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RECORDED IN CLACKAMAS COUNTY  
JOHN KAUFFMAN, COUNTY CLERK

2000-022306

AFTER RECORDING RETURN TO:

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



0002648420000022306005

\$46.00

04/07/2000 10:35:44 AM

D E - 1 - 2 ELIZABETH  
\$25.00 \$11.00 \$10.00

Map No.: 2S-2E-29CC  
Tax Lot No.: 3400, 3500, 3600, & 3700  
Planning No.: SP 98-28

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

**KNOW ALL BY THESE PRESENTS, THAT** Willamette Falls Hospital  
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 STORM  
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 20 day of March, 2000; 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

Curly, Lf

Signer's Name

(Curly's Grant)

Signer's Name

\_\_\_\_\_

(if executed by a corporation  
affix corporate seal below)

Corporation/limited partnership

\_\_\_\_\_

Corporation/Partnership Name

\_\_\_\_\_

Signer's Name, Title

\_\_\_\_\_

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 )

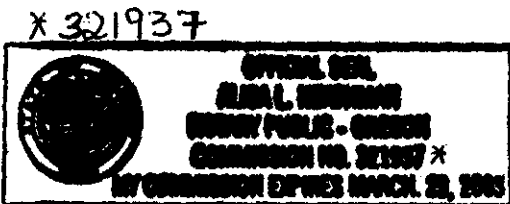
County of Clackamas ) ss.

Personally appeared the above named  
Curtis Graf  
and acknowledged the foregoing instrument to  
be his voluntary act and deed.

Before me: Alisa L. Heathman

NOTARY PUBLIC FOR OREGON

My Commission Expires: 03/23/03



\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
(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. Holliman, 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: \_\_\_\_\_

LEGAL DESCRIPTION FOR WILLAMETTE FALLS HOSPITAL  
Storm Sewer Easement adjacent to Washington Street

February 28, 2000

A parcel of property located in the Southwest quarter of Section 29, Township 2 South, Range 2 East of the Willamette Meridian, in Clackamas County, Oregon, described as follows:

BEGINNING at the Northeast corner of Block 45, in the Plat of Oregon City Claim, recorded as Plat No. 2, Clackamas County Records;

THENCE Northwesterly along the Northeasterly line of said Block 45, a distance of 10.00 feet to the point 10.00 foot Northwesterly of, when measured at right angles to, the Southeasterly line of said Block 45;

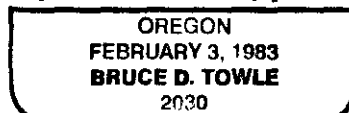
THENCE Southwesterly, parallel with the Southeasterly line of said Block 45, a distance of 274.00 feet, more or less, to the Southwesterly line of said Block 45;

THENCE Southeasterly 10.00 feet to the Southeast corner of said Block 45;

THENCE Northeasterly along the Southeasterly line of said Block 45, a distance of 274.00 feet, more or less, to the TRUE POINT OF BEGINNING.



*Bruce D. Towle*



3/16/00


RENEWAL DATE: 6/30/02



# COMMISSION REPORT: CITY OF OREGON CITY

TO THE HONORABLE MAYOR AND COMMISSIONERS

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

 INCORPORATED 1844	<b>Agenda Item No.:</b> 16	<b>Topic:</b> Two Public Utility Easements, One For Sidewalks And One For Storm Drainage Facilities, On One Development
	<b>Report No.:</b> 00-052	
	<b>Agenda Type:</b> DISCUSSION/ACTION	
	<b>Meeting Date:</b> April 5, 2000	<b>Public Hearing:</b> <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
<b>Prepared By:</b> John Knapp	<b>Reviewed By:</b> Dean Norlin	<b>Attachments:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
		<b>Approved By:</b> B. Nishimura

## RECOMMENDATION:

It is recommended that the City Commission adopt a motion accepting these Public Utility Easements, one for Sidewalks and the other for Storm Drainage Facilities, and authorize the Mayor and City Recorder to execute respectively.

## REASON FOR RECOMMENDATION:

The Sidewalk Easement provides an easement for sidewalks for public use and the Storm Drainage Facilities Easement provides an easement for public storm drainage facilities. The Easements are attached for Commission review.

## BACKGROUND:

On the April 5<sup>th</sup>, 2000 agenda, are the Public Utility Easements, one Sidewalks and another for Public Storm Drainage Facilities for the Willamette Falls Hospital Health Education Center Project - City Planning File No. SP 98-28.

Map No. 2S 2E 29CC Tax Lot 3400, 3500, 3600, & 3700

Willamette Falls Hospital Health Education  
Center Project  
(PI-99-04)  
SP 98-28

BUDGET IMPACT: FY(s): N/A

P.U.E. Storm Drainage Facil.

2-2E-29CC TL 3400, 3500,  
3600, & 3700

Willamette Falls Hospital  
(SP98-28)

[Doc. 2000-022306]

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ITEM #14