

60
AFTER RECORDING RETURN TO:

City of Oregon City, City Recorder
P.O. Box 3040
Oregon City, Oregon 97045-0304



02385919202000878000060062

\$118.00

10/21/2020 10:00:00 AM

D-E Cnt=1 Stn=9 COUNTER1
\$30.00 \$16.00 \$62.00 \$10.00

Planning No.: N/A

Tax Map & Lot: 2-2E-32AC-00201

GRANTOR: Providence Health & Services Oregon

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

KNOW ALL BY THESE PRESENTS, THAT Providence Health & Services Oregon, hereinafter called "**Grantor**", does hereby grant unto the City of Oregon City, hereinafter called the "**City**", and its successors in interest and assigns, a permanent easement, including the permanent right to construct, reconstruct, operate, and maintain utilities within the easement, described as follows:

See attached **Exhibit A** Legal Description, and

Exhibit B Drawing for Legal Description

TO HAVE AND TO HOLD, the above described easement unto the CITY, its successors in interest and assigns forever.

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 all loss, cost, or damage arising out of the exercise of the rights granted herein.

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 for other value given, 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 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 Permittee has executed this instrument this 29 day of September, 2020. The person(s) whose name(s) is/are subscribed to the within instrument acknowledge that he/she/they executed the instrument in his/her/their legally authorized capacity(ies), and that by his/her/their signature(s) on the instrument, the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

[Signature Page(s) Follow]

GRANTOR: Providence Health & Services Oregon
As shown on Page 1 (name of organization or individual property owner(s))

[Signature]
Signature No. 1

Kerrie Bartel-Christensen, Executive Director

Signer printed name, Title (if any)

Signature No. 2

Signer printed name, Title (if any)

STATE OF OREGON)

County of Clackamas)

This record was acknowledged before me on (date) September 29, 20 20

by Kerrie Bartel-Christensen

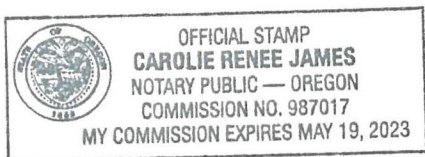
Signer's printed name

as Executive Director, Reso, Providence Health & Services OR

Title and (if applicable) Name of Corporation or Party on whose behalf the record is executed

Stamp notary seal:

WITNESS my hand and official seal.



Carolie R James
Signature of Notary Public

My commission expires: May 19, 2023

Accepted on behalf of the City of Oregon City:

Anthony J. Konkol III
By: Anthony J. Konkol III, City Manager

John M. Lewis
By: John M. Lewis, Public Works Director

Kattie Riggs
Attest: Kattie Riggs, City Recorder



AKS ENGINEERING & FORESTRY, LLC
12965 SW Herman Road, Suite 100, Tualatin, OR 97062
P: (503) 563-6151 | www.aks-eng.com

AKS Job #7916

OFFICES IN: BEND, OR - KEIZER, OR - TUALATIN, OR - VANCOUVER, WA

EXHIBIT A

Water Line Easement

Being a tract of land located in the Northeast One-Quarter of Section 32, Township 2 South, Range 2 East, Willamette Meridian, City of Oregon City, Clackamas County, Oregon, and being more particularly described as follows:

COMMENCING at the southwest corner of the Ezra Fisher Donation Land Claim (D.L.C.) No. 44; thence along the west line of said D.L.C. No. 44, North $01^{\circ}49'03''$ East 1538.75 feet to the southwest corner of that tract conveyed to Doctors Hospital Association, Inc., recorded in Book 534, Page 590 of the Deed records of Clackamas County; thence along the south line of said Doctors Hospital Tract same being the northerly line of a tract of land conveyed to Providence Health & Services recorded under Document Number 2012-002879 of the Deed Records of Clackamas County, South $86^{\circ}08'51''$ East 259.61 feet to a line which is parallel with and 10.00 feet westerly of, when measured at right angles to, the east line of said Providence Health & Services tract, and the Point of Beginning of the herein described tract of land; thence continuing along said south line, South $86^{\circ}08'51''$ East 10.01 feet to the northeasterly corner of said Providence Health & Services tract; thence along the easterly line of said Providence Health & Services tract, South $01^{\circ}49'03''$ West 29.97 feet to the northwesterly line of Utility Easement I as recorded in Document Number 2004-107831, Clackamas County Deed Records; thence along said northwesterly easement line, South $26^{\circ}41'02''$ West 23.78 feet to aforementioned parallel line; thence along said parallel line, North $01^{\circ}49'03''$ East 51.90 feet to the Point of Beginning, and containing 409 square feet of land.

The Basis of Bearings is per Survey Number 2004-390 (SN2004-390), Clackamas County Survey Records.

