

CITY OF OREGON CITY, OREGON

30 -

PUBLIC UTILITY(S) EASEMENT

30
KNOW ALL MEN BY THESE PRESENTS, THAT Paul E. Ratigan, Gayl M. Ratigan, ~~heirs~~ 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 Drain 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 "C" Legal Description and attached Exhibit "D" 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 ^{or maintenance} 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

PROJECT
EASEMENT TYPE

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 13 day of June, 1994

Individuals.

general partnerships

Paul Ratigan
Signer's Name

Gayle M. Ratigan
Signer's Name

Personal Acknowledgment
STATE OF OREGON)

County of Clackamas) ss.

Personally appeared the above named Paul Ratigan
& Gayle M. Ratigan and
acknowledged the foregoing instrument to be _____
_____ voluntary act and deed.

Before me:

Dianne M. Kiley



PAUL RATIGAN
14918 S. GLEN OAK RD.
OREGON CITY OREGON 97045
(Grantor's Name and Address)

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

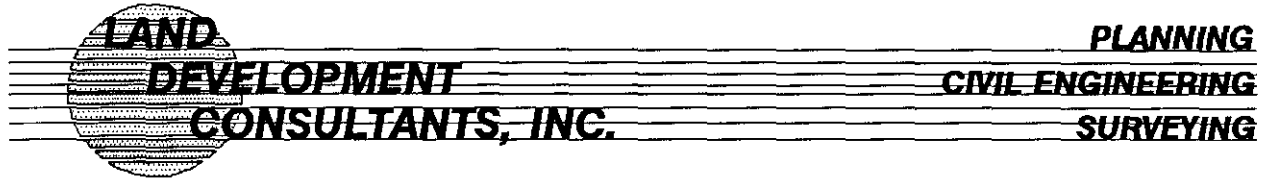
(Grantee's Name and Address)

Accepted on behalf of the City of Oregon City on the
condition that the easement granted is free and clear
from taxes, liens and encumbrances.

Daniel W. Fowler
Mayor

Alan K. Elliott
City Recorder
2-1-95





233 S.E. WASHINGTON STREET, HILLSBORO, OREGON 97123

PHONE: (503) 648-4061 FAX: (503) 681-7646

EXHIBIT A
LEGAL DESCRIPTION

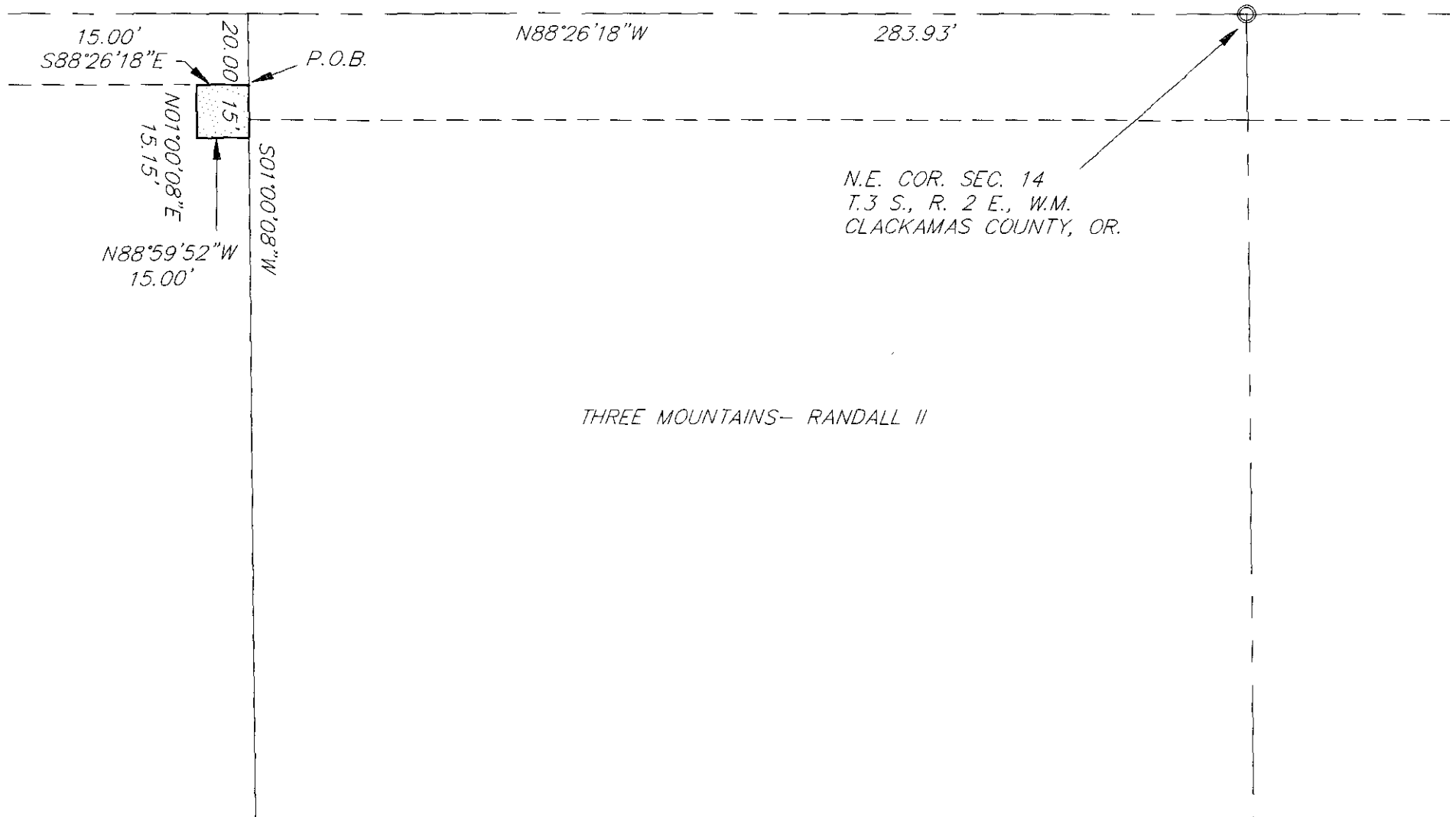
THAT PORTION OF THE NORTHEAST QUARTER OF SECTION 14, TOWNSHIP 3 SOUTH, RANGE 2 EAST, W.M., CLACKAMAS COUNTY, OREGON MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 14; THENCE N88°26'18"W, 283.93 FEET ALONG THE WESTERLY NORTH LINE OF THE PLAT OF "THREE MOUNTAINS - RANDALL II" TO THE NORTHWEST CORNER THEREOF; THENCE S01°00'08"W, 20.00 FEET ALONG THE WEST LINE OF SAID PLAT TO A POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF S.E. GLEN OAK ROAD AND THE POINT OF BEGINNING OF THE TRACT OF LAND HEREIN DESCRIBED:

