

980

BOOK 490 PAGE 737

EASEMENT

KNOW ALL MEN BY THESE PRESENTS, That CROWN ZELLERBACH CORPORATION, a Nevada corporation, as Grantor, in consideration of the sum of Ten (\$10.00) Dollars, and other good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant and give to the CITY OF OREGON CITY, OREGON, a municipal corporation of the State of Oregon, as Grantee, its successors and assigns, a permanent easement and right of way for the construction, operation and maintenance of a sewer pipe line as now located and constructed on a strip of land ten (10) feet in width, said strip of land being five (5) feet wide on each side of the center line, which extends in a general Northerly and Southerly direction, over and upon the following described parcels of land, in Clackamas County, Oregon:

PARCEL NO. 1

The center line of the above mentioned strip of land extends across Lots 1, 2 and 3, Block 44, Oregon City, Oregon, as follows:

Beginning at a point on the Southeasterly boundary of Lot 3, Block 44, Oregon City, Oregon, which is approximately 16 feet Southwesterly from the Northeast corner of said Lot 3; thence North 5° 08' East approximately 160 feet to a point on the most Northerly boundary of Lot 1 of said Block 44, which Northerly boundary is also the Southerly boundary of the George Abernethy DLC No. 58 in Township 2 South, Range 2 East of the W.M., said point being North 82° West approximately 42 feet from the point where the most Northeasterly boundary of said Lot 1 intersects the Southerly boundary of said George Abernethy DLC, except from said strip of land that portion thereof lying within the alley between Lots 2 and 3 of said Block 44;

PARCEL NO. 2

The center line of the above mentioned strip of land continues thence across that certain tract of land containing 3.50 acres

Beginning at a point on the Southerly boundary of the George Abernethy DLC No. 58 in Township 2 South, Range 2 East of the W.M. at a point North 82° West approximately 42 feet from the point where the Southerly boundary of said George Abernethy DLC is intersected by the most Northeasterly boundary of Lot 1, Block 44, Oregon City; thence North 5° 08' East approximately 164 feet to a point; thence North 44° East approximately 158 feet to a point on the Northeasterly boundary of the 3.50 acre tract referred to above, said point being North 59° West approximately 80 feet and North 27° 40' West approximately 145 feet from the point where the Southwesterly boundary of Block 5, Green Point Addition to Oregon City intersects the East boundary of the East Side Super-Highway;

PARCEL No. 3

The center line of the above mentioned strip of land also crosses that certain tract of land containing 12 acres situated in the Hiram Straight DLC No. 42 in Township 2 South, Range 2 East of the W.M., which tract of land is described as "Parcel A" in that certain deed from Ostrander Railway and Timber Company to the herein named Grantor dated November 28, 1945 and recorded in Volume 358, Page 61 of the Deed Records of Clackamas County, Oregon, as follows:

Beginning at a point on the West boundary of the right of way of the East Side Super-Highway which is North 3° 49' West approximately 86 feet from the Southeast corner of the 12 acre tract referred to above; thence North 7° 11' West 235.28 feet to a point; thence North 18° 23' West 220 feet, more or less, to a point on the Southerly boundary of that certain 1.65 acre tract conveyed by the herein named Grantor to the City of Oregon City, Oregon by deed dated January 12<sup>th</sup> 1955, ~~1954~~, and recorded in Book 496 at Page 734, Deed Records of Clackamas County, Oregon; said point being North 85° 17' West approximately 75 feet from the Southeast corner of said 1.65 acre tract.

Subject to the following:

1. Easement, including the terms and provisions thereof, granted to Clackamas County by Deed recorded February 24, 1932 in Book 214, page 541, Deed Records.
2. Easement, including the terms and provisions thereof, granted to the State of Oregon by deed recorded February 24, 1932 in Book 214, page 541, Deed Records.

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4. Reservation contained in deed from Clackamas County to A. C. Howland, recorded in Book 214, page 404, Deed Records.

5. Right, title and interest, if any of the City of Oregon City as disclosed by deed recorded May 3, 1946 in Book 366, page 412, Deed Records.

Reserving in perpetuity however, unto the Grantor its successors and assigns, the unrestricted right to, at any time in the future, survey, construct and maintain a road or roads over which the Grantor, its successors and assigns may travel and/or truck haul logs and other forest products and/or such equipment and material as may be necessary in the conduct of its business, such road or roads to cross the 10 foot-wide pipe line easement and right of way, granted hereunder, at such location or locations as may be deemed necessary in order to effect the most desirable alignment and gradient of such road or roads, it being further understood that the use of such road or roads may be conducted without recourse by reason of damage to such pipe line.

Provided, however, that if the Grantor shall construct a road or roads over said pipe line and remove the covering material to a point less than four (4) feet above the top of the pipe, it will cover said pipe with a concrete slab or other reinforcing material of sufficient thickness to minimize possible damage to the pipe line.

TO HAVE AND TO HOLD the above described and granted right, privilege and easement unto the said Grantee, its successors and assigns, forever, subject to the aforesaid encumbrances and the aforementioned reservation. Provided, that if at any time the Grantee shall abandon the use of said strip of land herein described, the Grantee shall have the right for a period of six (6) months, to remove all improvements placed by it on the premises and at the expiration of said six months period all rights and privileges herein granted shall terminate forth-

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to be executed by its officers as below subscribed this 12<sup>th</sup> day of  
JANUARY, 1954.5

Witnesses:

CROWN ZELLERBACH CORPORATION

R. Murphy  
J. Hickey

By [Signature]  
Vice President

Attest: [Signature]  
Assistant Secretary

STATE OF CALIFORNIA

City of and County of San Francisco

ss

On this 12<sup>th</sup> day of January, 1954, before me  
appeared D. S. Denman and

E. E. Murray both to me personally  
known, who being duly sworn did say that he, the said

D. S. Denman is the Vice President

and he the said E. E. Murray  
is the Assistant Secretary of CROWN ZELLERBACH

CORPORATION, the within named corporation, and that the seal affixed  
to said instrument is the corporate seal of said corporation and  
that the said instrument was signed and sealed in behalf of said  
corporation by authority of its Board of Directors, and said

D. S. Denman and E. E. Murray  
E. E. Murray acknowledged said instrument to be the free  
act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and  
affixed my official seal, this the day and year in this my certifi-  
cate, first written.

RIVER

62-02

62-5

2-2E-29CB

580  
1404

SW Cor  
Oregon City Court

LINE OREGON CITY COURT

SOUTH

MAIN

16TH

U.S.

HIGHWAY

PROPERTY

99E

GAR

SEWER EASEMENT

No. 7  
1955

Crown Zellerbach Corporation to the City

Part of Lots 1, 2 and 3, Block 44, OREGON  
CITY and George Abernethy D. L. C.

INTERCEPTION SEWER FROM 14th STREET TO  
SEWAGE TREATMENT PLANT

2-2E-29CB ~~524~~ (590)

DOC#980

pg	item
511	1

pg. 511 #1

GMA  
723