

9/5

RECORDED IN CLACKAMAS COUNTY
JOHN KAUFFMAN, COUNTY CLERK

2001-012701



\$46.00

00115922200100127010050056

02/26/2001 03:25:11 PM

D-E Cnt=1 Stn=1 ELIZABETH

\$25.00 \$11.00 \$10.00

AFTER RECORDING RETURN TO:

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

Map No.: 3-1E-12C

Tax Lots: 302

Planning No.: 19520 S. Parrish Rd (see TP98-10)

Grantor: Benjamin Ross Rainbolt & Bonnie Rainbolt

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

KNOW ALL BY THESE PRESENTS, THAT Benjamin Ross Rainbolt and Bonnie Rainbolt 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 Utilities 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 17 day of January, 2061; 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

Benjamin Ross Rasmussen

Corporation/Partnership Name

Signer's Name

Donnie Lambolt

Signer's Name, Title

(if executed by a corporation
affix corporate seal below)

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.

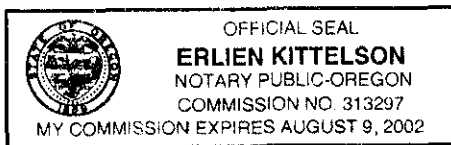
Personally appeared the above named ,

Benjamin & Bonnie Rainbolt
and acknowledged the foregoing instrument to
be his voluntary act and deed.

Before me: Erlien Kittelson

NOTARY PUBLIC FOR OREGON

My Commission Expires: Aug. 9, 2002
Stamp seal below



Benjamin & Bonnie Rainbolt
19500 S Parrish Rd
Oregon City Oregon 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

John F. Williams, Jr.

City Recorder

Leilani Bronson-Crelly

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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

My Commission Expires: _____
Stamp seal below

(5)

ENGINEERING PLANNING

18961 SW 84th Ave./PO BOX 1730
TUALATIN, OR 97602



SURVEYING

FORESTRY

TELEPHONE (503) 692-5887
FAX (503) 692-6431
E-MAIL: aks@aks-eng.com

EXHIBIT "A"

