

Sanitary Sewer Easement
T.L. 602, 3-2E-5D

CITY OF OREGON CITY, OREGON

PUBLIC UTILITY(S) EASEMENT

25
KNOW ALL MEN BY THESE PRESENTS, THAT Les Schwab Tire Centers of Portland, Inc., an Oregon Corporation, 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.

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 dollar, 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 except all liens, encumbrances and interests of record as of the date of this document 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 _____ day of _____, 19__; 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

Signer's Name

Les Schwab Tire Centers of Portland,
Inc.

Signer's Name, Title

Jon Zedler
Signer's Name, Title 80 Ek. VP.

(If executed by a corporation
affix corporate seal)

Signer's Name, Title

Signer's Name, Title

Personal Acknowledgement
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)

Les Schwab Tire Centers
P.O. Box 667
Prineville, Oregon 97754
(Grantor's Name & Address)

City of Oregon City
320 Warner-Milne Road
Oregon City, Oregon 97045
(Grantee's Name & 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 Fowler

Mayor

Frank K. Elliott
City Recorder 2-5-92

After Recording Return
City Engineer
City of Oregon City
320 Warner-Milne Road
Oregon City, Oregon 97045



Corporate Acknowledgement
STATE OF OREGON)
County of Crook) .ss

Personally appeared Don
Freedman and _____
who being duly sworn, each for
himself and not one for the other
did say that the former is the S.
& Vice president and that the latter
is the _____ secretary (of)
Les Schwab Tire Centers of Portland, Inc. a
corporation, and that the seal affixed to the
foregoing instrument was signed and
sealed in behalf of said corporation
by authority of its board of
directors; and each of them
acknowledged said instrument to be
its voluntary act and deed.

Before me: Sara S. Dix

NOTARY PUBLIC FOR OREGON

My Commission Expires: 1/31/92

(OFFICIAL SEAL)

Space Reserved for
County Record's Office



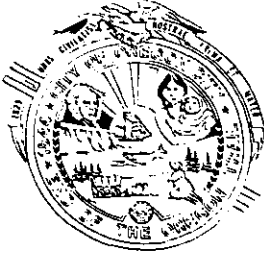
Legal description for public sewer easement dedication.

A strip of land lying in SE 1/4 of Section 5, Township 3 South, Range 2 East of the Willamette Meridian and further described as follows:

The southwesterly 16.31 feet of the most westerly 25 feet of that parcel of land conveyed to Les Schwab Tire Centers of Portland, Inc. in Fee # 84-25013 as recorded in Clackamas County Deed Records. (Said strip of land also being all of that parcel of land conveyed in Fee # 84-25013 lying within 46 feet of the centerline of Market Road #11 (Beavercreek Road)).

EXHIBIT "A"

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CITY OF OREGON CITY

INCORPORATED 1844

COMMISSION REPORT

TO THE HONORABLE MAYOR AND COMMISSIONERS

14
FOR AGENDA

DATED

February 5, 1992

Page 1 of 1

Subject: Public Utility Easement Acceptance
Oregon City Retail Center

Report No. 92-10

On the February 5, 1992 City Commission agenda is a public utility easement for City Commission acceptance. The easement is necessary for construction of sanitary sewers to serve the Oregon City Retail Center project. Attached are easement documents for 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


JGB/im

attach.