THENCE S01°00'08"W, 15.00 FEET ALONG THE WEST LINE OF SAID PLAT; THENCE N88°59'52"W, 15.00 FEET; THENCE N01°00'08"E, 15.15 FEET TO A POINT ON SAID SOUTHERLY RIGHT OF WAY LINE; THENCE S88°26'18"E, 15.00 FEET ALONG SAID RIGHT OF WAY LINE TO THE POINT OF BEGINNING.

EXHIBIT B

DESCRIPTION SKETCH

S.E. GLEN OAK ROAD





PLANNING
CIVIL ENGINEERING
SURVEYING

233 S.E. WASHINGTON STREET, HILLSBORO, OREGON 97123

PHONE: (503) 648-4061 FAX: (503) 681-7646

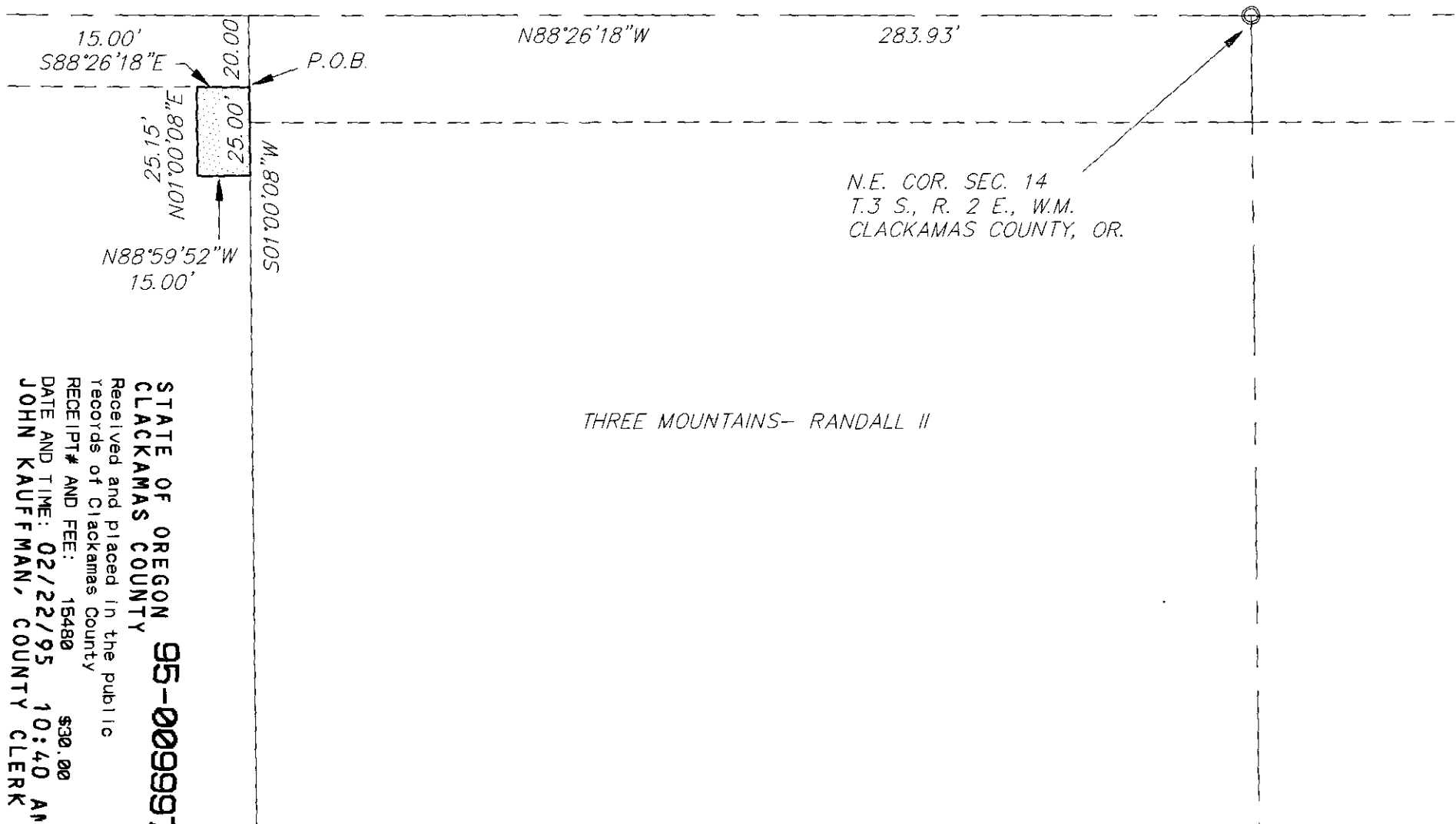
EXHIBIT C
LEGAL DESCRIPTION

THAT PORTION OF THE NORTHEAST QUARTER OF SECTION 14, TOWNSHIP 3 SOUTH, RANGE 2 EAST, W.M., CLACKAMAS COUNTY, OREGON MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 14; THENCE N88°26'18"W, 283.93 FEET ALONG THE WESTERLY NORTH LINE OF THE PLAT OF "THREE MOUNTAINS - RANDALL II" TO THE NORTHWEST CORNER THEREOF; THENCE S01°00'08"W, 20.00 FEET ALONG THE WEST LINE OF SAID PLAT TO A POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF S.E. GLEN OAK ROAD AND THE POINT OF BEGINNING OF THE TRACT OF LAND HEREIN DESCRIBED:

THENCE S01°00'08"W, 25.00 FEET ALONG THE WEST LINE OF SAID PLAT; THENCE N88°59'52"W, 15.00 FEET; THENCE N01°00'08"E, 25.15 FEET TO A POINT ON SAID SOUTHERLY RIGHT OF WAY LINE; THENCE S88°26'18"E, 15.00 FEET ALONG SAID RIGHT OF WAY LINE TO THE POINT OF BEGINNING.

