

16
**CITY OF OREGON CITY, OREGON
SANITARY SEWER EASEMENT**

28 BB 1201
PARK PLACE SEWER

KNOW ALL MEN BY THESE PRESENTS, THAT **Mark McKinley and Teresea M. McKinley, as tenants by the entirety**, 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 N.W. 1/4 of Section 28, T.2S., R.2E., W.M., in the George Abernathy D.L.C. No. 58, Clackamas County, Oregon, also being a portion of that tract of land conveyed by deed to Mark McKinley, recorded in Fee No. 83-18654 on June 20, 1983, Clackamas County Deed Records, being more particularly described as follows:

The West 10.0 feet of the East 313.5 feet of the North 165.0 feet of Block 57, "CLACKAMAS HEIGHTS", a duly recorded subdivision plat.

The area of the permanent easement is 1,650 square feet (0.038 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:

Being the West 25.0 feet of East 313.5 feet of the North 165.0 feet of said Block 57.

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 **Three Hundred Fifty and no/100 dollars (\$350.00)**, 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 September 27, 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 12th day of November, 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.


Mark McKinley


Teresa M. McKinley

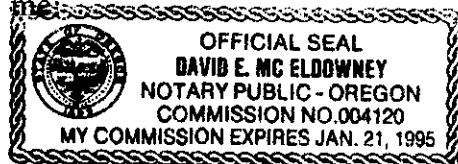
STATE OF OREGON

County of Clackamas

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ss.

Personally appeared the above named Mark McKinley and Teresa M. McKinley and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:




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

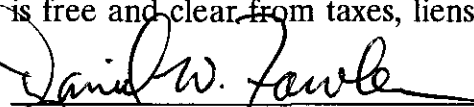
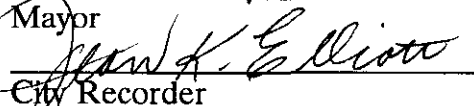
GRANTEE

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

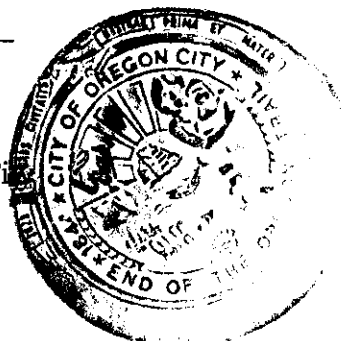
GRANTOR

Mark and Teresa M. McKinley
16075 S. Hunter Avenue
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.


Mayor

City Recorder

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



2

HIRAM AVENUE

165.00'

TAX LOT 1000
MAP 2 2E 28BB

N.E. CORNER
BLOCK 51
CLACKAMAS HEIGHTS

313.50'

25.0' TEMP. EASEMENT
10.0' PERM. EASEMENT

TAX LOT 1201
MAP 2 2E 28BB

313.50'

TAX LOT 1202
MAP 2 2E 28BB

S.E. CORNER
BLOCK 51
CLACKAMAS HEIGHTS

TAX LOT 1300
MAP 2 2E 28BB

TAX LOT 1001
MAP 2 2E 28BB



SCALE: 1" = 100'

TAX LOT 1200
MAP 2 2E 28BB

TAX LOT 1401
MAP 2 2E 28BB

TAX LOT 1400
MAP 2 2E 28BB

3

MAP NO: 2 2E 28BB
TAX LOT NO: 1201

DATE: 6-28-91
DRAWN BY: KMR
CHECKED BY: SPB

PREPARED BY:
WESTLAKE CONSULTANTS, INC.
1340 SW HUNZIKER RD., STE. 204
TIGARD OREGON 97123
PH. (503) 684-0652

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



CITY OF OREGON CITY

INCORPORATED 1844

COMMISSION REPORT

FOR AGENDA

DATED

December 18, 1991

TO THE HONORABLE MAYOR AND COMMISSIONERS

Page 1 of 1

Subject: Sanitary Sewer Easement Acceptance
Park Place Sewer Project

Report No. 91-240

On the December 18, 1991 City Commission agenda are four sanitary sewer easements for Commission acceptance.

Map	Tax Lot	Owner	Address
28BB	1201	McKinley, Mark & Teresa M.	16075 S. Hunter, Oregon City
29AA	3700	Brown, Les	17539 S. Clack. River Dr., Oregon City
21CD	2900	Monroe, Wm. A. & Glenda C.	14292 S. Forsythe Road, Oregon City
28BB	1000	Wymore, Steve	16045 S. Hunter Ave., Oregon City

It is recommended that the City Commission adopt a motion to accept the four 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 Manager

PARK PLACE SEWER EASEMENT

28 BB TL 1201

Mark/Teresea McKINLEY

1992

2-2E-28BB 1201

DOC# 92-09157

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