

Return to:
City Recorder
City of Oregon City
320 Warner Milne Road
Oregon City, Oregon 97045

CITY OF OREGON CITY, OREGON

EASEMENT

KNOW ALL MEN BY THESE PRESENTS, THAT Herman and Valdie L. Martin, hereinafter called the GRANTOR, do(es) hereby grant unto 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, and maintain a Sanitary Sewer 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 walk ways, plantings 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.

Upon completion of the construction, the CITY shall restore the surface of the property to a neat and orderly 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 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 instrument this 5 day of July,
1995

Individuals

General Partnerships

Herman Martin

Signer's Name

Valdie L Martin

Signer's Name

Personal Acknowledgment

STATE OF OREGON

County of Clackamas

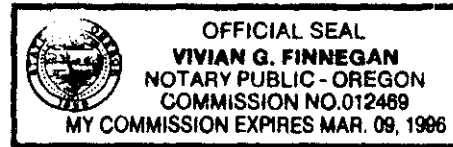
) ss.

Herman Martin

Personally appeared the above named Valdie L Martin and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:

Vivian G. Finnegan
NOTARY PUBLIC FOR OREGON



My commission expires 3-09-96

Herman and Valdie L. Martin
17475 Harriet Avenue
Oregon City, Oregon 97045

(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 property dedication is free and clear from taxes, liens and encumbrances.

Daniel W. Fowler

Mayor

(OFFICIAL SEAL)

Space reserved for County
Record's Office

Jan K. Elliott
City Recorder 7-19-95



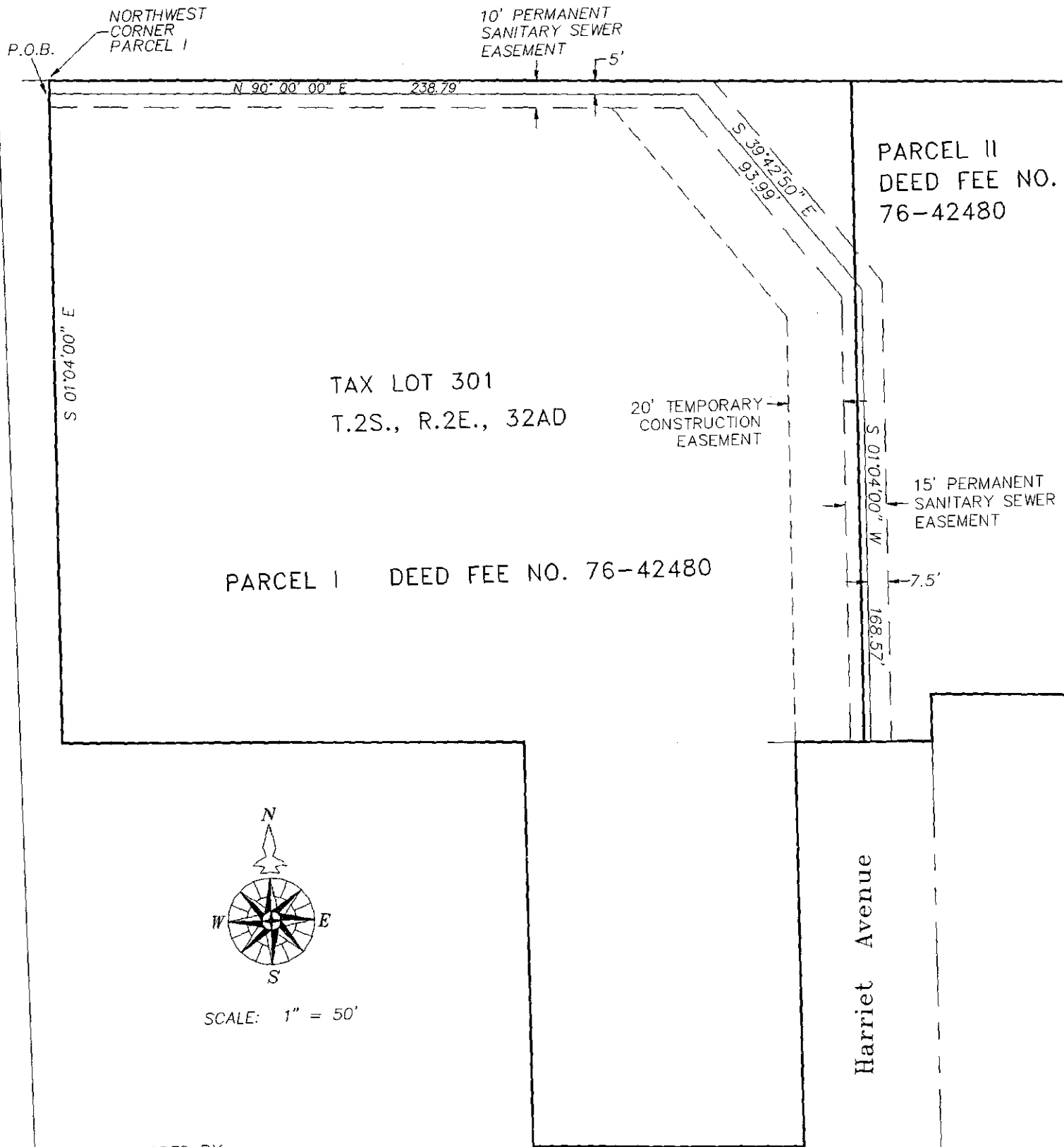
SANITARY SEWER
EASEMENT DESCRIPTION
TAX LOT 301 (2-2E-32AD)
(REVISED 6-28-95)

