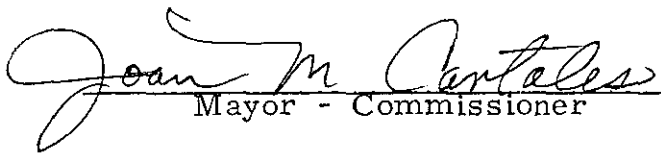


RESOLUTION NO. 82-4

WHEREAS, it is necessary in connection with the construction and operation of improvements with Tri-City Service District that certain easements be obtained as set forth in EXHIBIT A attached hereto and by this reference incorporated herein, .

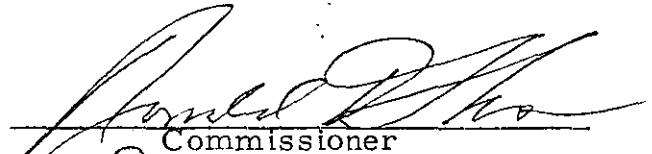
NOW THEREFORE BE IT RESOLVED by the City Commission of Oregon City that the City Recorder be authorized to accept said easement and the conditions thereof on behalf of the City.

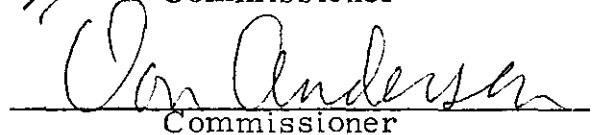
Adopted, signed and approved this ^{3rd} ~~XXX~~ day of ^{March} ~~February~~, 1982.


Mayor - Commissioner


Commissioner


Commissioner


Commissioner


Commissioner

Comprising the City Commission
of Oregon City, Oregon

16-

E A S E M E N T

KNOW ALL MEN BY THESE PRESENTS, That HOWARD E. WHITE, hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto OREGON CITY, a municipal corporation of the State of Oregon, hereinafter called grantee, and unto grantee's heirs, successors and assigns, the following described real property situated in the County of Clackamas and State of Oregon, to-wit:

An easement for the installation and maintenance of underground utilities together with the right to temporarily utilize adjacent property necessary for initial construction with the surface to be restored to its comparable pre-existing condition, described as follows:

Beginning at the S.E. corner of that tract of land conveyed to Oregon City, a municipal corporation, in Book 595, page 127 of Clackamas County Deed Records. Said S.E. corner being more particularly described as follows:

Commencing at a Brass Screw located at the intersection of Oregon State Secondary Highway No. 215 (Oregon City to Molalla), and Clackamas County Market Road No. 11, and which intersection is North 89° 15' East a distance of 3693.04 feet from the N.W. corner of the Vance D.L.C. No. 51, in T. 3 S., R. 2 E., W.M., when measured along the North boundary of the said Vance Claim, and South 28° 31' East a distance of 702.65 feet measured along the center line of said State Highway 215, said Brass Screw also being the point of intersection of a 1° curve to the S.W. on said Highway 215; thence, South 30° 10' East a distance of 344.56 feet; thence, continuing South 30° 10' East a distance of 115.44 feet; thence, North 88° 53' 30" East a distance of 119.48 feet to the S.E. corner of said Oregon City tract and the TRUE POINT OF BEGINNING; thence, North 30° 10' West along the East line of Oregon City tract 11.44 feet; thence, North 88° 53' 30" East parallel with the South line of that tract conveyed to Howard White in Fee No. 77-5018, Clackamas County Deed Records - 251.50 feet; thence, at a right angle to the preceding course, North 1° 06' 30" West 15.00 feet to the right-of-way line of Market Road No. 11 (Beaver Creek Road); thence, South 60° 56' East along said right-of-way line 49.74 feet to the intersection of said right-of-way line and the aforementioned South line of the Howard White tract; thence, South 88° 53' 30" West along said South line of the Howard White tract 288.95 feet to the True Point of Beginning.

To Have and To Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer stated in terms of dollars is \$ 10 and other good and valuable consideration.


