

25-

T.L. 10:
3-2E-81

CITY OF OREGON CITY, OREGON
PUBLIC UTILITY(S) EASEMENT

KNOW ALL MEN BY THESE PRESENTS, THAT Health Resources Inc.

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 water line 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.

The true consideration of this conveyance is one dollar and other good and valuable consideration, 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 ____ 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

Health Resources, Inc.

Corporation/Partnership Name

Signer's Name

 President

Signer's Name, Title

(if executed by a corporation
affix corporate seal)

Signer's Name, Title

Signer's Name, Title

Personal Acknowledgment
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)

(Grantor's Name and Address)

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

(Grantee's Name and 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.

David D. Spear
Mayor
Alan K. Elliott
City Recorder

After Recording Return to:

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

Corporate Acknowledgment
STATE OF OREGON)
County of Washington) ss.

Personally appeared Steven
Schaffner and _____
who being duly sworn, each for
himself and not one for the other
did say that the former is the _____
_____ president and that the latter is
the _____ secretary of _____
Health Resources, 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:

Ray Trany
NOTARY PUBLIC FOR OREGON

My Commission Expires: 5/9/91

(OFFICIAL SEAL)

Space reserved for County
Record's Office

EXHIBIT "A"

LEGAL DESCRIPTION FOR WATER LINE EASEMENT

A 10 foot strip of land situated in the Northwest quarter of Section 8, Township 3 South, Range 2 East of the Willamette Meridian, Clackamas County, State of Oregon, being 5 feet on each side of the following described centerline:

COMMENCING at the intersection of the Northwesterly line of Gaffney Lane (40 feet wide) and the Southwesterly line of Molalla Avenue (60 feet wide); THENCE S. $39^{\circ} 22' 30''$ W. along the Northwesterly line of said Gaffney Lane a distance of 609.44 feet to a point 5.00 feet Northeasterly (when measured at right angles) of the Southwesterly line of that certain tract of land conveyed to Development Enterprises, Inc., by deed recorded under Recorder's Fee No. 88-04780 and the POINT OF BEGINNING of the centerline herein to be described; THENCE N. $30^{\circ} 12' 55''$ W. parallel with the Southwesterly line of said Development Enterprises, Inc., tract a distance of 280.00 feet to an angle point; THENCE N. $59^{\circ} 47' 05''$ E. a distance of 30.00 feet to the terminus of said centerline.



CITY OF OREGON CITY
INCORPORATED 1844

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FOR AGENDA
DATED -

February 7, 19

Page 1 of 1

COMMISSION REPORT

TO THE HONORABLE MAYOR AND COMMISSIONERS

**Subject: Camlu Expansion
Deed of Dedication and
Public Utility Easement Acceptance**

Report No. 90-22

On the February 7, 1990 City Commission agenda is a deed dedication and public utility easement from Health Resources, Inc., for Commission acceptance. The dedication and easement conveyance were conditions of permit approval. Attached are the executed documents for Commission review.

It is recommended that a motion be adopted accepting the documents and the Mayor and City Recorder be authorized to execute respectively. Following execution the City Recorder will record in Clackamas County Deeds Records.

