

20-  
**CITY OF OREGON CITY, OREGON  
SANITARY SEWER EASEMENT**

21 C  
TL 2900

KNOW ALL MEN BY THESE PRESENTS, THAT **Craig Pierce, Henry C. Endres and Margaret Mary Endres** hereinafter called the GRANTOR, does 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 sewer line, mains, and conduits over across and through the following described land:

A tract of land situated in the S.W. 1/4 of Section 21, T.2S., R.2E., W.M., Clackamas County, Oregon, also being a portion of that tract of land described in a sale agreement from Henry C. Endres and Margaret M. Endres to Craig Pierce, recorded in Fee No. 90-47920 on September 25, 1990, Clackamas County Deed Records, being more particularly described as follows:

Beginning at the northwest corner of Lot 1, Block 5, "HAWARDEN", a duly recorded subdivision plat;

thence, along the north line of said Lot 1, South 74°59'10" East, 20.20 feet;

thence, South 26°26'00" West, 46.50 feet to a point on the west line of said Lot 1;

thence, along the west line of said Lot 1, North 1°29'00" East, 46.9 feet to the Point of Beginning.

The area of the permanent easement is 460 square feet (0.011 acres);

TO HAVE AND TO HOLD, the above described easement unto the CITY, its successors in interest and assigns forever.

The GRANTOR does 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:

Beginning at the northwest corner of said Lot 1;

thence, along the north line of said Lot 1, South 74°59'10" East, 35.5 feet;

thence, South 26°26'00" West, 71.9 feet to a point on the south line of said Lot 1;

thence, North 77°24'45" West, 4.2 feet to the southwest corner of said Lot 1;

thence, along the west line of said Lot 1, North 1°29'00" East, 72.7 feet to the Point of Beginning.

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.

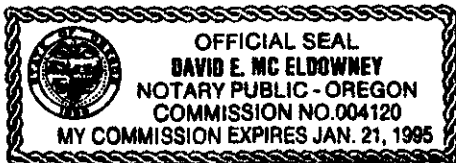
The true consideration of this conveyance is **ONE HUNDRED AND NO/100 DOLLARS (\$100.00)**, the receipt of which is hereby acknowledged by GRANTOR.


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 of any encumbrance that would prevent or limit the use of the property for a sanitary sewer or result in such easement being subject to extinguishment, and from any encumbrance not of record as of November 13, 1991.

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 3<sup>rd</sup> day of December, 1991; 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.



  
Craig Pierce

STATE OF OREGON )

)

ss.

County of Clackamas )

)

Personally appeared the above named Craig Pierce and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:

  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: JAN. 21, 1995

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Henry C. Endres  
Henry C. Endres

Margaret M. Endres  
Margaret Mary Endres

STATE OF OREGON )

County of Clackamas )

SS.

Personally appeared the above named Henry C. Endres and Margaret Mary Endres and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:



David E. McElbourn  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: JAN. 21, 1995

## GRANTEE

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

## GRANTOR

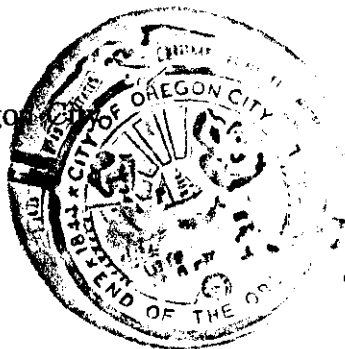
Craig Pierce  
13300 S. Clackamas River Drive  
Oregon City, OR 97045

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.

