

AFTER RECORDING RETURN TO:

Clackamas County Official Records  
Sherry Hall, County Clerk

2013-001227

7P  
ASST. City Recorder, ~~Nancy Ide~~ Kelly Burgoyne  
City of Oregon  
P.O. Box 3040  
Oregon City, Oregon 97045-0304



01646305201300012270070075

\$78.00

01/08/2013 09:46:09 AM

D-E Cnt=1 Str=6 KARLYNWUN  
\$35.00 \$16.00 \$17.00 \$10.00

Map No.: 2-2E-29CD

Tax Lot No.: 400

City File No.: BB10-0228 & 0229

Grantor's name and address: Rowland, Fay Evelyn

**CITY OF OREGON CITY, OREGON  
PUBLIC UTILITY(S) EASEMENT  
(Temporary and Permanent)**

**KNOW ALL BY THESE PRESENTS, THAT** Fay Evelyn Rowland  
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 **Storm Drainage**  
**Facilities** 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.

The GRANTORS bargain, sell, convey, transfer, and deliver unto CITY a temporary  
easement and right-of-way upon, across, and under so much of the aforesaid land as described  
as:

See attached Exhibit "C" Legal Description and attached Exhibit "D" Sketch for Legal  
Description.

It being understood that said temporary easement is only for the original excavation and  
construction of said utility 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 granted herein shall expire on October 1, 2012, subject to  
extension upon written agreement of the parties

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 which permission shall not be  
unreasonably withheld. However, utilities or other uses within the easement area which do not  
interfere with the City's easement shall be allowed.

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. Upon completion of

the construction, the boundaries of the permanent easement granted herein may be modified by written agreement of the parties.

The true consideration of this conveyance is \$1.00, the receipt of which is hereby acknowledged by GRANTOR.

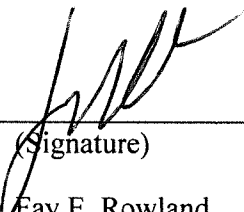
And the GRANTOR above named hereby covenants to and with the CITY, and CITY's successors in interest and assigns that GRANTOR is lawfully seized in fee simple of the above granted premises, free from all encumbrances (no exceptions) and that GRANTOR and their heirs and personal representatives shall 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 instrument 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 25 day of MAY, 2012; 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.

**NOTICE: No stamp or corporate seal is allowed over any typed information.**

Individuals, general partnerships

  
\_\_\_\_\_  
(Signature)  
\_\_\_\_\_  
Fay E. Rowland  
(Signer's Printed Name)

\_\_\_\_\_  
(Signature)  
\_\_\_\_\_  
(Signer's Printed Name)  
  
(if executed by a corporation  
affix corporate seal below)

**NOTICE TO NOTARIES:** No notary stamp or corporate seal is allowed over any typed information.

Personal Acknowledgment

STATE OF Florida )  
 ) ss.  
County of Sarasota )

Personally appeared the above named

Faye E. Rowland  
May 25, 2012

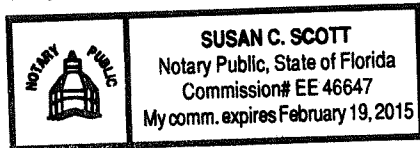
and acknowledged the foregoing instrument to  
be his/her voluntary act and deed.

Before me:

NOTARY PUBLIC FOR ~~OREGON~~ Florida.

WITNESS my hand and official seal.

Susan C. Scott  
Notary's signature  
My Commission Expires: Feb. 19, 2015  
Stamp seal below



(Grantor's Name and Address)

**City of Oregon City**  
**625 Center Street**  
**P.O. Box 3040**  
**Oregon City, OR 97045-0304**

(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 any taxes, liens, and  
encumbrances.