Grantor agrees to convey an additional easement for the same purposes at such time as the grantee in cooperation with the TRI-CITY SERVICE DISTRICT is ready to begin construction of a trunk line, which is contemplated to be within five years, said easement described as follows:

Beginning at a point on the East line of that tract of land conveyed to Oregon City, a municipal corporation, in Book 595, page 127 of Clackamas County Deed Records, said point of beginning being more particularly described as follows:

Commencing at a Brass Screw located at the intersection of Oregon State Secondary Highway No. 215 (Oregon City to Molalla), and Clackamas County Market Road No. 11, and which intersection is North 89° 15' East a distance of 3693.04 feet from the Northwest corner of the Vance D.L.C. No. 51, in T. 3 S., R. 2 E., W.M., when measured along the North boundary of the said Vance Claim, and South 28° 31' East, a distance of 702.65 feet measured along the center line of said State Highway 215, said Brass Screw also being the point of intersection of a 1° curve to the Southwest on said Highway 215; thence, South 30° 10' East a distance of 344.56 feet; thence, continuing South 30° 10' East a distance of 115.44 feet; thence, North 88° 53' 30" East a distance of 119.48 feet; North 30° 10' West, 11.44 feet and the TRUE POINT OF BEGINNING; thence, North 30° 10' West along the East line of Oregon City tract 17.16 feet; thence, North 88° 53' 30" East parallel with the South line of that tract of land conveyed to Howard White in Fee No. 77-5018 Clackamas County Deed Records 259.84 feet to the Southerly right-of-way line of Market Road No. 11 (Beaver Creek Road); thence, South 1° 06' 30" East 15.00 feet to a point 10.00 feet North of the South line of said Howard White Tract; thence, South 88° 53' 30" West 251.50 feet to the True Point of Beginning.

Construction will commence and proceed expeditiously and at the completion thereof and when said trunk line is operational, grantee will release to grantor all its interest in easement described in Book 595, page 127, Deed Records of Clackamas County, Oregon.

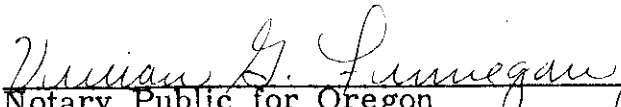
18th IN WITNESS WHEREOF, the grantor has executed this instrument this day of February, 1982.


Howard E. White

STATE OF OREGON)
) ss.
County of Clackamas)

On this day of February, 1982, personally appeared the above named HOWARD E. WHITE and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:


Notary Public for Oregon
My Commission Expires: 3-09-84

After recording return to:
City of Oregon City
P. O. Box 631
Oregon City, OR 97045

2

The City of Oregon City as grantee hereby accepts and agrees to the terms of the foregoing easement.

OREGON CITY, a municipal corporation
of the State of Oregon

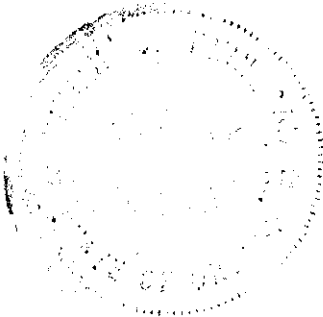
By *Jean K. McNulty*
JEAN K. McNULTY, City Recorder

STATE OF OREGON)
) ss.
County of Clackamas)

On this 4 day of ~~February~~ ^{March}, 1982, personally appeared the above named
JEAN K. McNULTY, City Recorder of Oregon City, and acknowledged the fore-
going instrument to be the voluntary act and deed of said City.

