

31E 12AC

Lot 1A, Block 2
ASQUITH ESTATES

CITY OF OREGON CITY, OREGON

PUBLIC UTILITY(S) EASEMENT

KNOW ALL MEN BY THESE PRESENTS, THAT Steven A. Bartell, Tempie Bartell, Robert A. Bigej, Mary A. Schoenborn, Jeri T. Knudson, and Carol J. Thorpe hereinafter called the GRANTOR, do 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 S.T.E.P. system 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, 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, parking area, 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

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 7th day of December, 1990; 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

Steven A. Bartell
Signer's Name - Steven A. Bartell

Tempie A. Bartell
Signer's Name - Tempie A. Bartell

Robert A. Bigej
Signer's Name - Robert A. Bigej

Mary A. Schoenborn
Signer's Name - Mary A. Schoenborn

Jeri T. Knudson
Signer's Name - Jeri T. Knudson

Carol J. Thorpe
Signer's Name - Carol J. Thorpe

(if executed by a corporation
affix corporate seal)

(OFFICIAL SEAL)

Personal Acknowledgment
STATE OF OREGON

County of Clackamas) ss.

Personally appeared the above
named Temple Bartell and
acknowledged the foregoing
instrument to be a
voluntary act and deed.

Before me:

William B. Finnegan
NOTARY PUBLIC FOR OREGON

My Commission Expires: 3-09-92



Temple Bartell
16225 S. Archer Drive
Oregon City, OR 97045
(Grantor's Name and Address)

Personal Acknowledgement
STATE OF OREGON

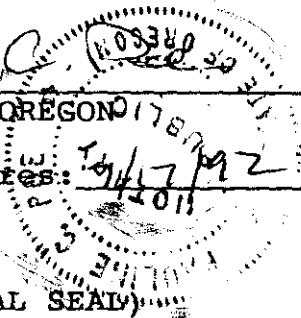
County of Clackamas) ss.

Personally appeared the above
named Mary A. Schoenborn and
acknowledged the foregoing
instrument to be her
voluntary act and deed.

Before me:

Pauline C. Poe
NOTARY PUBLIC FOR OREGON

My Commission Expires: 4/17/92



Mary A. Schoenborn
417 Tower Rd
Medalla, OR 97038
(Grantor's Name and Address)

Personal Acknowledgment
STATE OF OREGON

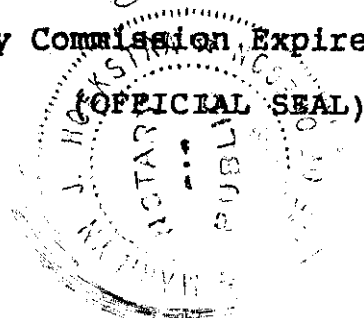
County of Multnomah) ss.

Personally appeared the above
named Steven A. Bartell and
acknowledged the foregoing
instrument to be his
voluntary act and deed.

Before me:

Marjorie J. Sandsten
NOTARY PUBLIC FOR OREGON

My Commission Expires: 11/30/93



Personal Acknowledgement
STATE OF OREGON

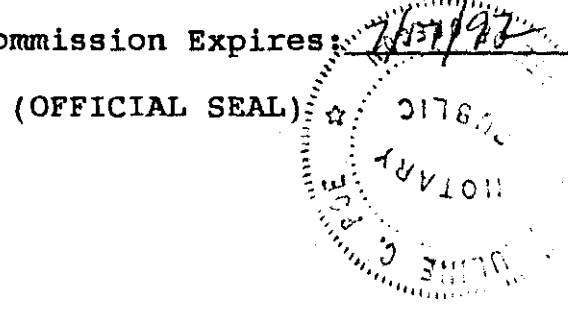
County of Clackamas) ss.

Personally appeared the above
named Teri T. Knudson and
acknowledged the foregoing
instrument to be her
voluntary act and deed.

Before me:

Pauline C. Poe
NOTARY PUBLIC FOR OREGON

My Commission Expires: 4/17/92



(Grantor's Name and Address)

Personal Acknowledgment
STATE OF OREGON

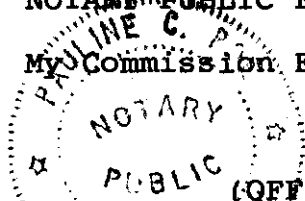
County of CLACKAMAS) ss.

Personally appeared the above
named Robert A. Biggs and
acknowledged the foregoing
instrument to be his
voluntary act and deed.

Before me:

Pauline C. Poe
NOTARY PUBLIC FOR OREGON

My Commission Expires: 7/17/92



(OFFICIAL SEAL)

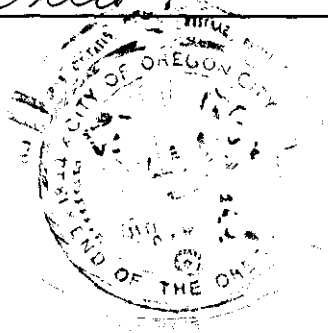
Robert A. Biggs
10455 Beutel Rd
Oregon City OR 97045
(Grantor's Name and Address)

City of Oregon City
320 Warner-Milne Road
Oregon City, Oregon 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.

David D. Spear
Mayor

John K. Elliott
City Recorder



Jeri T. Rhudson
14805 Arista Dr.
Bladstone OR 97027
(Grantor's Name and Address)

Personal Acknowledgment
STATE OF OREGON

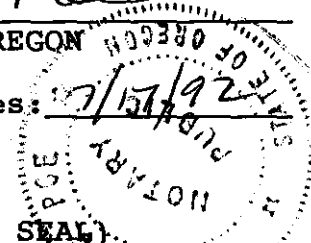
County of Clackamas) ss.