10-FOOT PUBLIC UTILITY EASEMENT

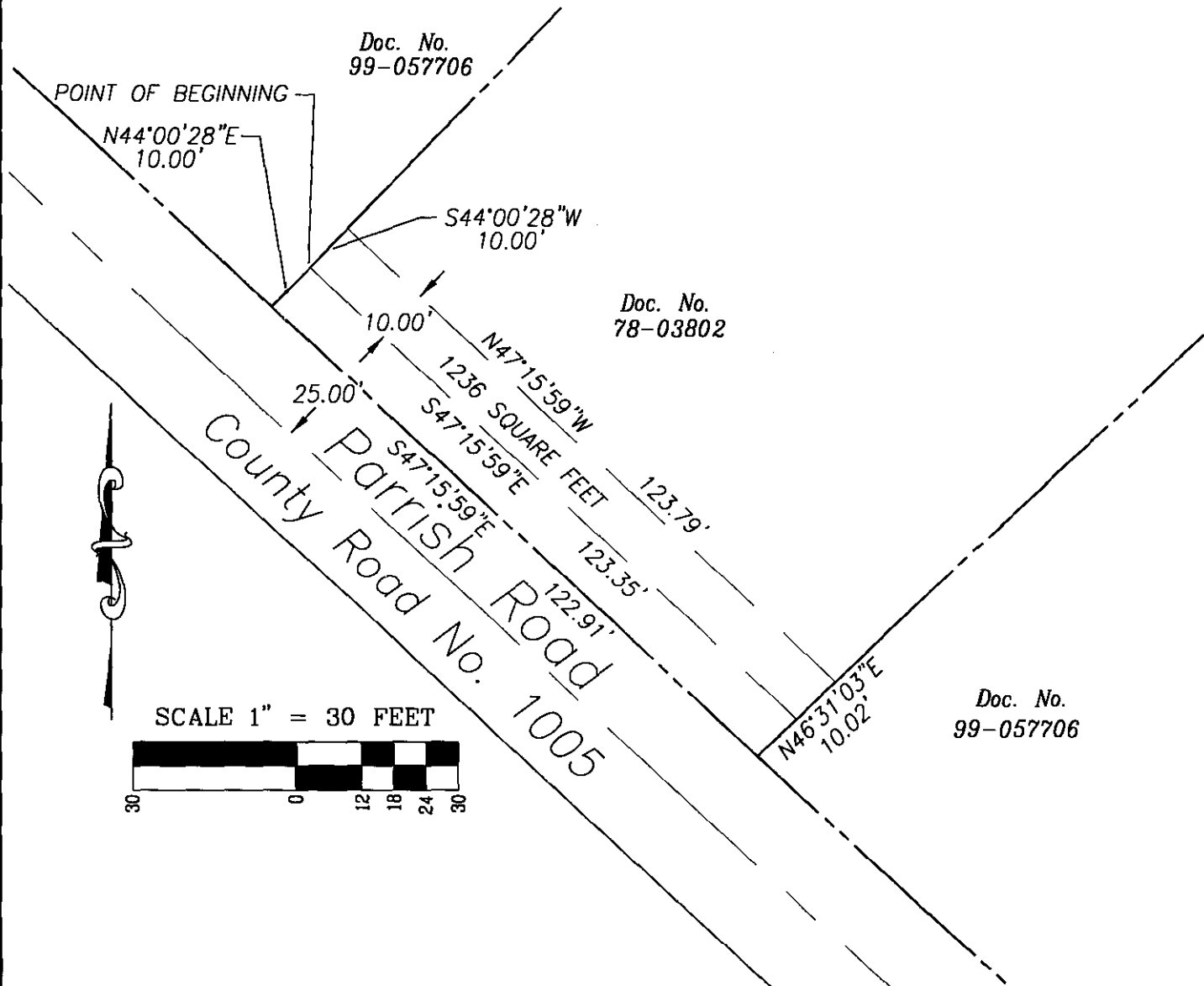
A 10-foot public utility easement located on the property described in Document Number 78-03802, Deed Records of Clackamas County, situated in the Southwest one-quarter of Section 12, Township 3 South, Range 1 East, Willamette Meridian and in the M.M. McCarver Donation Land Claim No. 41, City of Oregon City, Clackamas County, Oregon, being more particularly described as follows:

Beginning at a point, being N44°00'28"E 10.00 feet from the most Westerly Corner of the property described in Document Number 78-03802, thence, S47°15'59"E 123.35 feet parallel with and 25.00 feet from the centerline of Parrish Road (County Road Number 1005) to a point on the Southeasterly line of the above described property; thence, N46°31'03"E 10.02 feet along the said Southeasterly line of the above described property to a point; thence, N47°15'59"W 123.79 feet to a point on the Northwesterly line of the above described property; thence, S44°00'28"W 10.00 feet to the point of beginning.

The above described easement contains 1236 square feet, more or less. The basis of bearings for this description is from Survey Number 28333, recorded with the Clackamas County Surveyor's Office.

EXHIBIT "B"

10-FOOT PUBLIC UTILITY EASEMENT



JOB NO. AND NAME: 501 LITTLE CREEK	
JOB LOCATION: SW 1/4 SECTION 12, T3S, R1E, WM	
DRAWN BY: MBH	
CHECKED BY: ACB	
DESIGNED BY:	
DRAWING NO.: 501EAS1	
DATE DRAWN: JANUARY, 2001	
DATE SURVEYED:	
REVISED:	SHEET 1 OF 1



ENGINEERING & FORESTRY

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LICENSED IN OR, WA & AK

18961 SW 84TH AVENUE

TUALATIN, OR. 97062

PHONE: (503) 692-5887 FAX: (503) 692-6431

EMAIL: aks@aks-eng.com

Public Utility

3-1E-12C TL 302

Rainbolt, Benjamin R. & Bonnie
(19520 S. Parrish Rd. TP48-10)

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ITEM# 7

Env. 287