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CITY OF OREGON CITY, OREGON
PUBLIC UTILITY EASEMENT
E-1, E-2 SANITARY SEWER TRUNK

KNOW ALL MEN BY THESE PRESENTS that CLACKAMAS COMMUNITY COLLEGE, acting by its Board of Directors, hereinafter call the Grantor, does hereby grant unto the CITY OF OREGON CITY hereinafter called the City, its successors in interest and assigns, an easement and right-of-way to construct, reconstruct, operate and maintain a sanitary sewer on the following described land:

See Exhibits attached hereto as follows:

Exhibit "A" - Legal Description
Exhibit "B" - Legal Description
Exhibit "C" - Sketch for Legal Description

It being understood that the 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. The temporary easement shall terminate absolutely not later than June 1, 1991.

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 and no/100 dollars - (\$1.00) - the receipt of which is hereby acknowledged by Grantor.

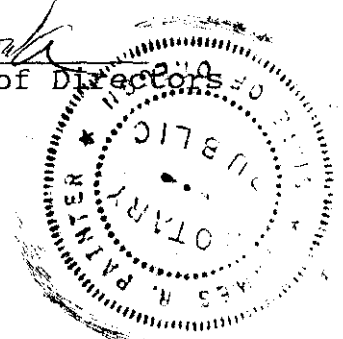
In construing this conveyance and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the Grantor has executed this instrument this 28th day of March, 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.

CLACKAMAS COMMUNITY COLLEGE

by: *[Signature]*

Chairman, Board of Directors



STATE OF OREGON,

)

SS.

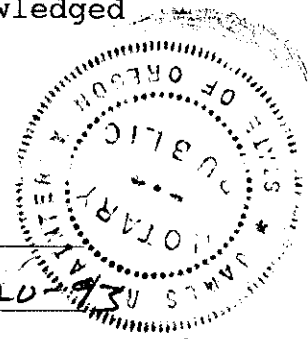
County of Clackamas.

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Personally appeared Walter B. [Signature] Chairman of the Board of Directors for Clackamas Community College who, being duly sworn, did say that he signed the foregoing instrument by authority of the College's Board of Directors and acknowledged said instrument to be its voluntary act and deed.

Before me:

James R. Painter
Notary Public for Oregon
My Commission Expires: 7-1



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.

DATED: 4-17-91

CITY OF OREGON CITY

By

Mayor

By

City Recorder

AFTER RECORDING RETURN TO:

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



EXHIBIT "A"

"E" Trunk
15.00 Ft. Permanent
50.00 Ft. Temporary Construction
Sanitary Sewer Easement
Tax Lot 3 2 E 9 AB - 2500
Project No. 631-01-90
January 16, 1991

EASEMENT DESCRIPTION

A tract of land situated in the N.E. 1/4 of Section 9, T.3S., R.2E., of the Willamette Meridian, lying within the Washington Williams Donation Land Claim No. 56, located in the County of Clackamas and the State of Oregon, being more particularly described as follows:

A 15.00 foot wide permanent sanitary sewer easement lying 7.50 feet on each side of the following described centerline, together with a 50.00 foot wide temporary construction easement for the original construction, lying 25.00 feet on each side of the following described centerline;

Commencing at the intersection of the south line of the Washington Williams D.L.C. with the westerly line of the Willamette Valley Southern Railroad Company right-of-way; thence, along said south D.L.C. line South 89°27'58" West, a distance of 229.82 feet to the true point of beginning of this description; thence, North 9°29'36" West, a distance of 174.18 feet; thence, North 10°39'29" East, a distance of 140.00 feet; thence, North 39°43'19" East, a distance of 188.68 feet; thence, North 11°05'21" East, a distance of 65.59 feet to a point hereinafter known as Point "A"; thence, North 11°05'21" East, a distance of 293.96 feet to a point that is 15.90 feet southerly of, when measured at right angles to the southwesterly right-of-way line of Market Road No. 11 (Beaver Creek Road) said right-of-way line lies 30 feet South of centerline; thence, parallel to said southwesterly right-of-way line North 40°15'33" West, a distance of 23.13 feet to the easterly line of that tract of land conveyed to Paul H. Reeder by Fee No. 89-39017 Clackamas County Deed Records and the terminus point of this description.

TOGETHER WITH THE following described centerline:

Beginning at the above referenced Point "A"; thence, South 78°54'39" East, a distance of 74.47 feet to the terminus point of this description.

Sidelines to be lengthened and/or shortened so as to terminate upon the proper boundary lines.

EXHIBIT "B"

"E" Trunk
15.00 Ft. Permanent
50.00 Ft. Temporary Construction
Sanitary Sewer Easement
Tax Lot 3 2 E 9 A
Project No. 631-01-90
January 16, 1991

EASEMENT DESCRIPTION

A tract of land situated in the N.E. 1/4 of Section 9, T.3S., R.2E., of the Willamette Meridian, lying within the Washington Williams Donation Land Claim No. 56, located in the County of Clackamas and the State of Oregon, being more particularly described as follows:

A 15.00 foot wide permanent sanitary sewer easement lying 7.50 feet on each side of the following described centerline, together with a 50.00 foot wide temporary construction easement for the original construction, lying 25.00 feet on each side of the following described centerline;

Commencing at the intersection of the south line of the Washington Williams D.L.C. with the westerly line of the Willamette Valley Southern Railroad Company right-of-way; thence, along said south D.L.C. line South 89°27'58" West, a distance of 229.82 feet to the true point of beginning of this description; thence, South 9°29'36" East, a distance of 178.09 feet; thence, South 72°59'09" East, a distance of 76.70 feet; thence, North 65°52'37" East, a distance of 63.48 feet to the terminus point of this description.