Mayor

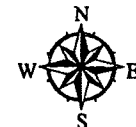
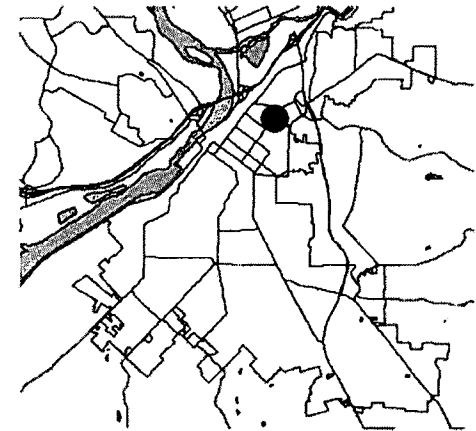
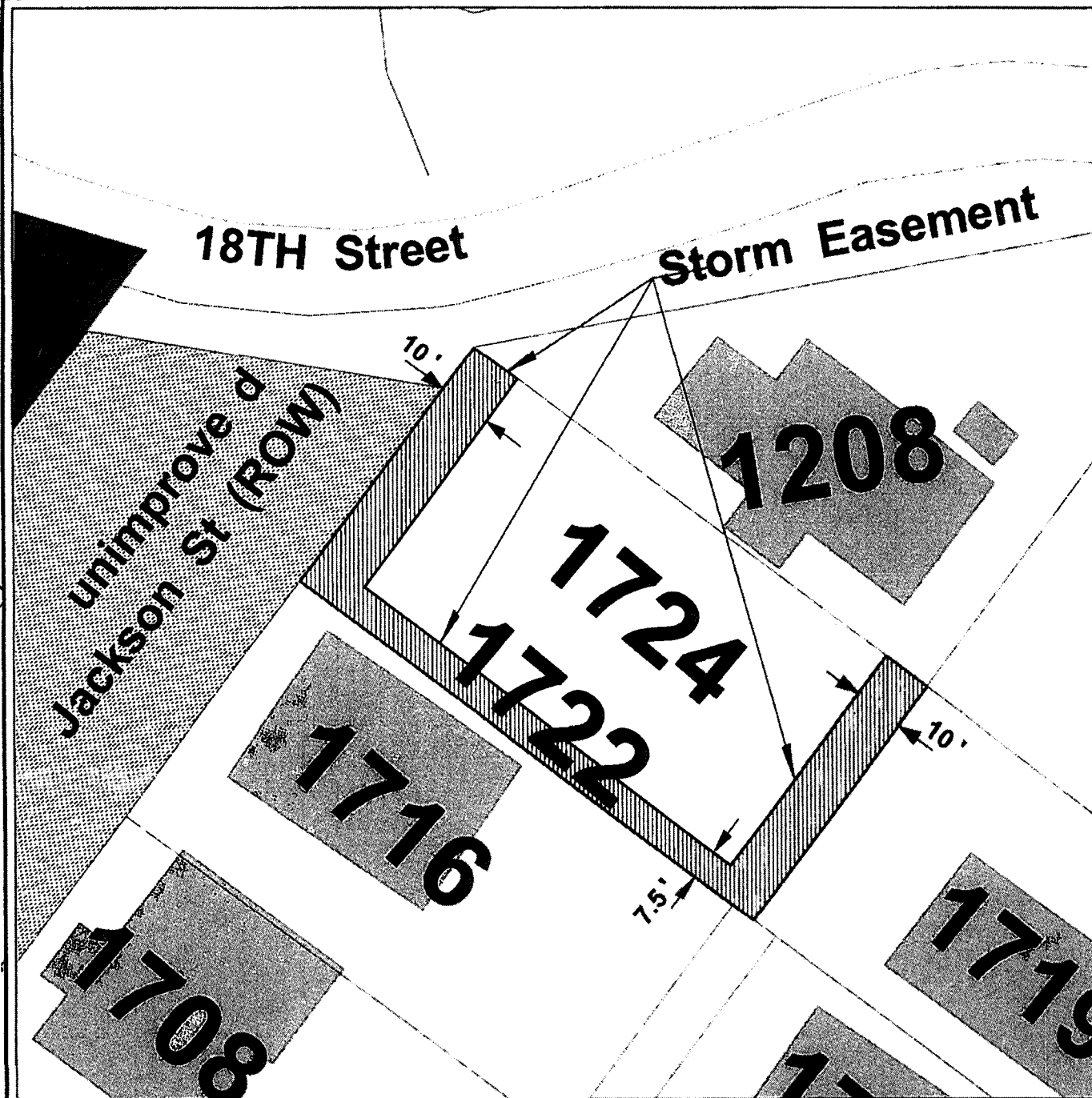
City Recorder

**LEGAL DESCRIPTION**  
**(permanent easement)**

The southwesterly (southwest side) 7.5 feet with the southeasterly (rear) 10 feet and the northwesterly (front) 10 feet of that property described per Clackamas County, Oregon, Recorder's Deed Document No. 2010-046140, known as 1722 and 1724 Jackson Street (Tax Lot 400 of Tax Map 2-2E-29CD) located in the City of Oregon City, Clackamas County, Oregon.

***EXHIBIT "A"***

# EXHIBIT "B"



City of Oregon City  
P.O. Box 3040  
625 Center St  
Oregon City, OR 97045  
(503) 657-0891  
[www.orcity.org](http://www.orcity.org)

This map is not suitable for survey, engineering, or navigation purposes. Errors and omissions may exist.

