

4-2 After Recording Return to: Oregon City Recorder, 320 Warner Milne Road, Oregon City, OR 97045

CITY OF OREGON CITY, OREGON

26

PUBLIC UTILITY(S) EASEMENT

KNOW ALL MEN BY THESE PRESENTS, THAT Stan H. and Kathleen Raney, husband and wife, 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 drainage facility 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 (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.

IN WITNESS WHEREOF, the GRANTOR has executed this instrument this 1<sup>ST</sup> day of December, 1992.

Individuals,  
general partnerships

Stan H. Raney  
Signer's Name, Stan H. Raney

Kathleen Raney  
Signer's Name, Kathleen Raney

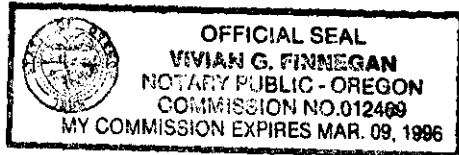
Personal Acknowledgment  
STATE OF OREGON

County of Clackamas

)  
) ss.  
)

Personally appeared the above named Stan H. Raney and Kathleen Raney, husband and wife and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me: Vivian G. Finnegan



Stan and Kathleen Raney  
19053 Leland Road  
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

Jean K. Elliott  
City Recorder





# BURTON ENGINEERING & SURVEYING, INC.

Civil Engineers • Land Surveyors

302 Tigard Plaza • Hall Blvd. & Pacific Hwy. • Tigard, Oregon 97223  
Phone 503-639-6116 • FAX 503-639-6117

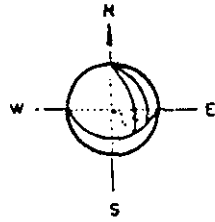


EXHIBIT "A"  
November 2, 1992

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Daniel T. Burton*

OREGON  
JANUARY 15, 1987  
DANIEL T. BURTON  
#2248

DRAINAGE EASEMENT DESCRIPTION  
FOR: DON PHILLIPS  
JOB NO. 91-160

ACROSS T.L. 1500, 3-2E,7A

A 20.00 foot wide storm sewer easement located in the Northeast quarter of Section 7, Township 3 South, Range 2 East, Willamette Meridian, Clackamas County, Oregon, with the sidelines of said easement lying 10.00 feet on each side of the herein described centerline, and with said sidelines lengthening or diminishing so as to begin and terminate on the property lines upon which the centerline description begins and terminates; the centerline of said easement being described as follows:

Commencing at the Initial Point of the duly recorded plat of "AINSWORTH ESTATES NO. 1", thence North  $42^{\circ}06'20''$  East along the Northwest line thereof a distance of 208 feet more or less to the South corner of that certain tract of land conveyed to Stan H. Raney, et ux, in Fee No. 89-06322, Clackamas County Deed Records; thence North  $46^{\circ}46'34''$  West along the Southwesterly line of said Raney tract 300 feet more or less to a point 10.00 feet Southeasterly from, when measured at right angles to, the Northwesterly line of said Raney tract, and the point of beginning of the centerline herein to be described; thence North  $43^{\circ}28'26''$  East, parallel with said Raney tract Northwesterly line, a distance of 571.15 feet to a point on the Westerly right-of-way line of Leland Road (County Road No. 342), said point being the terminus of the herein described centerline.