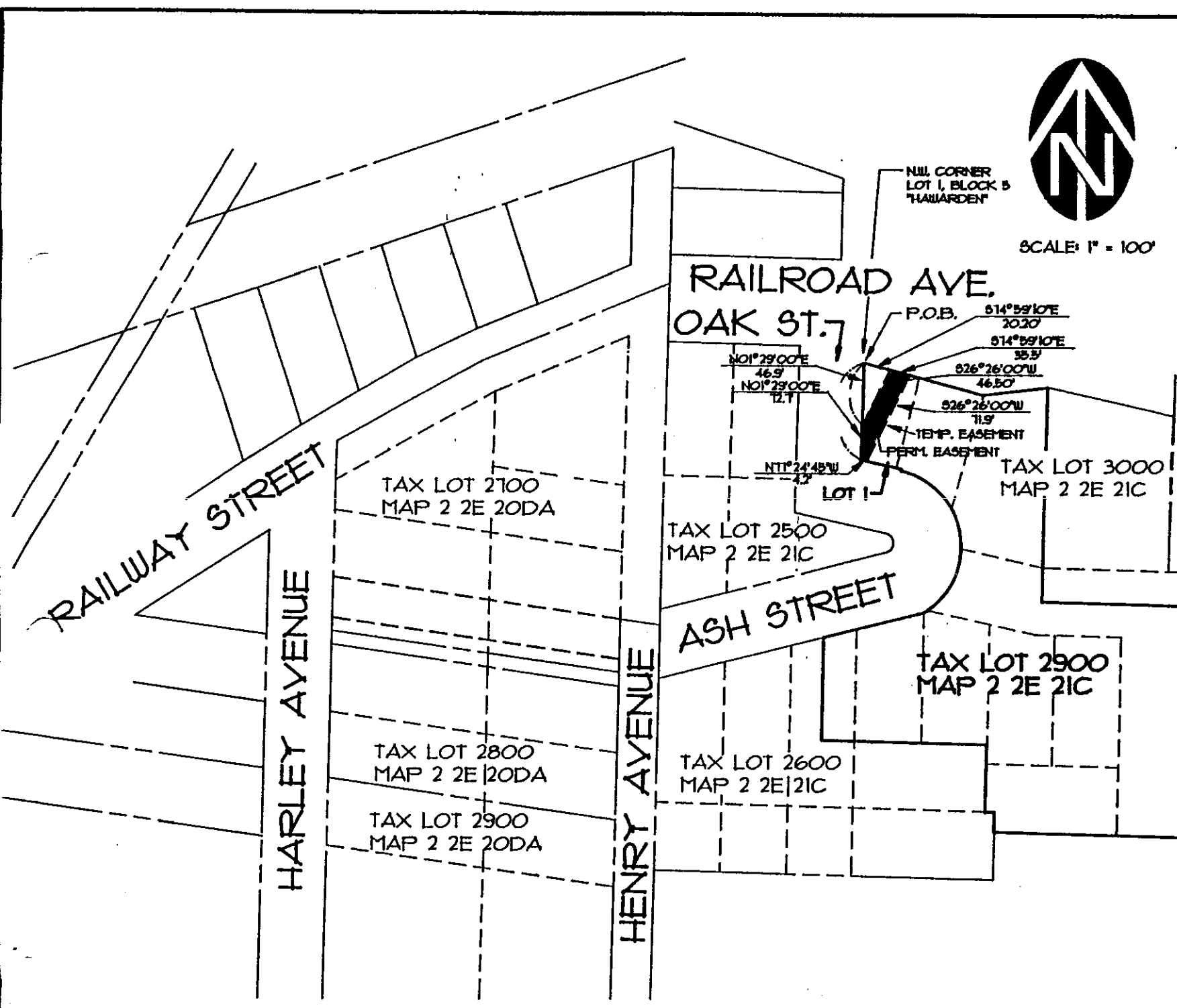
Daniel W. Fawcett  
Mayor

Frank K. Elliott  
City Recorder

After recording return to:  
City Engineer, City of Oregon  
320 Warner Milne Road  
Oregon City, OR 97045



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**SANITARY SEWER EASEMENT  
EXHIBIT MAP**  
HOLCOMB - PARK PLACE  
SANITARY SEWER COLLECTION SYSTEM  
OREGON CITY, CLACKAMAS COUNTY, OREGON

**PREPARED BY:**  
WESTLAKE CONSULTANTS, INC.  
1340 SW HUNZIKER RD., STE 204  
TIGARD OREGON 97223  
PH (503) 684-0652

**MAP NO: 2 2E 21C  
TAX LOT NO: 2900**

**DATE: 6-26-91  
DRAWN BY: KMR  
CHECKED BY: SPB**

**JOB NO. 361-04**

County Clerk  
KAUFFMAN  
3



# CITY OF OREGON CITY

INCORPORATED 1844

## COMMISSION REPORT

TO THE HONORABLE MAYOR AND COMMISSIONERS

FOR AGENDA

DATED

January 15, 1992

Page 1 of 1

Subject: Sanitary Sewer Easement Acceptance  
Park Place Sewer Project

Report No. 92-05

On the January 15, 1992 City Commission agenda are the following sanitary sewer easements for Commission acceptance:

Map	Tax Lot	Owner	Address	
20DA	2700	McKee, Edgar & Beverly Hays	18620 Boynton St.	Oregon City
20DA	2800	Glass, Eldean	15720 S. Harley,	Oregon City
20DD	4500	Kendrick, Steven R. & Debbie E.	16020 S. Short Ave.	Oregon City
20DD	4600	Kendrick, Robert E. & Virginia	15990 S. Short Ave.	Oregon City
21C	2900	Endres, Henry C. & Margaret M.		
		c/o Pierce, Craig	13300 S. Clack. River Dr.	Oregon City
21CC	700	Tolle, Viola Jean	15921 S. Hunter Ave.	Oregon City
21CC	900	Tolle, Viola Jean	15921 S. Hunter Ave.	Oregon City
21CC	1000	Tolle, Viola Jean	15921 S. Hunter Ave.	Oregon City
28A	1200	Joli, Delores	14601 S. Holcomb Blvd.	Oregon City
28A	1600	Clackamas County	121 Library Court	Oregon City
28A	1715	Cornutt, David P.	534 E. Clarendon	Gladstone
28A	1718	Nelson, Douglas J. & Jacquelyn J.	16267 S. Oaktree Terrace	Oregon City
28BA	800	Clackamas Co. Housing Authority	13930 S. Gain	Oregon City
28BB	1202	Holland, David	206 NE 41st Ave.	Portland
28BB	1300	Holland, David	206 NE 41st Ave.	Portland
28BB	1400	Schleichert, Donald L. & Beth M.	16201 S. Hunter Ave.	Oregon City
28BB	1503	Schleichert, Donald L. & Beth M.	16201 S. Hunter Ave.	Oregon City
28BB	2000	Holland, David	206 NE 41st Ave.	Portland

Easement documents are available for review and will be at the meeting for signing.

It is recommended that the City Commission adopt a motion to accept the above sanitary sewer easements 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

ISSUED BY THE CITY MANAGER

PARK PLACE SEWER EASEMENT

21 C TL 2900

Craig PIERCE  
Henry/Margaret ENDRES

1992

2-2E-21C 2900

DOC# 92-09172

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