Map created with OCeditMap 2011

06/16/2011

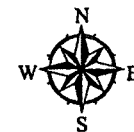
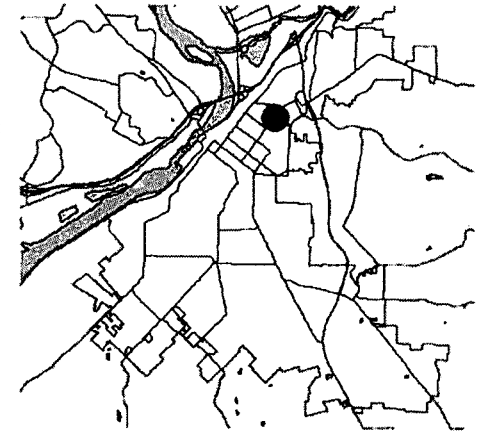
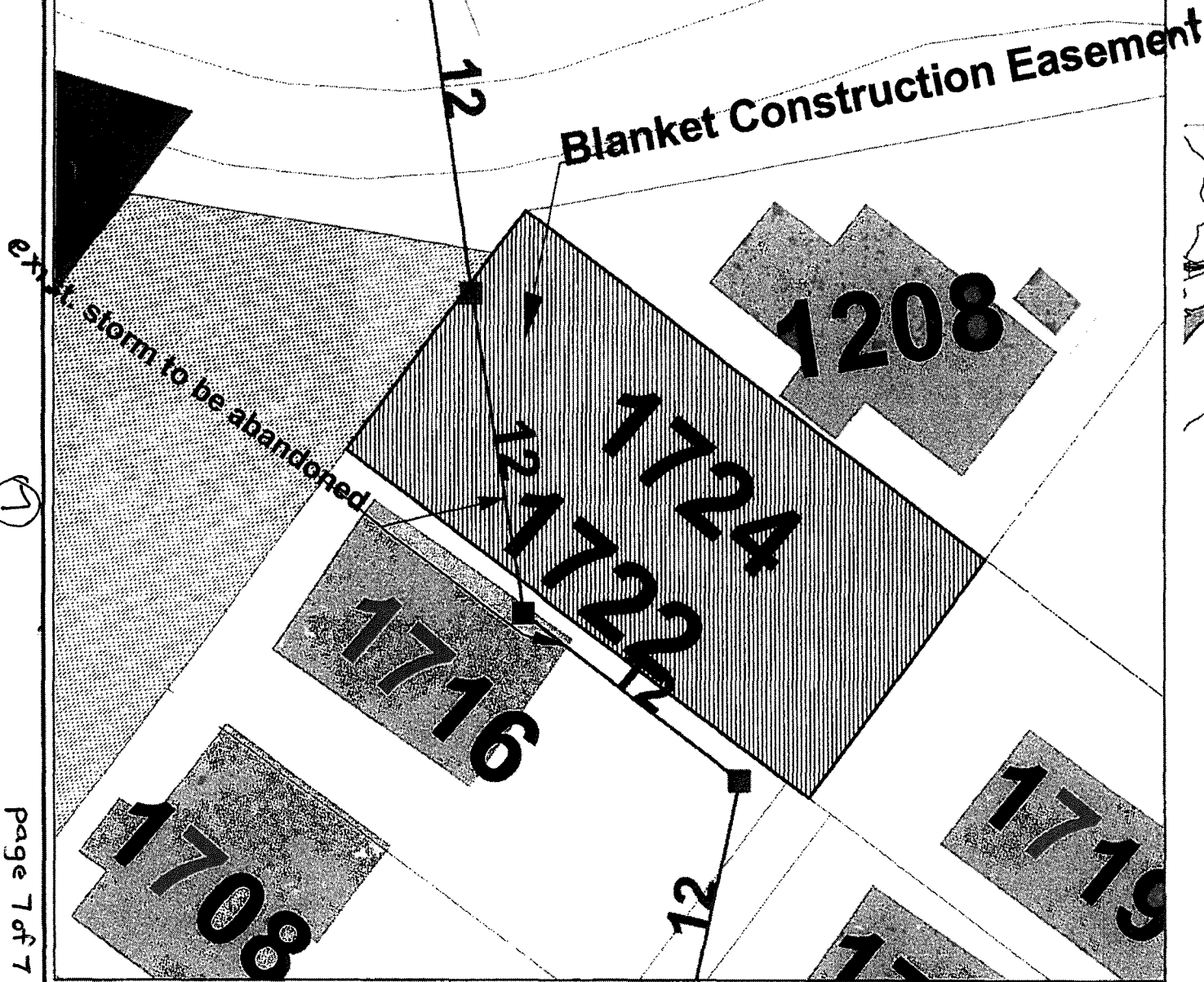
## **LEGAL DESCRIPTION**

### **(temporary easement)**

A blanket temporary construction easement over the entirety of that property described per Clackamas County, Oregon, Recorder's Deed Document No. 2010-046140, known as 1722 and 1724 Jackson Street (Tax Lot 400 of Tax Map 2-2E-29CD) located in the City of Oregon City, Clackamas County, Oregon.

***EXHIBIT "C"***

# Exhibit "D"



City of Oregon City  
P.O. Box 3040  
625 Center St  
Oregon City, OR 97045  
(503) 657-0891  
[www.oregoncity.org](http://www.oregoncity.org)

This map is not suitable for survey, engineering, or navigation purposes. Errors and omissions may exist.

Map created with OCeditMap 2011

06/16/2011