVED
DRIVEWAY

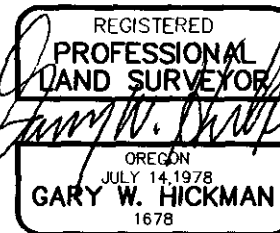
EXISTING PRV
VAULT

POINT OF BEGINNING

2-2E-285A-00800
BOOK 594, PAGE 846

S 49°37'23" W
BOOK 633, PAGE 151

BASIS OF BEARINGS:
ALL BEARINGS ARE BASED
UPON CLACKAMAS COUNTY
SURVEY NO. 29771



RENEWAL DATE: 06/30/05
DATE OF SIGNATURE: 11/18/04

HOLCOMB SCHOOL ROAD

EDGE OF PAVEMENT

HOLCOMB ROAD
(COUNTY ROAD NO. 105)

CENTERLINE
INTERSECTION OF CO. ROADS
NO. 354 & NO. 105

S 82°55'57" E

S 30°11'49" E
38.11'

S 25°17'14" W 337.17'
(COUNTY ROAD NO. 354)

FOUND 5/8" IRON ROD (NO CAP)
MARKING THE SW CORNER OF LOT 1
"HOLCOMB HILL" (PLAT #1902)


EXHIBIT "B"

15' UTILITY EASEMENT
LOCATED IN THE NE 1/4 OF SECTION 28,
T2S, R2E, W.M., CLACKAMAS COUNTY, OREGON

File Path:	D:\DWG04\
File Name:	41101.DWG
Plot Date:	11-18-2004
Plot Time:	11:50 am

**COMMISSION REPORT: CITY OF OREGON CITY
TO THE HONORABLE MAYOR AND COMMISSIONERS**

320 Warner Milne Road----(503) 657-0891

 INCORPORATED 1844	Agenda Item No.: 3.4	Topic: Public Access (Water) Easement for Housing Authority of Clackamas County Property for the Oregon City Public Works SCADA Project
	Report No.: 04-236	
	Agenda Type: DISCUSSION/ACTION	
	Meeting Date: December 15, 2004	Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Prepared By: Gail Johnson	Reviewed By: NJT Kraushaar, PE	Approved By: L. Patterson

RECOMMENDATION:

Staff recommends that the City Commission adopt a motion accepting and authorizing the Mayor and City Recorder to execute the attached public access (water) easement for a portion of Housing Authority of Clackamas County property in Oregon City.

REASON FOR RECOMMENDATION:

The easement provides the City of Oregon City permanent access for the purpose of installing and maintaining monitoring and communication capabilities at a water pressure regulating valve (PRV) station located on Longview Way at the upper entrance into View Manor.

BACKGROUND:

In an effort to improve the operation and maintenance of Oregon City's water distribution system, Oregon City Public Works is implementing a Supervisory Control and Data Acquisition (SCADA) telemetry system. One aspect of this SCADA project is to install monitoring and communication capabilities at each of our PRV stations. To accomplish this, a power pole will need to be installed at each station. This pole will hold a small antenna and control box and provide a place for PGE to drop electrical service. Additionally, conduit from the PRV to the pole will be installed. At this location, the subject PRV is located in the center of the roadway, and the pole must be located approximately 50 feet away, outside the typical utility right-of-way.

BUDGET IMPACT: FY(s): N/A Funding Source: N/A

Attachment 1: Public Access (Water) Easement

Approved

PUBLIC ACCESS EASEMENT-WATER

2-2E-28BA TL 800 / 800 E1

HOUSING AUTHORITY OF CLACKAMAS COUNTY
FOR CITY OF OREGON CITY: LONEVIEW WAY

Co. Doc. # 2004-119108 ON 12/30/04

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