

68
25
10

10-
15-

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

KNOW ALL MEN BY THESE PRESENTS, THAT GSL Properties, Inc., A New Mexico Corporation 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 Sidewalks 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.

The GRANTORS bargain, sell, convey, transfer and deliver unto CITY a temporary easement and right-of-way upon, across and under so much of the aforesaid land as described as:

See attached Exhibit "A" Legal Description and attached
Exhibit "B" Sketch for Legal Description.

It being understood that said temporary easement is only for the original excavation and construction of said utility line and upon the completion of the construction thereof shall utterly cease and desist, save and except for that portion hereinbefore described as being a permanent easement.

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.

AFTER RECORDING RETURN TO: Jean Elliott, City Recorder; City of Oregon City; 320 Warner Milne Road; Oregon City, Oregon 97045

99-025256

IN WITNESS WHEREOF, the GRANTOR has executed this instrument this 25th day of Jan, 1999; 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.

Individuals,
general partnerships

Corporation
limited partnership

Signer's Name


Corporation/Partnership Name
BSL Properties, Inc.

Signer's Name

Signer's Name, Title
Walter O. Grodakis, III, CEO and Chairman

(if executed by a corporation
affix corporate seal)

Signer's Name, Title

Signer's Name, Title

Personal Acknowledgment
STATE OF OREGON

County of _____) ss.

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

Before me:

NOTARY PUBLIC FOR OREGON

My Commission Expires: _____

(OFFICIAL SEAL)

(Grantor's Name and Address)

City of Oregon City
320 Warner Milne Road
Oregon City, OR 97045

(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
taxes, liens and encumbrances.

Mayor John F. Williams, Jr.
City Recorder Deann K. Elliott

3-3-99



Corporate Acknowledgment
STATE OF OREGON

County of Washington) ss.

Personally appeared Walter O. Gredert and
_____ who being duly sworn, each for himself
and ~~not one for the other~~ did say that ^{per} the former is the
president and that the latter is the CEO secretary of
GSL Properties, Inc.

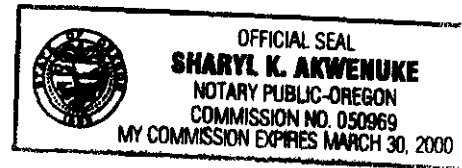
a corporation, and that the seal
affixed to the foregoing instrument was signed and sealed
in behalf of said corporation by authority of its board of
directors; and each of them acknowledged said instrument
to be its voluntary act and deed.

Before me:

Sharyl K. Akwenuke
NOTARY PUBLIC FOR OREGON

My Commission Expires: march 30, 2000

(OFFICIAL SEAL)



Space reserved for County
Record's Office

Exhibit "A"

