

25
CITY OF OREGON CITY, OREGON

PUBLIC UTILITY(S) EASEMENT

KNOW ALL MEN BY THESE PRESENTS, THAT Clay Belmont and Sonya M. Belmont 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 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 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 375⁰⁰, 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 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, 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 6th 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 order of its board of directors.

Individuals,
general partnerships

Corporation
limited partnership

Clay Belmont
Signer's Name (Clay Belmont))

Corporation/Partnership Name

Sonya Belmont
Signer's Name (Sonya M. Belmont)

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 Clay & Sonya Belmont
and acknowledged the foregoing
instrument to be their
voluntary act and deed.

Before me:

Coreen Green
NOTARY PUBLIC FOR OREGON

My Commission Expires: 11/29/92

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

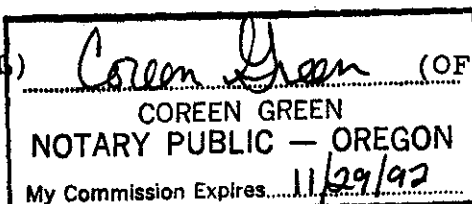
Personally appeared the above
named _____
and acknowledged the foregoing
instrument to be _____ voluntary
act and deed.

Before me:

NOTARY PUBLIC FOR OREGON

My Commission Expires: _____

(OFFICIAL SEAL)



(OFFICIAL SEAL)

Clay & Sonya Belmont
19711 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)

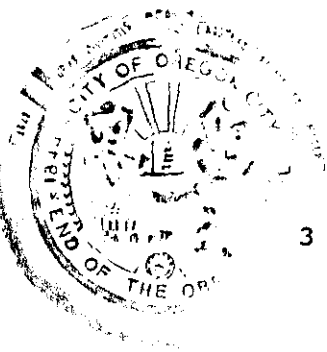
Accepted on behalf of the City of
Oregon City on the condition that
the easement granted is free and
clear from taxes, liens and
encumbrances.

Daniel W. Fowler
Mayor

Jan K. Elliott
City Recorder
3-18-92

After Recording Return to:

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



3

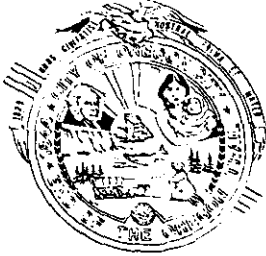
EASEMENT DESCRIPTION
"C" TRUNK SANITARY SEWER
TAX LOT 300 (3-2E-8DC)

EXHIBIT "A"

A strip of land 5.50 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 Clay Belmont and Sonya M. Belmont, husband and wife, recorded September 15, 1989, Clackamas County Deed Record Fee No. 89-41288, described as follows:

The southerly 5.50 feet of Lot 3, Block 1, "Gaffney Lane Acres No. 2", a subdivision plat of record (Book 45, Page 3) in said Clackamas County.

Including a temporary easement for construction purposes over the southerly 13.00 feet of said Lot 3, said temporary easement to automatically terminate upon completion of the sewer installation.



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

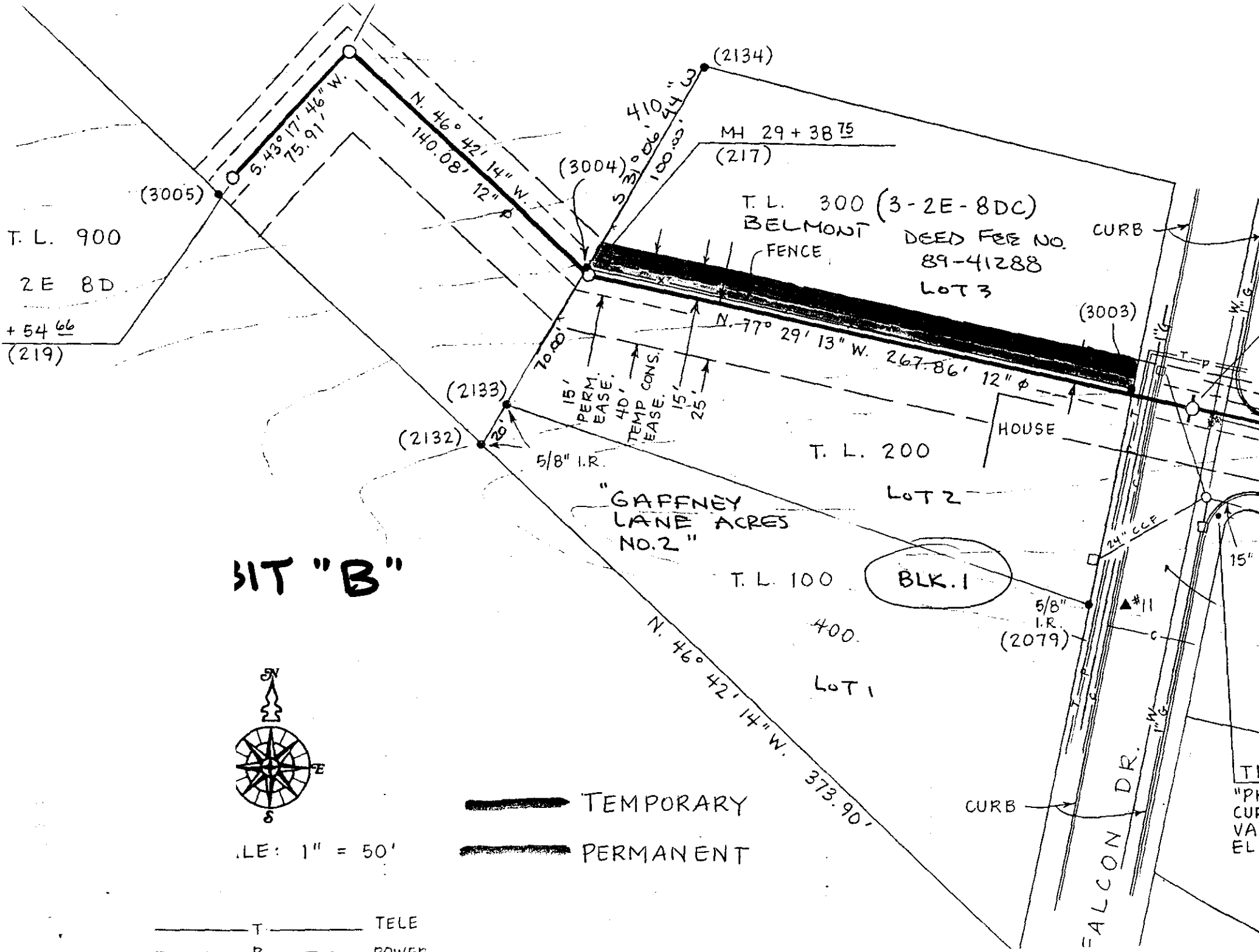
JGB/im

attach.

cc - Development Services Director
- Neal Robinson, Project Engineer

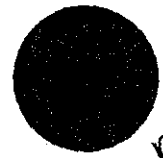
C—Trunk Sewer easements secured between March 1, 1992 and March 12, 1992

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-8DC 300



Ward

Clay Belmont
Sonya Belmont

1992

DOC# 92-23932

pg	item
1714	12

Env. 63