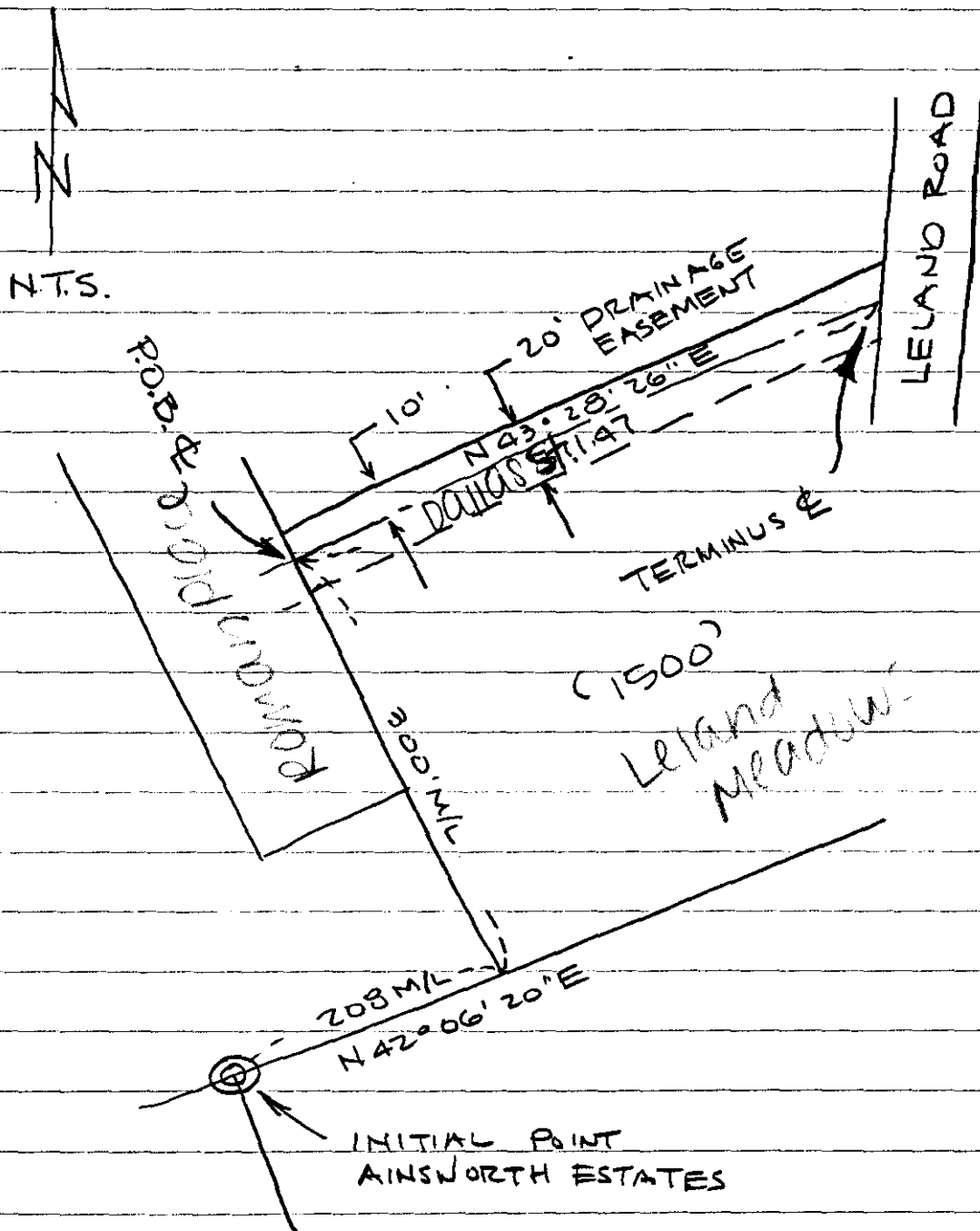
TP 90-03, AINSWORTH ESTATES  
OFFSITE DRAINAGE

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# EXHIBIT "B"

## SKETCH FOR LEGAL DESCRIPTION

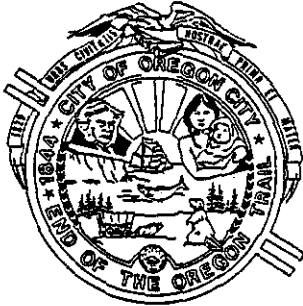
### DRAINAGE EASEMENT



TP90-03, AINSWORTH ESTATES

OFFSITE DRAINAGE

T.L. 1500., 3-2E-7A



# CITY OF OREGON CITY

INCORPORATED 1844

## COMMISSION REPORT

TO THE HONORABLE MAYOR AND COMMISSIONERS

FOR AGENDA

DATED

September 1, 1993

1 of 1

Page

Subject: Off-Site Drainage Easement Acceptance  
TP90-03 - Ainsworth Estates  
Phase II

Report No. 93-187

On the September 1, 1993 City Commission agenda are two off-site drainage easements for Ainsworth Estates from Stan and Kathy Raney, and Ronald and Mary Phillips for City Commission acceptance. The easements are necessary for the installation and maintenance of a public storm drain system constructed as part of Ainsworth Estates, Phase II. The easement documents, maps and legal descriptions are attached for Commission review.

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

CHARLES LEESON  
City Manager

attach.

cc - John Hawthorne, Civil Engineer  
- Linda Hulme, Plan Examiner

3-2-7A-01500

RANEY

~~RAIN~~ DRAINAGE EASEMENT

DOC#93-68323

(purple)

pg	item
1510	2
1511	4

Enw. 437