Personally appeared the above
named Carol J. Thorpe and
acknowledged the foregoing
instrument to be her
voluntary act and deed.

Before me:

Pauline C. Poe
NOTARY PUBLIC FOR OREGON

My Commission Expires: 7/17/92



(OFFICIAL SEAL)

Carol J. Thorpe
2604 Pimlico Terrace
West Linn OR 97068
(Grantor's Name and Address)

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

Lot 1A, Block 2
Asquith Estates

LEGAL DESCRIPTION FOR
SANITARY S.T.E.P SYSTEM

A portion of Lot 1A, Block 2, of the duly recorded plat of "ASQUITH ESTATES", situated in the Northeast quarter of Section 12, Township 3 South, Range 1 East of the Willamette Meridian, Clackamas County, Oregon, being more particularly described as follows:

BEGINNING at the most northerly corner of said Lot 1A; THENCE Southeasterly along the Northeasterly line of said Lot 1A, a distance of 10.0 feet to a point; THENCE Southwesterly parallel with the Northwesterly line of said Lot 1A, a distance of 20.0 feet to a point; THENCE Northwesterly parallel with the Northeasterly line thereof a distance of 10.0 feet to a point in the Northwesterly line of said Lot 1A; THENCE Northeasterly along said Northwesterly line a distance of 20.0 feet to the POINT OF BEGINNING.

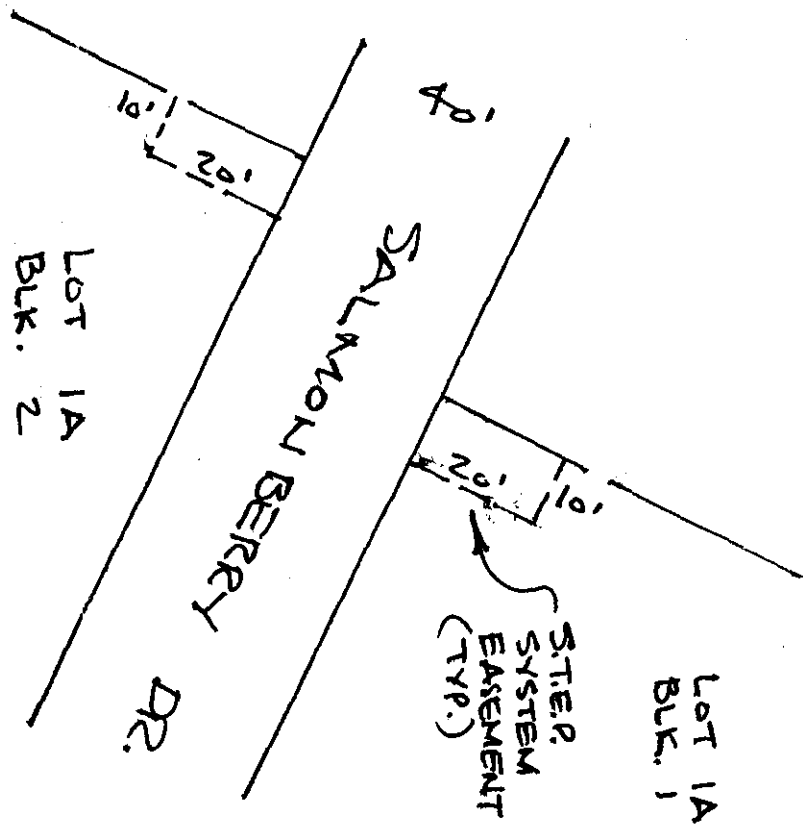
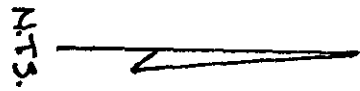
EXHIBIT "A"

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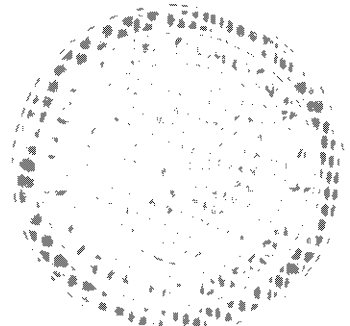
EXHIBIT "B"

SKETCH FOR LEGAL DESCRIPTION

SAUITARY S.T.E.P. SYSTEM EASEMENT



91 JAN -9 PM 2:46



Witness my hand and seal affixed

John F. Kauffman

JOHN F. KAUFFMAN
County Clerk

Recording Certificate
CCP-R4 (rev. 12/86)

91 01267

6



CITY OF OREGON CITY

INCORPORATED 1844

COMMISSION REPORT

FOR AGENDA 14

DATED

December 19, 1990

1 of 1

TO THE HONORABLE MAYOR AND COMMISSIONERS

Page

Subject: Public Utility Easement and Report No. 90-312
Non-Remonstrance Agreement Acceptance
Salmonberry Drive "STEP" System

On the December 19, 1990 City Commission agenda are public utility easements and non-remonstrance agreements for the Salmonberry Drive "STEP" System project for Commission acceptance.

It is recommended that the Commission adopt a motion approving the public utility easements and non-remonstrance agreements and authorizing the Mayor and City Recorder to execute respectively. If the documents are not delivered to the City in time for packet distribution they will be handed out at the Commission meeting.

CHARLES LEESON
City Manager

JGB/im

attach.

cc: Development Services Director
Engineering Division

SANITARY "STEP" SYSTEM

1991

Asquith Estates
Lot 1A, Block 2

104

3-~~1~~E-12 AC 100,500

DOC# 91-01267

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