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After recording return to:
City Recorder, City of Oregon City
320 Warner Milne Road
Oregon City, OR 97045

**CITY OF OREGON CITY, OREGON
STORM DRAINAGE EASEMENT**

KNOW ALL MEN BY THESE PRESENTS, THAT Christopher W. Wiser and Janice D. Wiser 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, and maintain A STORM DRAINAGE SYSTEM on the following described and:

A tract of land within Lot 2, Block 1 "GAFFNEY LANE ACRES NO. 2", a subdivision filed in Clackamas County Plat Records, situated in Section 8, T. 3S., R. 2E., W.M., Clackamas County, Oregon, being more particularly described as follows:

Beginning at a point on the Southeast line of said Lot 2, N 13° 43' 54" E, 10.18 feet from the most Southerly corner thereof; thence N 79° 03' 51" W, 63.35 feet to the Southwesterly line of said Lot 2, thence N 69° 52' 19" W, 93.90 feet; thence S 79° 03' 51" E, 140.84 feet; thence N 73° 04' 52" E, 18.50 feet to the Southeast line of said Lot 2; thence along said Southeast line, S 13° 43' 54" W, 23.67 feet to the point of beginning.

Contains 1,720 square feet.

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 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 **FIVE HUNDRED SEVENTY FIVE and no/100 dollars (\$575.00)**, 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 27 day of October 1994; 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.

Christopher W. Wiser
Christopher W. Wiser

Janice D. Wiser
Janice D. Wiser

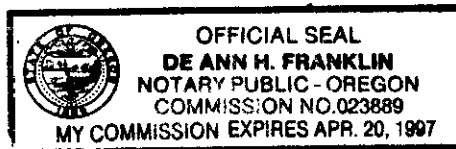
Personal Acknowledgment
STATE OF OREGON

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)ss.
)

County of Clackamas

Personally appeared the above named Christopher W. Wiser and Janice D. Wiser and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:



De Ann H. Franklin
NOTARY PUBLIC FOR OREGON
My Commission Expires: 4/20/97

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

GRANTOR
Christopher W. and Janice D. Wiser
19731 S. Falcon Dr.
Oregon City, OR 97045

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. Zarka
Mayor

John K. Elliott
City Recorder
2-1-95



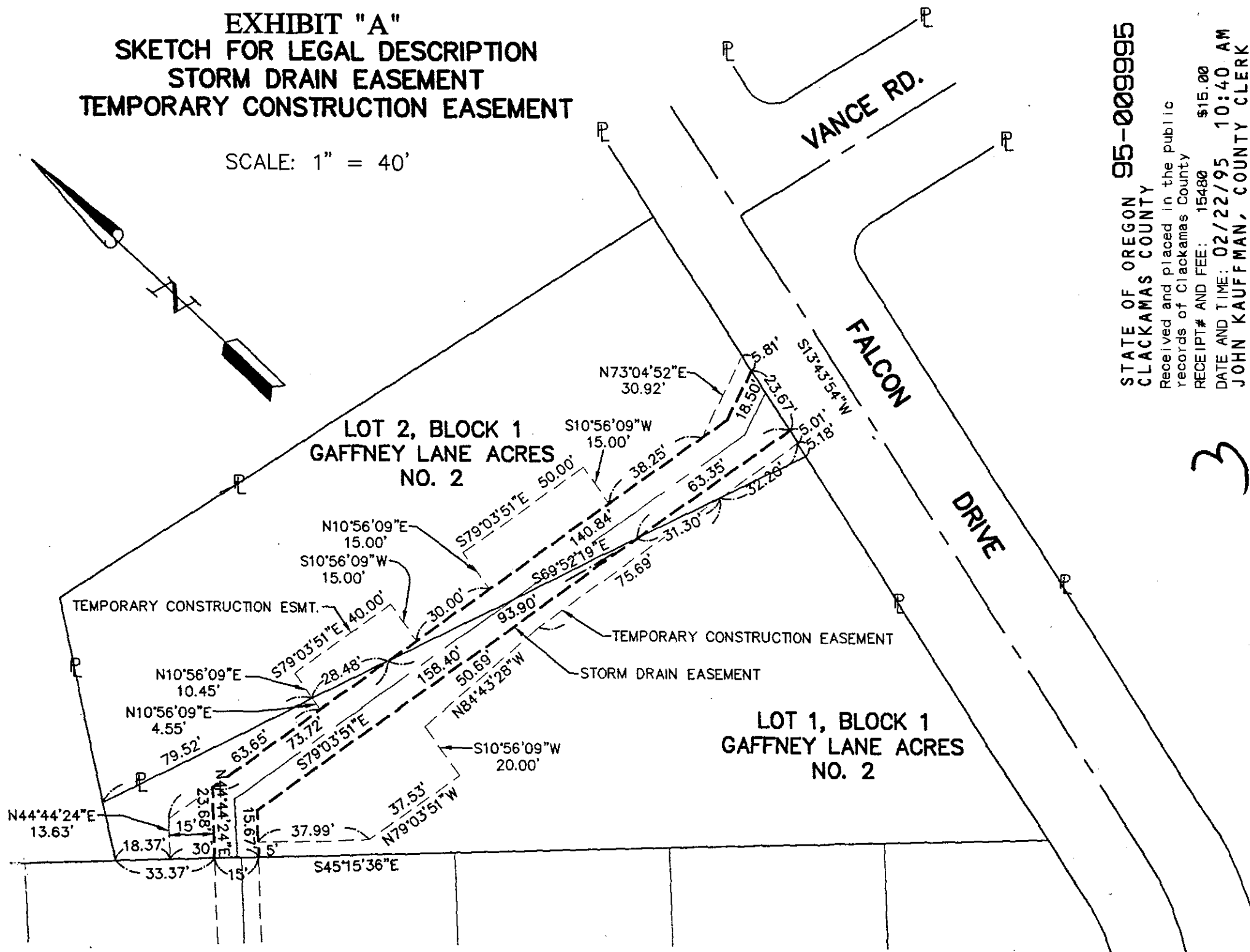
EXHIBIT "A"

SKETCH FOR LEGAL DESCRIPTION

STORM DRAIN EASEMENT

TEMPORARY CONSTRUCTION EASEMENT

SCALE: 1" = 40'



STATE OF OREGON 95-009995

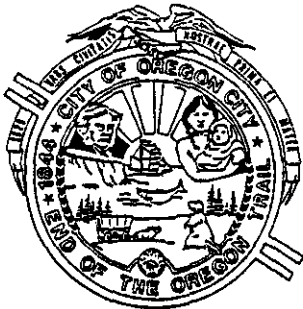
CLACKAMAS COUNTY

Received and placed in the public records of Clackamas County

RECEIPT# AND FEE: 15480 \$15.00

DATE AND TIME: 02/22/95 10:40 AM
JOHN KAUFFMAN, COUNTY CLERK

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CITY OF OREGON CITY

INCORPORATED 1844

COMMISSION REPORT

TO THE HONORABLE MAYOR AND COMMISSIONERS

FOR AGENDA

DATED
February 1, 1995

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Subject: Miscellaneous Easement Acceptance

Report No. 95-~~5~~
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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

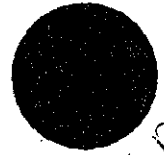
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STORM DRAINAGE EASEMENT 1995

3-25-8 DC TL 200

GAFFNEY LANE ACRES TL

DOC# 95-009995


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Env. 65