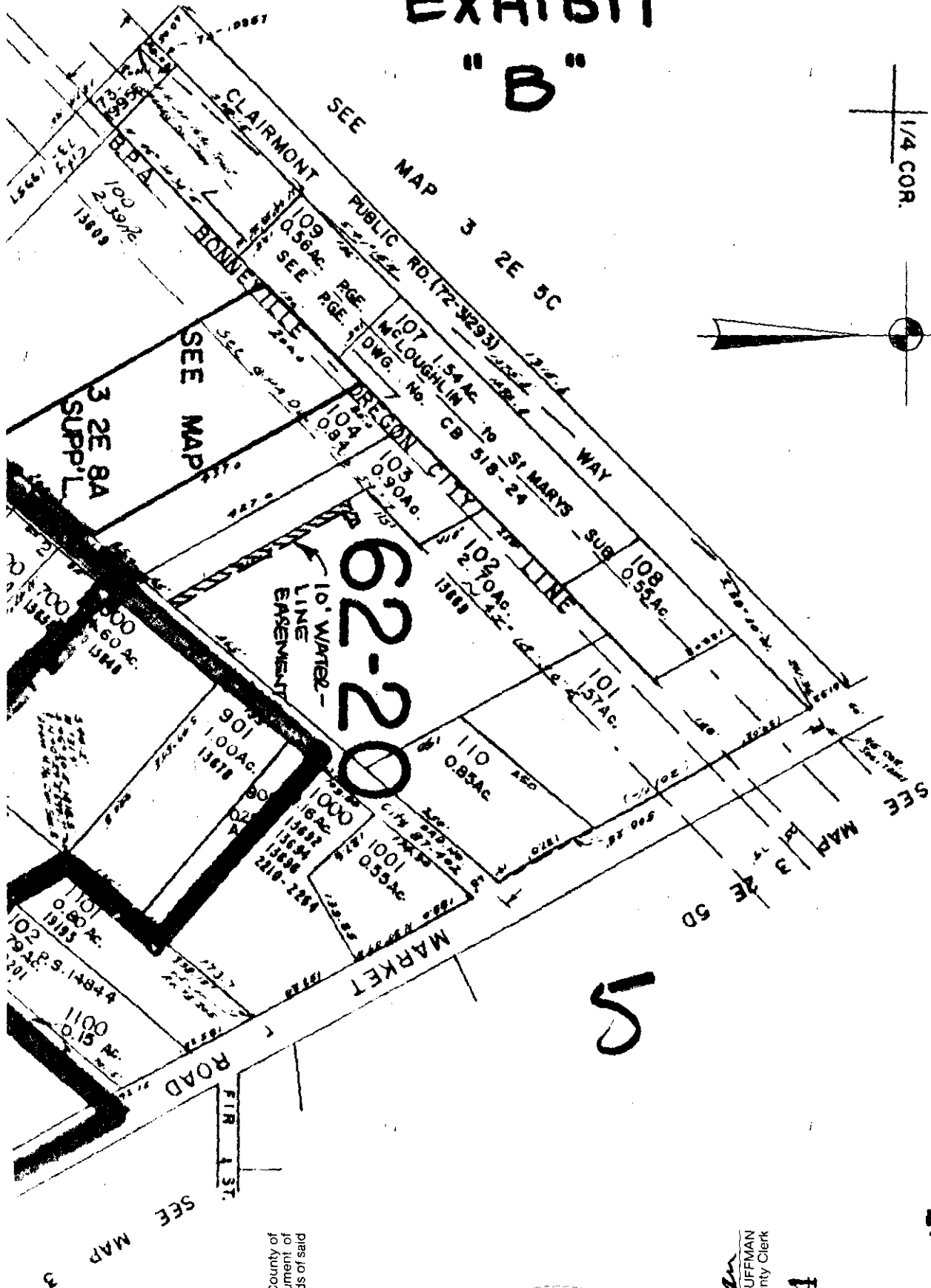
**THOMAS FENDER III
City Manager**

JGB:im

attach.

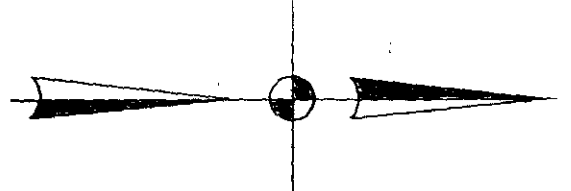
cc: **Development Services Director
John Hawthorne, Civil Engineer**

EXHIBIT "B"



13500

1/4 COR.



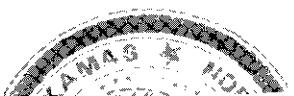
NE 1/4 SEC. 8 T.3S. R.2E. W.1
CLACKAMAS COUNTY

1" = 200'

13800

574

John
N. F. KAUFFMAN
County Clerk



for the County of
the instrument of
the records of said

15-01