DESCRIPTION SKETCH

S.E. GLEN OAK ROAD



THREE MOUNTAINS- RANDALL II

STATE OF OREGON 95-009997
CLACKAMAS COUNTY
Received and placed in the public
records of Clackamas County
RECEIPT# AND FEE: 15480 \$30.00
DATE AND TIME: 02/22/95 10:40 AM
JOHN KAUFFMAN, COUNTY CLERK



CITY OF OREGON CITY

INCORPORATED 1844

COMMISSION REPORT

FOR AGENDA

DATED
February 1, 1995

1 of 1

TO THE HONORABLE MAYOR AND COMMISSIONERS

Page

Subject: Miscellaneous Easement Acceptance

Report No. 95-~~5~~

13

On the February 1, 1995 Commission agenda are several easements for construction of public works improvements required for the completion of various private development projects. They are as follows:

STORM DRAIN:

- A. Castleberry Park/Gerber Woods offsite, TP92-08.
 - Townsend 3-2E-8DC Taxlot 100
 - Wiser 3-2E-8DC Taxlot 200
- B. Fairway Downs, TP92-09
 - Ratigan 3-2E-16A Taxlot 101

SIDEWALK:

- C. Brendon Estates, TP91-05
 - Wallachy 3-2E-17A Taxlot 510
- D. Newell Crest, TP92-01
 - Driver 3-2E-5AB Taxlot 3500

Vicinity maps A - D and the easement documents are attached for Commission review.