cc - Development Services Director
- John Hawthorne, Civil Engineer

City of Oregon City
M E M O R A N D U M

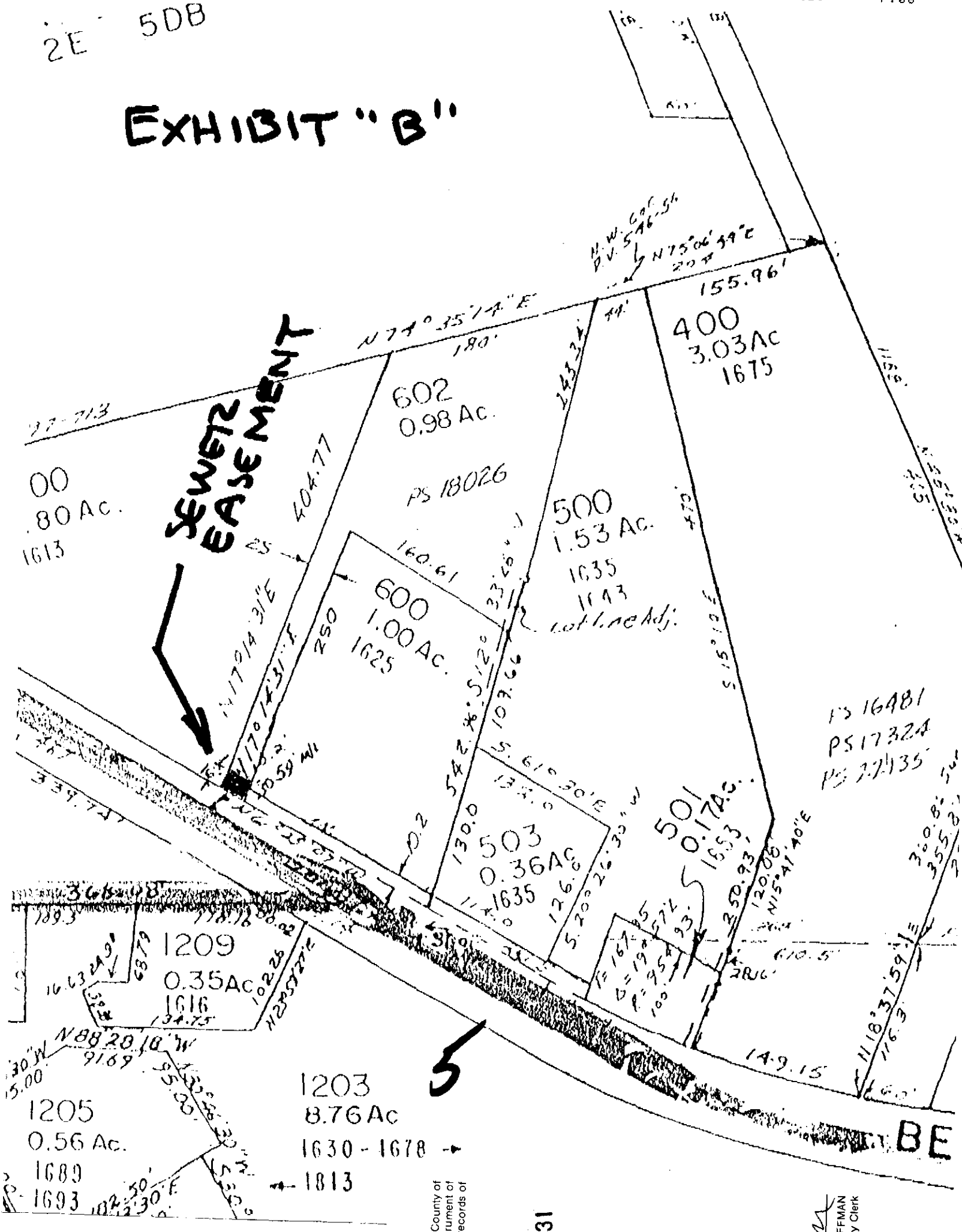
Date: January 13, 1992

To: John Block, Development Services Director
From: John W. Hawthorne, Civil Engineer 
Subject: SP90-45, OREGON CITY RETAIL CENTER
Sanitary Sewer Easement

Enclosed is a sanitary sewer easement from Les Schwab Tire for the connection into the public line. Please forward to the City Commission for acceptance.

2E 5DB

EXHIBIT "B"



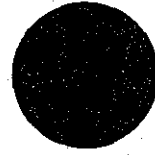
SEWER

5 D TL 602
Les Schwab Tire Center

(118)

1992

3-2E-50 602



DOC# 92-09155 (purple)

Pg	item
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Env. 257