

CITY OF OREGON CITY, OREGON

PUBLIC UTILITY(S) EASEMENT

KNOW ALL MEN BY THESE PRESENTS, THAT MICHAEL H. FARLEY 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 STORM DRAINAGE SYSTEM 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 25 day of June, 1992

Individuals,
general partnerships

Michael H. Farley
Signer's Name

Signer's Name

MICHAEL H. FARLEY
12105 S. PORTLOW ROAD
OREGON CITY, OR 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 7-15-92
Mayor
Frank K. Elliott
City Recorder

< Personal Acknowledgment

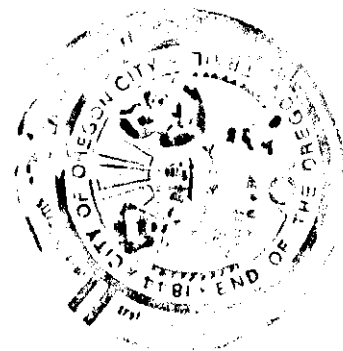
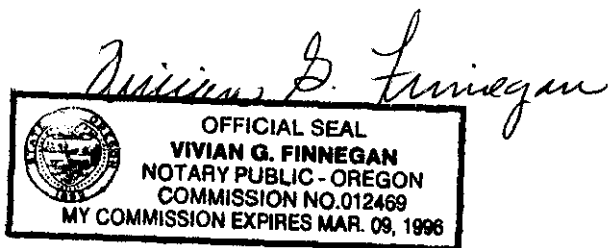
STATE OF OREGON)

) ss.

County of Clackamas

Personally appeared the above named
MICHAEL H. FARLEY and acknowledged the foregoing
instrument to be his voluntary act and deed.

Before me:



**EASEMENT DESCRIPTION
TAX LOT 905 (3-2E-7B)
FOR DENNIS McBRIDE**

EXHIBIT "A"

A portion of that tract of land in the William McCarver Donation Land Claim No. 40 in the N.W. 1/4 of Section 7, Township 3 South, Range 2 East, Willamette Meridian, Clackamas County, Oregon, described in Deed to Michael H. Farley, recorded April 20, 1989, Clackamas County Recorder's Fee No. 89-16627, to be used for easement purposes, described as follows:

Beginning at the most northerly corner of said Farley tract and running thence along the northeasterly line thereof S. 48° 10' 35' E., 46.00 feet to a point; thence N. 66° 09' 38" W., 48.58 feet to a point on the northwesterly line of said Farley tract; thence N. 42° 36' 30" E., 15.00 feet to the point of beginning, containing 345 square feet, more or less.

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N. 42° 33' 31" E. 330.00'