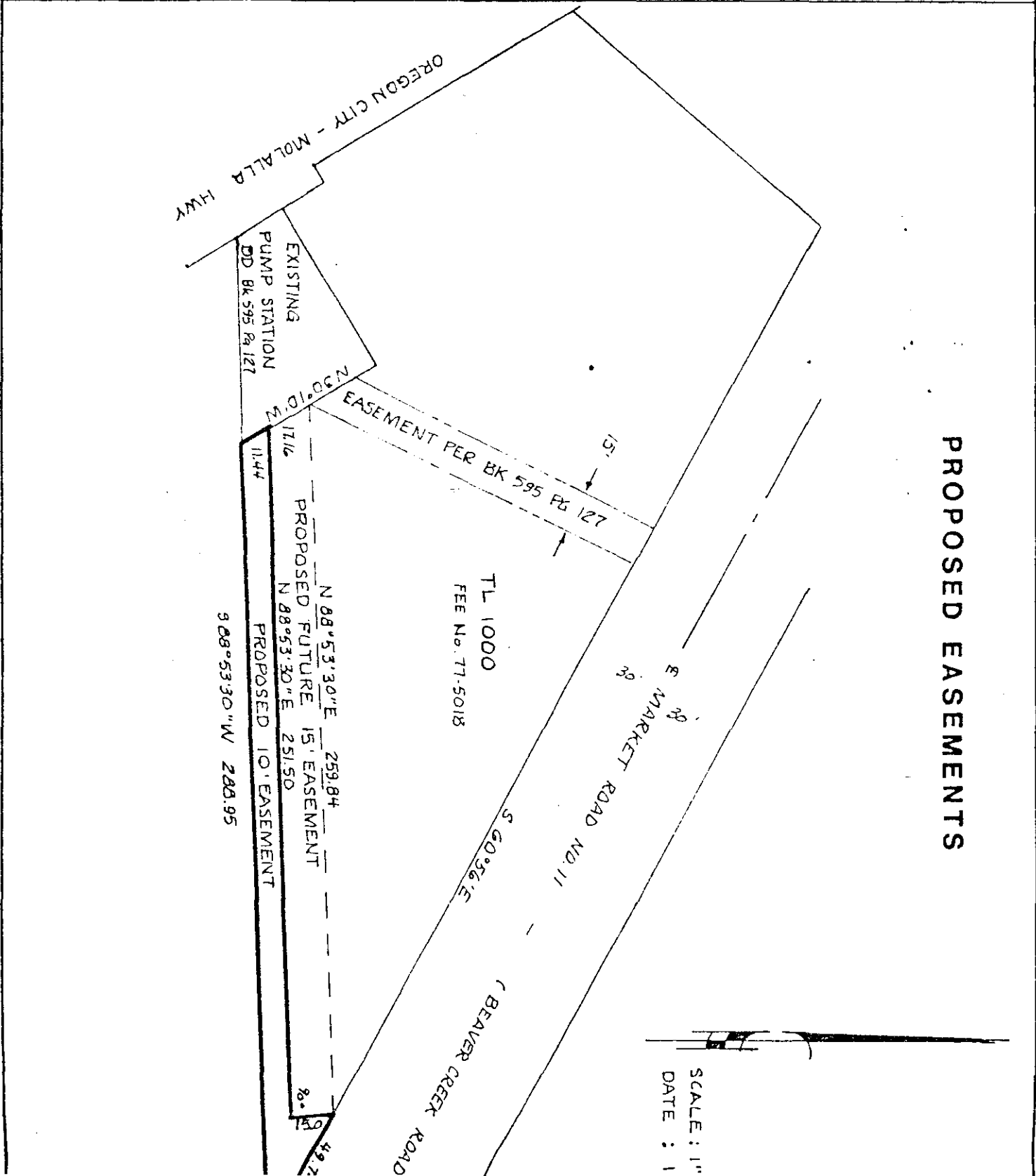
Before me:

William G. Lunnegren
Notary Public for Oregon
My Commission Expires: 3-09-84



3

<p>Survey situated in:</p> <p>S.E. 1/4 of the 1/4 of Section 5</p> <p>DLC SAMUEL VANCE</p> <p>T. 3 S. , R. 2 E. , W.M.,</p> <p>CLACKAMAS County,</p> <p>Oregon</p>	<p>GEORGE B. CATHEY AND ASSOCIATES, INC.</p> <p>19155 S.E. McLoughlin Boulevard</p> <p>GLADSTONE, OREGON, 97027</p> <p>503 655-7890</p>	<p>Subdivisions Legals</p> <p>Lot Surveys</p> <p>Topographics Construction</p>
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Utility Easement

3-2E-5D 1000

HOWARD E. White 1982

DOC# 826488

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Env. 254