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After Recording Return to: Oregon City Recorder, ^{PO Box 351} ~~320 Warner Milne Road~~, Oregon City, OR 97045

CITY OF OREGON CITY, OREGON

PUBLIC UTILITY(S) EASEMENT

KNOW ALL MEN BY THESE PRESENTS, THAT ~~McKee~~ ^{HARRINGTON, INC.} ~~Resting Inc.~~ 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 a traffic signal controller 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 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 (except those of record)

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 MAY, 1993 and corporate grantor has caused its name to be signed by its officers, duly authorized thereto by order of its board of directors.

Corporation
limited partnership

McKee Pontiac, Inc.

Corporation/Partnership Name

Signer's Name, Title()

Signer's Name, Title()

Signer's Name, Title()

McKee Pontiac, Inc.

2700 First National Bank Tower

Portland, Oregon 97201

(Grantors Name and Address)

Corporate Acknowledgment

STATE OF OREGON

County of

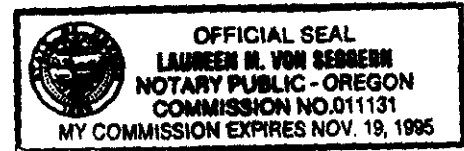
Multnomah

ss.

Personally appeared H.L. McKee
and W.C. Harrington who being duly sworn,
each for himself and not one for the other did say that the
former is the ITS president and that the latter is the
ITS secretary of McKee Pontiac, Inc.
a corporation, and that the
foregoing instrument was signed 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:

Lauren M. Von Seggen



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

City Recorder

EXHIBIT "A"