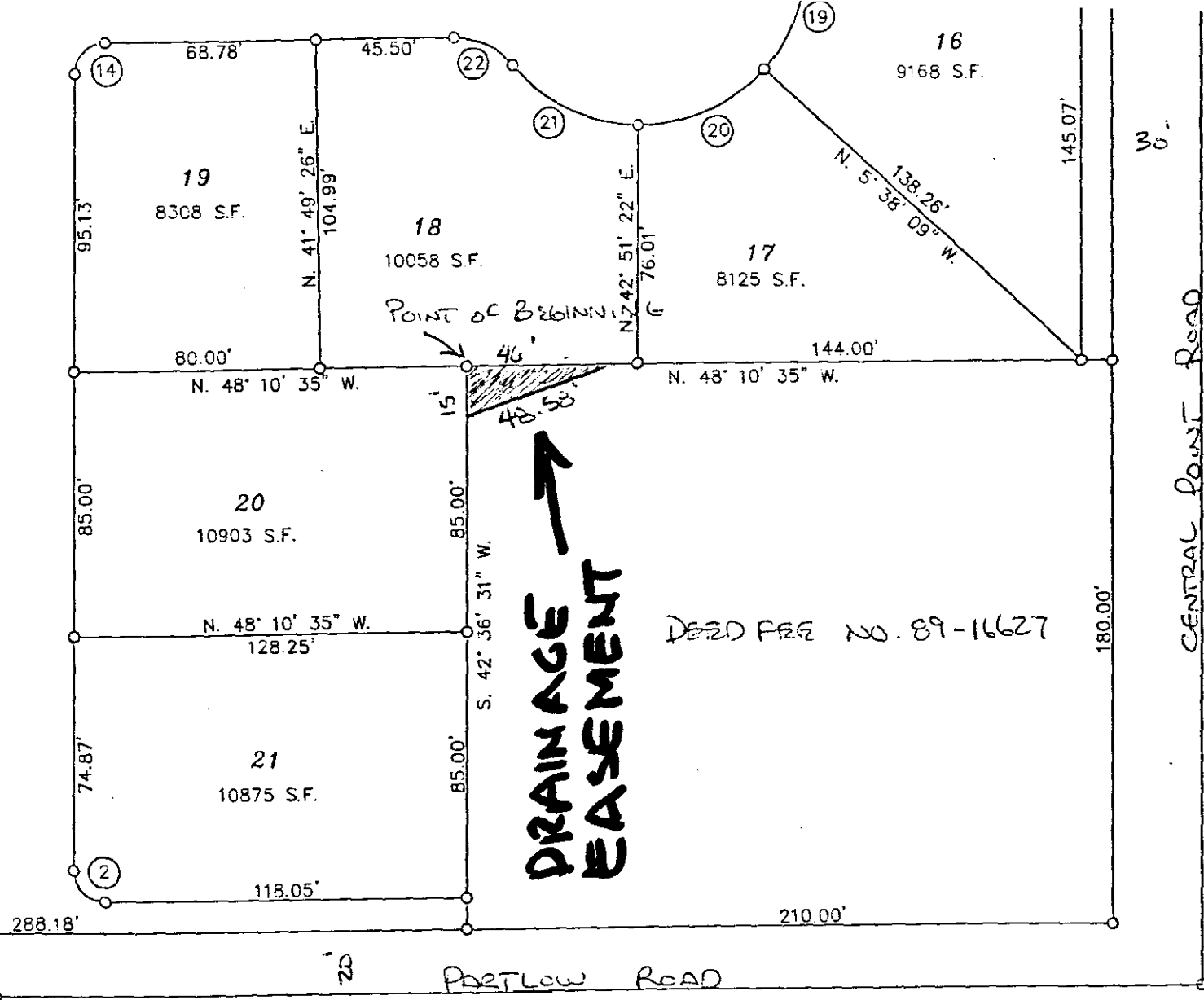


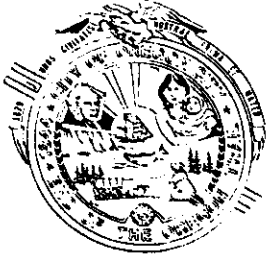
EXHIBIT "B"

SKETCH FOR LEGAL DESCRIPTION

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CURVE 1

1	89° 15'
2	90° 44'
3	34° 38'
4	4° 58'
5	59° 51'
6	38° 52'
7	43° 33'
8	37° 49'
9	58° 41'
10	34° 32'
11	63° 42'
12	
13	90° 44'
14	
15	50° 44'
16	31° 38'
17	64° 18'
18	38° 48'
19	48° 31'
20	48° 29'
21	49° 42'
22	50° 44'
23	



CITY OF OREGON CITY

INCORPORATED 1844

COMMISSION REPORT

TO THE HONORABLE MAYOR AND COMMISSIONERS

19
FOR AGENDA

DATED

July 15, 1992

Page 1 of 1

Subject: Public Utility Easement Acceptance
McBride Estates

Report No. 92-140

On the July 15, 1992 City Commission agenda is an off-site storm drainage easement for McBride Estates, from Michael H. Farley 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.

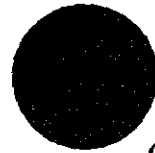
CHARLES LEESON
City Manager

attach.

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

McBride Estates

3-2E-7B 905



(purple)

Michael H. Farley 1992
DOG# 92-73639

Pg	item
1608	1

Env# 445