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CITY OF OREGON CITY, OREGON

PUBLIC UTILITY(S) EASEMENT

KNOW ALL MEN BY THESE PRESENTS, THAT Ruth Portis and Tamara D. Portis not as tenants in common but with rights of survivorship, hereinafter call 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 sanitary sewer 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.

The GRANTORS bargain, sell, convey, transfer and deliver unto CITY a temporary easement and right-of-way upon, across and under so much of the aforesaid land as described as:

See attached Exhibit "A" Legal Description and attached Exhibit "B" Sketch for Legal Description.

It being understood that said temporary easement is only for the original excavation and construction of said utility line and upon the completion of the construction thereof shall utterly cease and desist, save and except for that portion hereinbefore described as being a permanent easement.

GRANTOR reserves the right to use the surface of the land for walkway 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 \$200.00, 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 i 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, it 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 singula includes the plural and all grammatical changes shall be implied to make th provisions hereof apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the GRANTOR has executed this instrument this 12<sup>th</sup> day of March, 1992; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by orde of its board of directors.

Individuals,  
general partnerships

Corporation  
limited partnership

Ruth Portis  
Signer's Name (Ruth Portis)

\_\_\_\_\_  
Corporation/Partnership Name

Tamara D. Portis  
Signer's Name (Tamara D. Portis)

\_\_\_\_\_  
Signer's Name, Title

\_\_\_\_\_  
Signer's Name

\_\_\_\_\_  
Signer's Name, Title

(if executed by a corporation  
affix corporate seal)

\_\_\_\_\_  
Signer's Name, Title

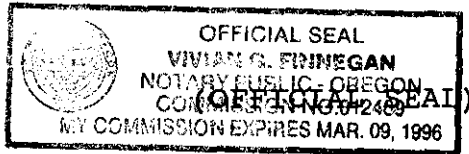
Personal Acknowledgment  
STATE OF OREGON )  
County of Clackamas ) ss.

Personally appeared the above  
named Ruth & Tamara Portis  
and acknowledged the foregoing  
instrument to be their  
voluntary act and deed.

Before me:

Vivian G. Finnegan  
NOTARY PUBLIC FOR OREGON

My Commission Expires: 3-09-96



Ruth & Tamara Portis  
19549 S. Falcon Drive  
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

John H. Elliott  
City Recorder

3-18-92

After Recording Return to:

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



Personal Acknowledgment  
STATE OF \_\_\_\_\_ )  
County of \_\_\_\_\_ ) ss.

Personally appeared the above  
named \_\_\_\_\_  
and acknowledged the foregoing  
instrument to be \_\_\_\_\_ voluntary  
act and deed.

Before me:

NOTARY PUBLIC FOR \_\_\_\_\_

My Commission Expires: \_\_\_\_\_

(OFFICIAL SEAL)

Space reserved for County  
Records Office

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EASEMENT DESCRIPTION  
"C" TRUNK SANITARY SEWER  
TAX LOT 1100 (3-2E-8DB)

EXHIBIT "A"

A strip of land, fifteen feet wide, in the Southeast-quarter of Section 8, T. 3 S., R. 2 E., W.M., Clackamas County, Oregon, crossing that tract of land described in deed to Ruth Portis, recorded May 10, 1989, Clackamas County Deed Record Fee No. 89-19834 the centerline of which is described as follows:

Commencing at a point on the south line of Lot 11, Gaffney Lane Acres, said point being 7.94 feet S. 87° 51' 18" W. from the southeast corner of said lot; thence N. 17° 04' 20" E., parallel with, and 7.50 feet from the east line of said lot, 60.94 feet, more or less, to the north line of said Portis tract, and the terminus of said easement centerline.

Including a temporary easement for construction purposes lying 32.5 feet on the westerly side of the centerline described; said temporary easement to automatically terminate upon completion of the sewer installation.

The bearings in this description are based on the map of survey number 20410 on file in the Clackamas County Surveyor's Office, and said map by reference is made a part hereof.



# CITY OF OREGON CITY

INCORPORATED 1844

## COMMISSION REPORT

FOR AGENDA

DATED

March 18, 1992

TO THE HONORABLE MAYOR AND COMMISSIONERS

Page 1 of 1

Subject: Public Utility Easement Acceptance -  
'C' Trunk Sewer Line

Report No. 92-55

On the March 18, 1992 City Commission agenda are four public utility easements for the 'C' Trunk sewer line for Commission acceptance. The easement documents are attached for Commission review.