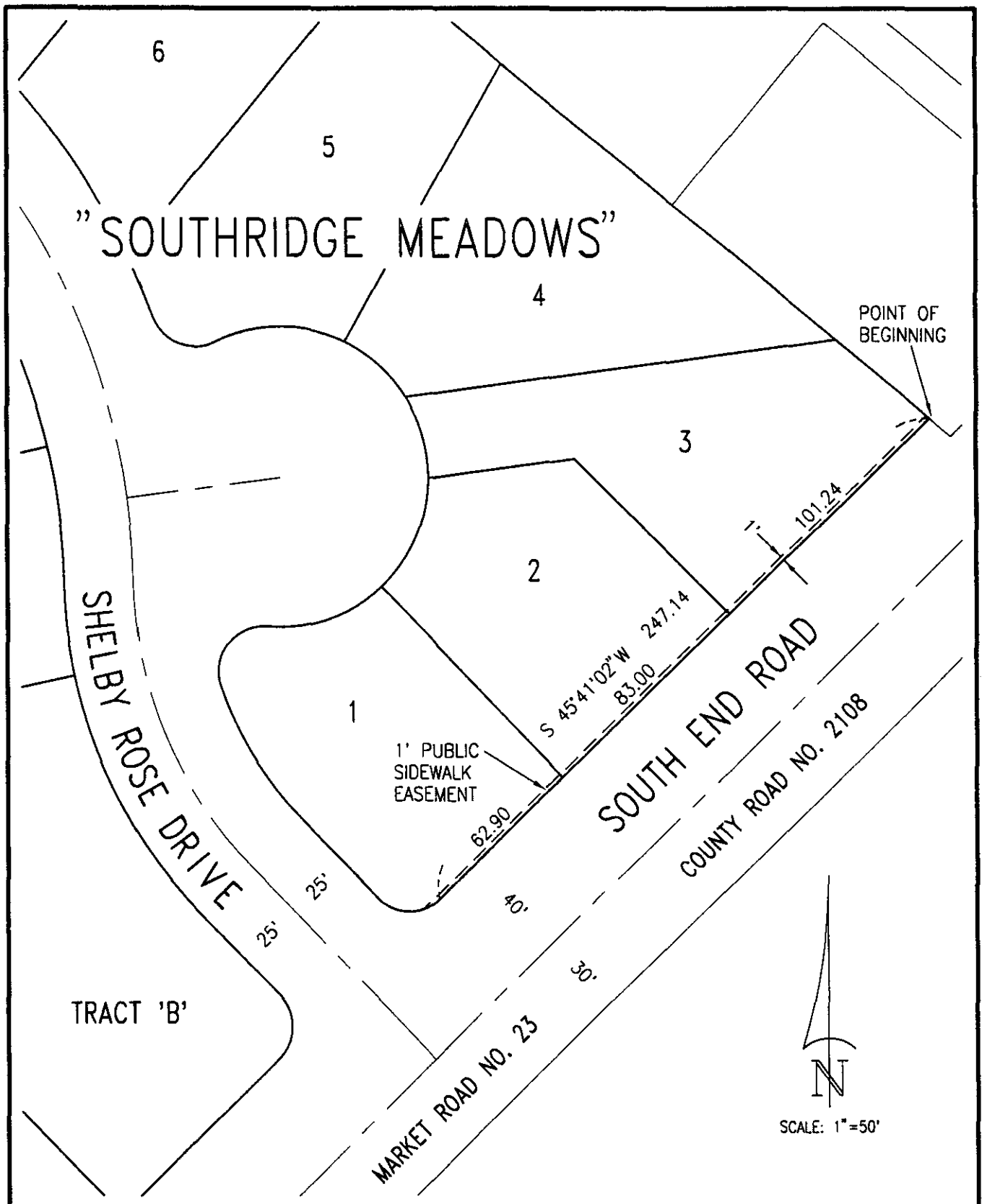
PUBLIC SIDEWALK EASEMENT SOUTHRIDGE MEADOWS DESCRIPTION September 15, 1998

A strip of land, 1.00 feet wide, in the northeast one-quarter of Section 12, T.3S., R.1E., W.M., City of Oregon City, Clackamas County, Oregon and being a portion of Lots 1 through 3, "Southridge Meadows", Plat Records, said county and the southeasterly line of said strip being more particularly described as follows:

Beginning at the most easterly corner of Lot 3, said "Southridge Meadows"; thence S.45°41'02"W. along the southeasterly lines of Lots 1 through 3, said "Southridge Meadows", 247.14 feet to the terminus of this strip.

The northwesterly line of this strip shall be lengthened or shortened as necessary to meet the northeasterly line of said Lot 3 and the southwestery line of said Lot 1.

Exhibit "B"



PUBLIC SIDEWALK EASEMENT
LOTS 1 - 3
"SOUTHRIDGE MEADOWS"
SEPTEMBER 15, 1998

otak
incorporated

surveyors
engineers
planners

17355 S.W. BOONES FERRY ROAD
LAKE OSWEGO, OREGON 97035
(503)635-3618 FAX (503)635-5395



CITY OF OREGON CITY

INCORPORATED 1844

COMMISSION REPORT

TO THE HONORABLE MAYOR AND COMMISSIONERS

FOR AGENDA

DATED
March 3, 1999

Page 1 of 1

Subject: Public Storm Drainage Easement and Public Sidewalk Easement Acceptance
"Southridge Meadows" subdivision

Report No. 99-48

On the March 3, 1999 Commission agenda, are a Public Storm Drainage Easement and a Public Sidewalk Easement for the construction, reconstruction and maintenance of "Storm Drainage Facilities and Sidewalks" for the project "Southridge Meadows" Subdivision - City Planning File Number TP 96-14 at (see attached Exhibits "A" and "B") that are required for construction of this development.

It is recommended that the City Commission accept these easements and authorize the Mayor and the City Recorder to execute respectively.

CHARLES LEESON
City Manager

cc: Bob Cullison, Engineering Manager
Jay Toll, Senior Engineer
File TP96-14

ISSUED BY THE CITY MANAGER

3-1E-12

lots 1+2+3
"Southridge meadows"

Public Sidewalk
Easement

DOC# 99-025256

pp/item
1506/3

Env. 273