LEGAL DESCRIPTION

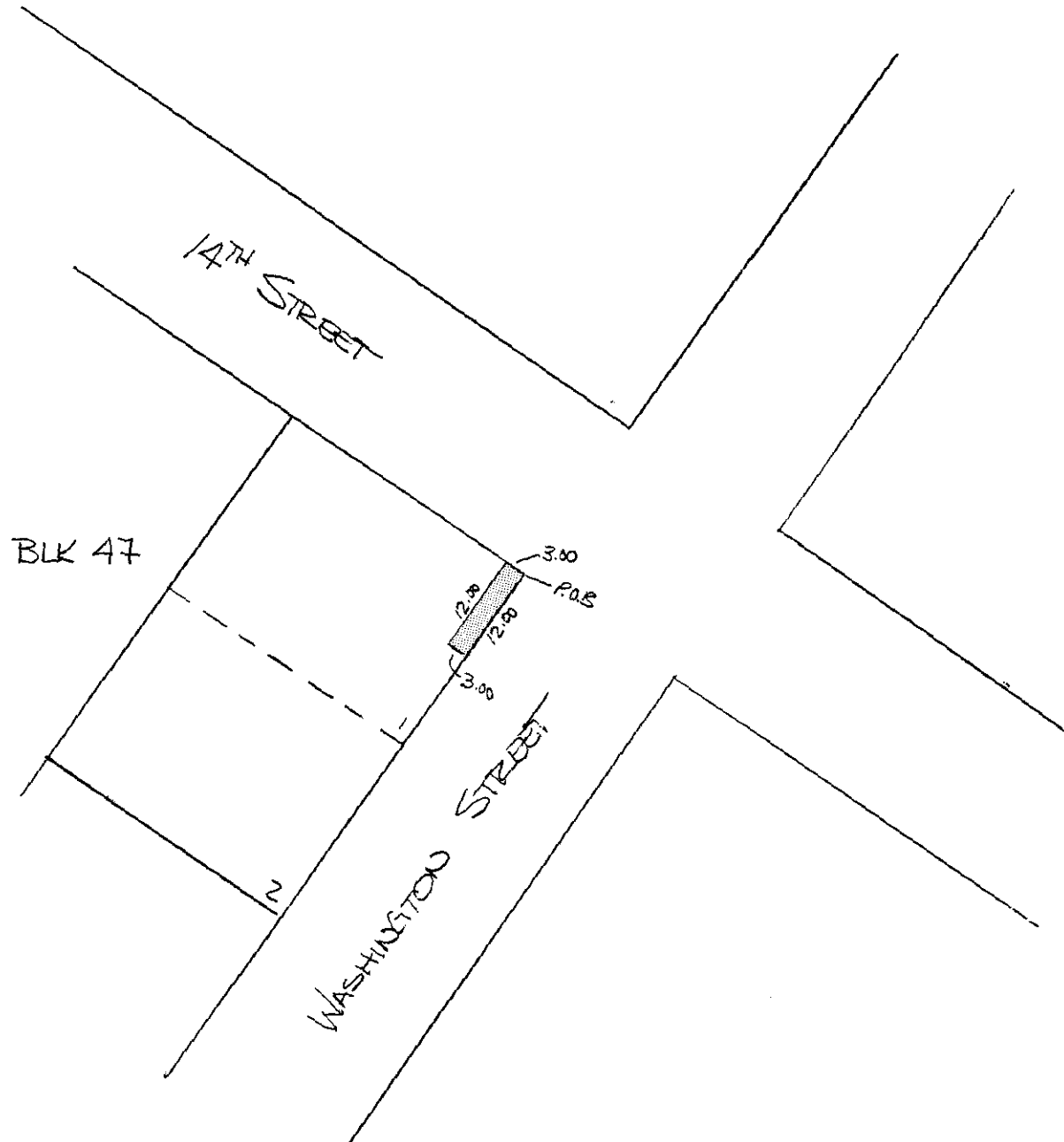
Utility Easement

A tract of land being part of Lot 1, Block 47 of OREGON CITY, a duly recorded plat, in Clackamas County, Oregon; being more particularly described as follows:

BEGINNING at the East corner of said Lot 1, Block 47 and being the True Point of Beginning; THENCE Northwesterly along the Northeast line of said Lot 1, 3.00 feet to a point; THENCE Southwesterly, parallel with the Southeast line of said Lot 1, 12.00 feet to a point; THENCE Southeasterly, parallel with the Northeast line of said Lot 1, 3.00 feet to a point on the Southeast line of said Lot 1; THENCE Northeasterly along said Southeast line, 12.00 feet to the POINT OF BEGINNING.

EXHIBIT "B"

SKETCH FOR UTILITY EASEMENT
TRAFFIC CONTROLLER



STATE OF OREGON 94-068149
CLACKAMAS COUNTY
Received and placed in the public
records of Clackamas County
RECEIPT# AND FEE: 5414 \$20.00
DATE AND TIME: 08/26/94 08:50 AM
JOHN KAUFFMAN, COUNTY CLERK

UTILITY EASEMENT
TL# 3000, 2-2E-30DD

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CITY OF OREGON CITY

INCORPORATED 1844

COMMISSION REPORT

TO THE HONORABLE MAYOR AND COMMISSIONERS

FOR AGENDA

DATED

June 15, 1994

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1 of 1

Subject: Public Utility Easement
Intersection of 14th & Washington Streets

Report No. 94-108

On the June 15, 1994 City Commission agenda is an easement to allow the placement of a traffic signal controller cabinet on the West corner of the intersection at 14th & Washington Streets. When this signal failed in the Spring of 1993, it was necessary to replace the old controller and cabinet with modern components. This required that a free-standing cabinet be installed in one of the corners, out of the flow of pedestrian traffic. McKee-Harrington, Inc., was willing to grant an easement for this placement.

Attached for Commission review is the public utility easement document, legal description, and vicinity map.

It is recommended that the City Commission accept the easement, authorize the Mayor and City Recorder to execute the document and record in Clackamas County Records.

CHARLES LEESON
City Manager

attach.

- cc
- Max Talbot, Director, Community Development
 - Rick McClung, Public Works Director
 - Henry Mackenroth, City Engineer

Public Utility
Easement

May 1993

2-2E-3000
T.L. 3000

McKee Harrington
Inc.

DOC# 94-D68149

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