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

CHARLES LEESON  
City Manager

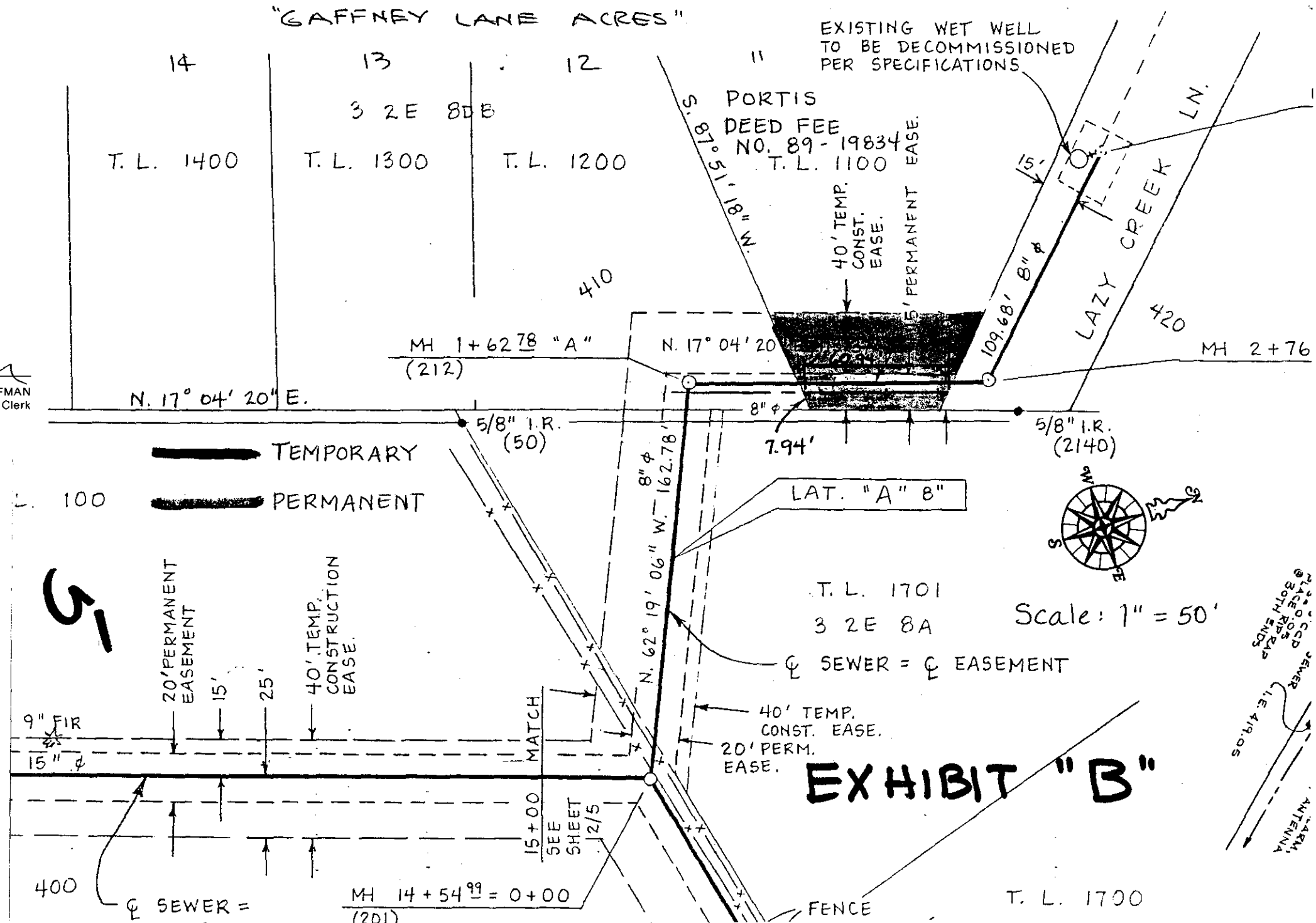
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attach.

cc - Development Services Director  
- Neal Robinson, Project Engineer

C- Trunk Sewer easements secured between March 1, 1992 and March 12, 1992


Map	Taxlot	Owner	Address
3-2E-8DB	1100 Portis, Ruth & Tamara D.	19544 S. Falcon Drive	Oregon City, Oregon 97045
3-2E-8DB	1200 Caldwell, Marvin & Donna	19562 S. Falcon Drive	Oregon City, Oregon 97045
3-2E-8DC	200 Wiser, Christoper & Janice	17531 S. Falcon Drive	Oregon City, Oregon 97045
3-2E-8DC	300 Belmont, Clay & Sonya	19711 S. Falcon Drive	Oregon City, Oregon 97045



'C' Trunk Sewer  
Line

3-2E-8DB 1100

Ruth Portis  
Tamara Portis

  
(purple)  
1992

DOC#1992-23934

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1714	6

Enr. 60