It is recommended the City Commission adopt a motion accepting the easements and authorize the Mayor and City Recorder to execute respectively.

CHARLES LEESON
City Manager

NR/

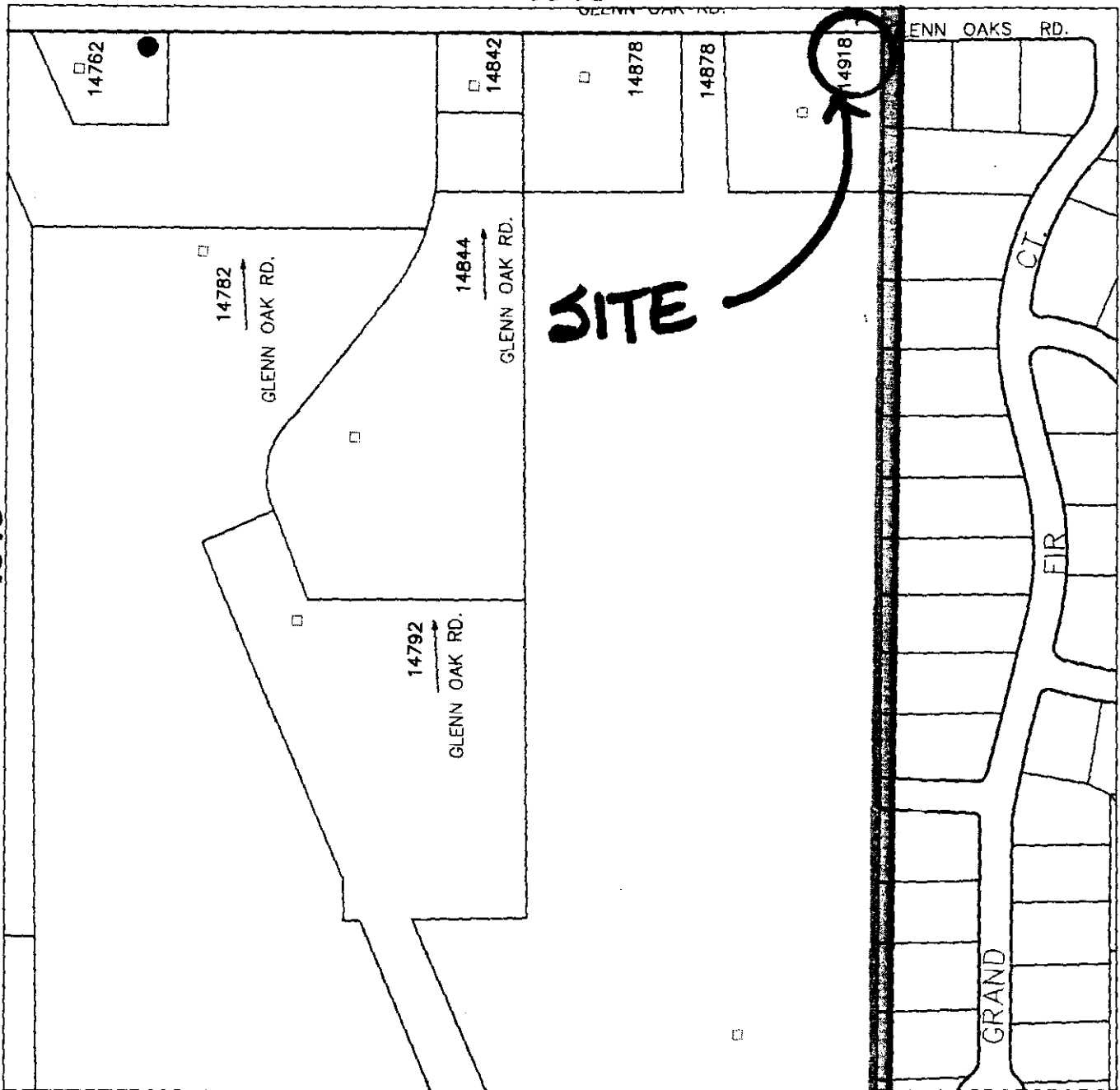
cc: Rich Carson, Community Development Director
Neal Robinson, Senior Engineer

[B:\WPBAKUP\SDSW-EAS.RPT]

1919

1819

1918



SITE

2019

1920

NOTES: Last update: January 18, 1994

Copyright (c) 1992 City of Oregon City All Rights Reserved Worldwide

MAP 'B'

STORM DRAIN EASEMENT 1995

3-2E-16A TL101

FAIRWAY DOWNS

DOC# 95-009997

pg	item
1919	#3

Env. 311