EXHIBIT "A"
SHEET 1 OF 2

A STRIP OF LAND, VARIABLE IN WIDTH, IN THE SOUTHEAST-QUARTER OF THE NORTHEAST-QUARTER OF SECTION 32, TOWNSHIP 2 SOUTH, RANGE 2 EAST, WILLAMETTE MERIDIAN, CLACKAMAS COUNTY, OREGON, CROSSING THOSE TRACTS OF LAND DESCRIBED IN PARCEL I AND II OF THAT DEED TO HERMAN MARTIN AND VALDIE L. MARTIN, HUSBAND AND WIFE, RECORDED NOVEMBER 29, 1976, CLACKAMAS COUNTY DEED RECORD FEE NO. 76-42480, THE CENTERLINE BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF PARCEL I OF SAID MARTIN TRACT AND RUNNING THENCE, ALONG THE WEST LINE THEREOF, S.01°04'00"E., 5.00 FEET TO THE TRUE POINT-OF-BEGINNING OF THE CENTERLINE TO BE DESCRIBED; THENCE, ALONG SAID CENTERLINE THE FOLLOWING THREE (3) COURSES, OF WHICH THE FIRST COURSE IS 10.00 FEET WIDE, LYING 5.00 FEET ON EACH SIDE OF CENTERLINE AND THE SECOND AND THIRD COURSES BEING 15.00 FEET WIDE, LYING 7.50 FEET ON EACH SIDE OF CENTERLINE: 1) THENCE, PARALLEL WITH AND 5.00 FEET SOUTH OF, WHEN MEASURED AT RIGHT ANGLES TO THE NORTH LINE OF SAID PARCEL I, N.90°00'00"E. 238.79 FEET; 2) THENCE, LEAVING SAID NORTH LINE, S.39°42'50"E., 93.99 FEET TO A POINT THAT IS 2.50 FEET EAST OF, WHEN MEASURED AT RIGHT ANGLES, TO THE EAST LINE OF SAID PARCEL I; 3) THENCE, PARALLEL WITH AND 2.50 FEET EAST OF, WHEN AT RIGHT ANGLES TO SAID EAST LINE, S.01°04'00"E., 168.57 FEET TO A POINT ON THE NORTH LINE OF HARRIET AVENUE AND THE TERMINUS OF SAID EASEMENT.

TOGETHER WITH A TEMPORARY EASEMENT FOR CONSTRUCTION PURPOSES 20.00 FEET WIDE, ADJOINING THE SOUTHERLY AND WESTERLY SIDES OF COURSES TWO AND THREE OF THE FOREGOING DESCRIBED PERMANENT EASEMENT; SAID TEMPORARY EASEMENT TO AUTOMATICALLY TERMINATE UPON COMPLETION OF THE SANITARY SEWER INSTALLATION.



MAP PREPARED BY:
 COMPASS CORPORATION
 6564 S.E. LAKE ROAD
 MILWAUKIE, OREGON 97222
 PHONE: 653-9093
 JOB NO. 95-2795



CITY OF OREGON CITY

INCORPORATED 1844

COMMISSION REPORT

TO THE HONORABLE MAYOR AND COMMISSIONERS

FOR AGENDA

DATED

July 19, 1995

Page

1 of 1

Subject: Morton Road LID
Sanitary Sewer Easement

Report No. 95-98

Transmitted herewith for Commission acceptance is a Sanitary Sewer Easement for the Morton Road Local Improvement District. This easement provides a connection between Trillium Park Subdivision and Harriet Avenue. Harriet Avenue provides access for the sewer line to Morton Road.

It is recommended that the Mayor and City Recorder be authorized to execute and record this document.

CHARLES LEESON
City Manager

cc - Rich Carson, Community Development Director
- Rick McClung, Public Works Director
- Henry Mackenroth, City Engineer

SANITARY EASEMENT 1995

2-2E-32AD TL301

DOCH#95-044625



Pg	Item
815	2

ENV#
838
4