Sidelines to be lengthened and/or shortened so as to terminate upon the proper boundary lines.



CITY OF OREGON CITY

INCORPORATED 1844

COMMISSION REPORT

FOR AGENDA

DATED

April 17, 1991

TO THE HONORABLE MAYOR AND COMMISSIONERS

Page 1 of 1

Subject: Public Utility Easement Acceptance
E-1, E-2 Sanitary Sewer Project

Report No. 91-63

On the April 17, 1991 City Commission agenda is a public utility easement from the Clackamas Community College for Commission acceptance. The easement is necessary for the construction of the E-1, E-2 Sanitary Sewer project. The easement document is attached for Commission review.

It is recommended the City Commission adopt a motion accepting the easement and authorizing the Mayor and City Recorder to execute respectively. Following execution the easement will be recorded in Clackamas County deed records.

CHARLES LEESON
City Manager

JGB/im

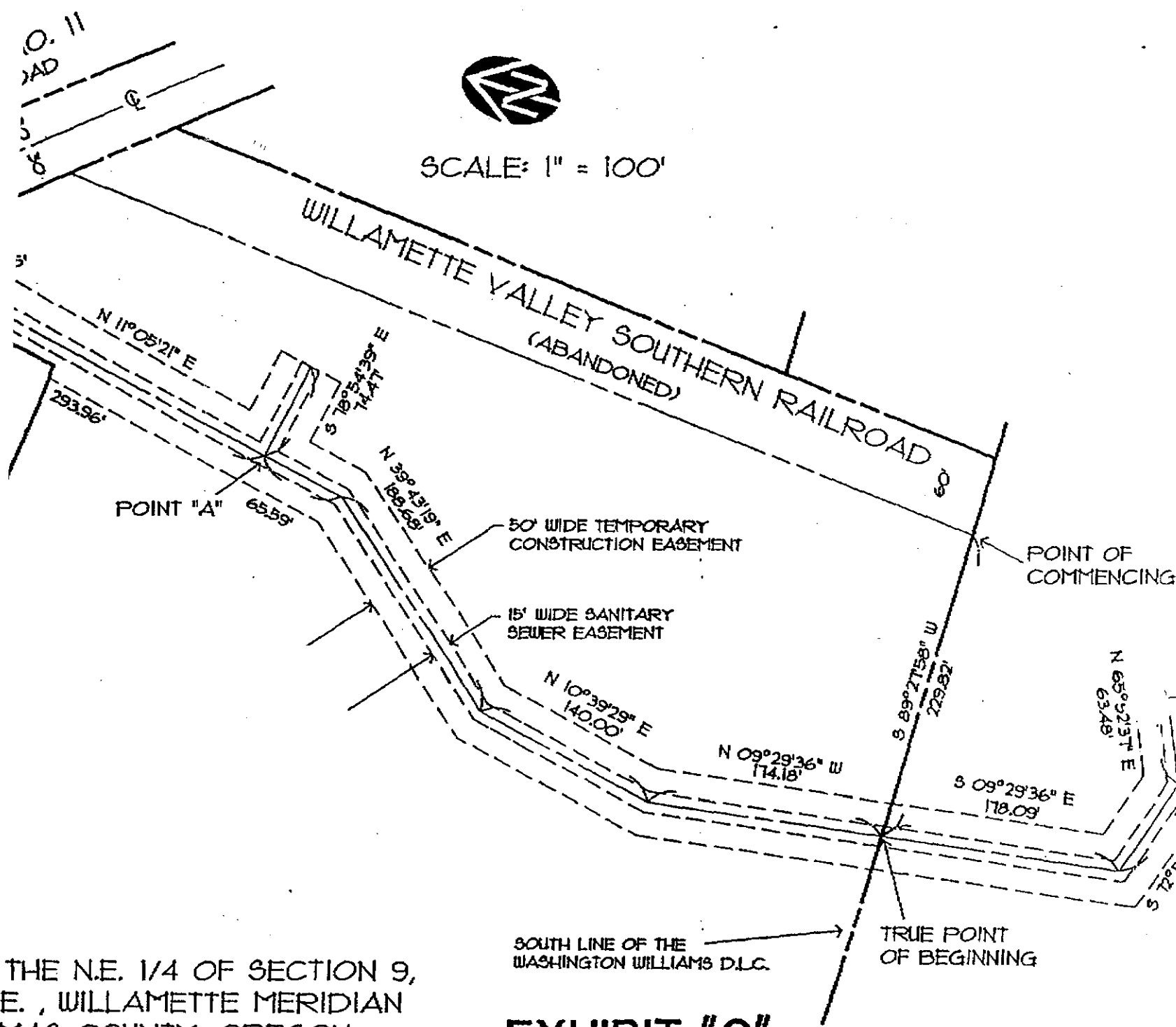
attach.

cc: Development Services Director
John Hawthorne, Civil Engineer

O. 11
DAD



SCALE: 1" = 100'



LOCATED IN THE N.E. 1/4 OF SECTION 9,
T. 3 S., R. 2 E., WILLAMETTE MERIDIAN
CLACKAMAS COUNTY, OREGON

EXHIBIT "C"

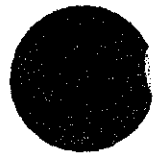
SEWER EASEMENT

1991

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E-1, E-2, San. Sewer Trunk
Clackamas Community College

3-2E-9AB 2500



(purple)

DOG# 91-22130

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Env. 52