

CITY OF OREGON CITY, OREGON

PUBLIC UTILITY(S) EASEMENT

KNOW ALL MEN BY THESE PRESENTS, THAT General Distributors, 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 water lines on the following described land:

Part of Lot 3, Clairmont Acreage Tracts No.3, a subdivision plat of record (plat book 9, page 24) in the northeast quarter of Section 8, Township 3 South, Range 2 East, Willamette Meridian, Clackamas County, Oregon, described as follows and further shown on the attached drawing labeled "EXHIBIT A".

BEGINNING at the northeast corner of said Lot 3 and running **THENCE**, along the east line thereof, South, 15 feet; **THENCE** parallel with the north line of said Lot 3, West, 83.56 feet to the northwesterly line thereof; **THENCE**, along the said northwesterly line, North 63°15' East, 33.33 feet to the boundary angle point; **THENCE**, along the north line of said Lot 3, East, 53.8 feet to the **POINT OF BEGINNING**.

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 26 day of June, 19 92 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

General Distributors, Inc.
Corporation/Partnership Name

A. Wayne Fick
Signer's Name, Title A. Wayne Fick-Pres.

Gary Gibson General Manager
Signer's Name, Title Gary Gibson-G.M.

Signer's Name, Title

General Distributors, Inc.
13895 Fir Street
Oregon City, OR 97045
(Grantors Name and Address)

Corporate Acknowledgment
STATE OF OREGON)

County of Clackamas) ss.

Personally appeared Gary Gibson
and A. Wayne Fick who being duly sworn,
each for himself and not one for the other did say that the
former is the General Manager and that the latter is the
Secretary of / President of
General Distributors, 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:

Steph H. Harrison
Notary Public for Oregon

My Commission Expires 9/18/92

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 H. Elliott
City Recorder

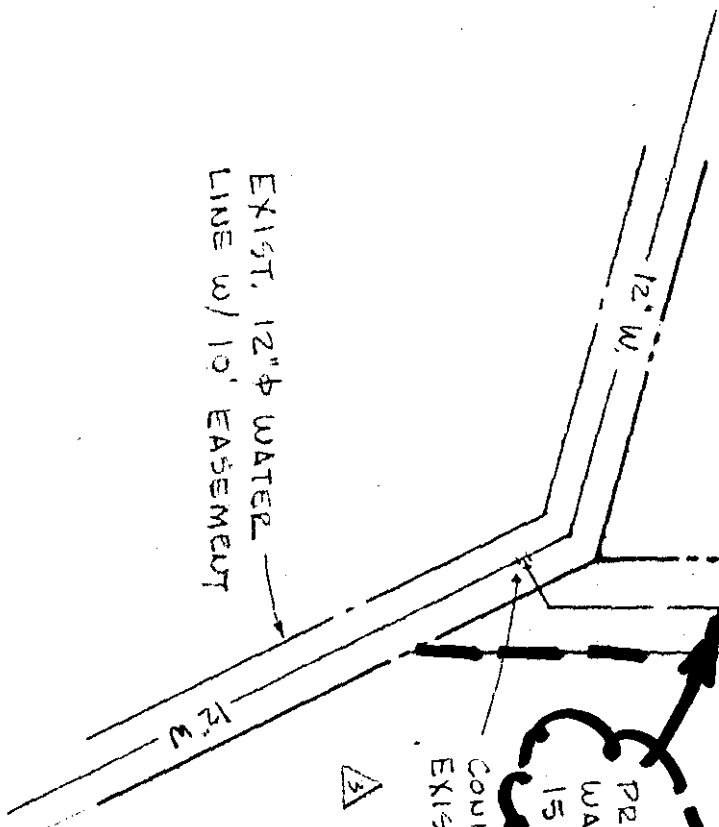
12

150'

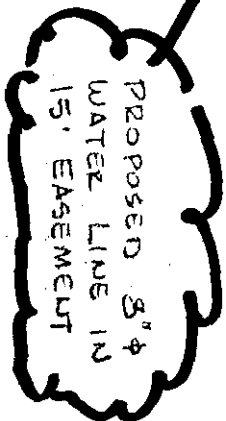
PROPOSED 20'
UTIL. EASEMENT



EXIST. 12" ϕ WATER
LINE w/ 10' EASEMENT



PROPOSED 8" ϕ
WATER LINE IN
15' EASEMENT



P.O.B.

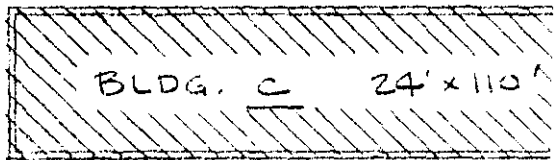
7'-6"

7'-6"

93'-6"

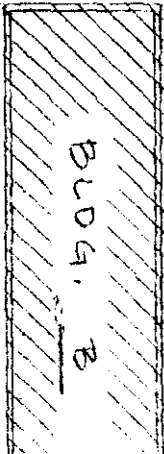
GRAVELED STORAGE AREA

EDGE OF PAVING



PROPOSED F.H.

EXIST. PAVIN
730'



8" ϕ (PROPOSED)
CAP FOR FUTURE CONNECTION
INV. ELEV. 420.90'



EXHIBIT
"A"

STORM SEWER CONNECTION
TO PROPOSED 18" ϕ LINE

3



CITY OF OREGON CITY

INCORPORATED 1844

COMMISSION REPORT

FOR AGENDA

DATED

July 15, 1992

TO THE HONORABLE MAYOR AND COMMISSIONERS

Page 1 of 1

Subject: Public Utility Easement Acceptance
Fir Street Mini Storage Project

Report No. 92-138

On the July 15, 1992 City Commission agenda is an off-site waterline easement from General Distributors for City Commission acceptance. The easement documents are attached for Commission review.

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

CHARLES LEESON
City Manager

attach.

cc - John Block, Development Services Director
- John Hawthorne, Civil Engineer