

AFTER RECORDING RETURN TO:

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

Map No.: 3-1E-12AC

Tax Lot: 4500

Planning No.: SP01-09

Project: McLoughlin Elementary Addition

RECORDED IN CLACKAMAS COUNTY
ARDIS STEVENSON, COUNTY CLERK

2002-092899



\$46.00

00356292200200928990050052

09/30/2002 03:25:43 PM

D-E Cnt=1 Stn=1 DIANNAW

\$25.00 \$11.00 \$10.00

Grantor: Oregon City School District No. 62
(Rezac, Kenneth W.)

CITY OF OREGON CITY, OREGON PUBLIC WATERLINE EASEMENT

KNOW ALL BY THESE PRESENTS, THAT Oregon City School District No. 62 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 Water 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.

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

Ken Rezac

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

Before me: Kelli D. Grant

NOTARY PUBLIC FOR OREGON

Kelli D. Grant

Notary's signature

My Commission Expires: 9-26-03

Stamp seal below



Ken Rezac

Oregon City School District No. 62

(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

John F. Williams, Jr.

City Recorder

Leilani Bronson-Creely

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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

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LEGAL DESCRIPTION
WATERLINE EASEMENT
FOR OREGON CITY SCHOOL DISTRICT NO. 62

JOB NO. 01-4878
8-27-02 JCM

EXHIBIT "A"

A STRIP OF LAND, 15.00 FEET WIDE, IN THE NORTHEAST ONE-QUARTER OF SECTION 12, TOWNSHIP 3 SOUTH, RANGE 1 EAST, WILLAMETTE MERIDIAN, CITY OF OREGON CITY, CLACKAMAS COUNTY, OREGON, THE CENTERLINE OF WHICH BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A 3/4-INCH IRON PIPE AT THE MOST WESTERLY CORNER OF THAT TRACT OF LAND DESCRIBED IN DEED TO OREGON CITY SCHOOL DISTRICT NO. 62, RECORDED APRIL 17, 1975, IN FEE NO. 75-09354, CLACKAMAS COUNTY DEED RECORDS, SAID POINT BEING ON THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF SOUTH END ROAD (COUNTY ROAD NO. 2108)(30.00 FEET FROM CENTERLINE); THENCE ALONG THE SOUTHWESTERLY LINE OF SAID SCHOOL TRACT, S.45°52'25"E., 10.00 FEET TO A 5/8-INCH IRON ROD WITH A YELLOW PLASTIC CAP STAMPED "COMPASS ENGINEERING" AT THE SOUTHERLY CORNER OF THAT TRACT OF LAND DEDICATED TO THE PUBLIC IN DEED FEE NO. 2001-110303, CLACKAMAS COUNTY DEED RECORDS; THENCE ALONG THE SOUTHEASTERLY LINE OF SAID TRACT, N.45°38'22"E., 20.06 FEET TO THE POINT-OF-BEGINNING; THENCE S.49°18'51"E., 294.69 FEET TO POINT "A"; THENCE CONTINUING, S.49°18'51"E., 117.61 FEET TO AN ANGLE POINT; THENCE S.76°15'21"E., 78.71 FEET TO THE TERMINUS.

INCLUDING A 15.00 FOOT WIDE STRIP OF LAND THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS: BEGINNING AT POINT "A"; THENCE N.40°41'09"E., 56.90 FEET; THENCE S.49°18'51"E., 31.10 FEET TO THE TERMINUS.



POINT OF COMMENCEMENT
3/4" IRON PIPE

SOUTH END ROAD
(COUNTY ROAD NO. 2108)
FEE NO. 2001-110303

N45°38'22"E
20.06'

POINT OF BEGINNING

S45°52'25"E
10.00'

5/8" IRON ROD WITH
YELLOW PLASTIC CAP
STAMPED "COMPASS
ENGINEERING"

McLOUGHLIN SCHOOL
TAX LOT 4500
DEED FEE NO. 75-09354

15' WATER LINE EASEMENT

S49°18'51"E
294.69'

N40°41'09"E
56.90'

S49°18'51"E
31.10'

S49°18'51"E
117.61'

S76°15'21"E
78.71'

POINT "A"



SCALE: 1" = 60'

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EXHIBIT "B"



COMPASS ENGINEERING

ENGINEERING

SURVEYING

PLANNING

6564 S.E. LAKE ROAD

(503) 653-9093 PHONE

MILWAUKIE, OREGON 97222


WWW.COMPASS-ENGINEERING.COM

WATER LINE EASEMENT

NE 1/4 SEC. 12, T3S, R1E, WM, CLACKAMAS COUNTY
OREGON CITY, OREGON

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

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

 INCORPORATED 1844	Agenda Item No.: 6.5	Topic: Public Water Facilities Utility Easement for the McLoughlin Elementary School Addition Project (SP01-09)
	Report No.: 02-198	
	Agenda Type: DISCUSSION/ACTION	
	Meeting Date: September 4, 2002	Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Prepared By: John Knapp	Reviewed By: Dean Norlin	Approved By: B. Nakamura <i>BSN</i>

RECOMMENDATION:

It is recommended that the City Commission adopt a motion accepting this public water facilities utility easement and authorize the Mayor and City Recorder to execute it.

REASON FOR RECOMMENDATION:

This instrument provides the needed public easement for public water facilities installed for the McLoughlin Elementary School Addition project. The easement instrument is attached for Commission review.

BACKGROUND:

On the September 4, 2002, agenda is the Public Water Facilities Utility Easement Instrument for the McLoughlin Elementary School Addition project – City Engineering File No. SP01-09.

Map No. 3-1E-12AC

Tax Lot 4500

McLoughlin Elementary School Addition
(SP01-09)

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

Approved

Water Easement

3-1E-12AC TL4500

Rezac, Kenneth W.
(Oregon City School Dist. #62)
(SP01-09)

[Doc. 2002-092899]
9/30/02

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