2/26/2020

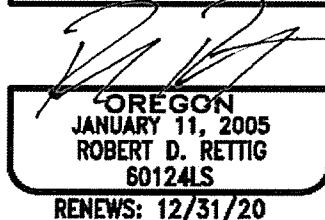
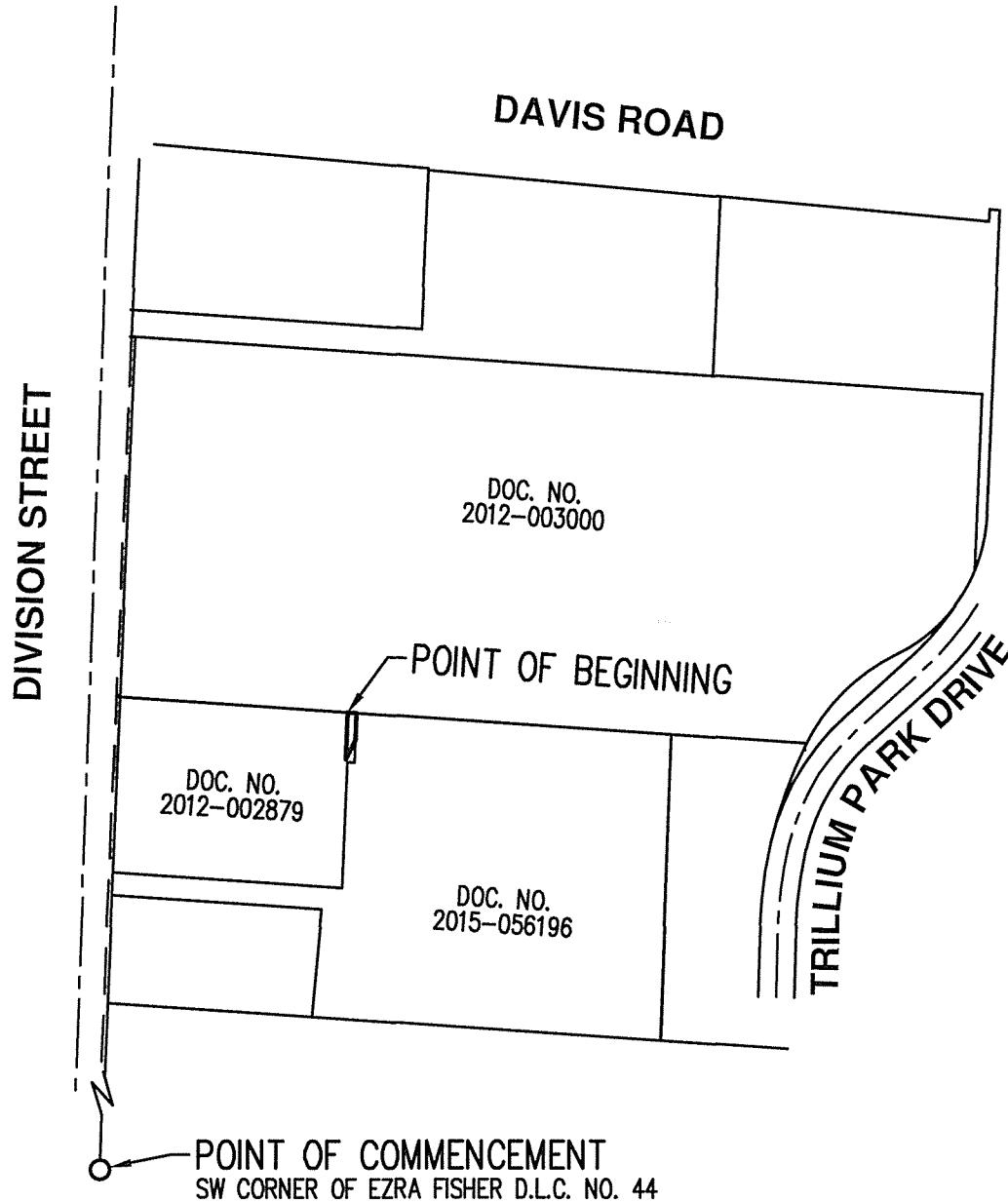


EXHIBIT B

LOCATED IN THE NORTHEAST 1/4 OF SECTION 32,
TOWNSHIP 2 SOUTH, RANGE 2 EAST, WILLAMETTE MERIDIAN,
CITY OF OREGON CITY, CLACKAMAS COUNTY, OREGON

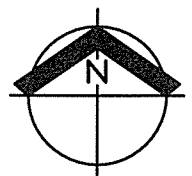


2/26/2020

REGISTERED
PROFESSIONAL
LAND SURVEYOR

PREPARED FOR
CITY OF OREGON CITY
625 CENTER STREET
OREGON CITY, OR 97045

SCALE: 1" = 200 FEET



WATER LINE EASEMENT

EXHIBIT
B

OREGON
JANUARY 11, 2005
ROBERT D. RETTIG
60124LS

RENEWS: 12/31/20

AKS ENGINEERING & FORESTRY, LLC
12965 SW HERMAN RD, STE 100
TUALATIN, OR 97062
503.563.6151 WWW.AKS-ENG.COM

AKS

DRWN: WCB
CHKD: MAD
AKS JOB:
7916

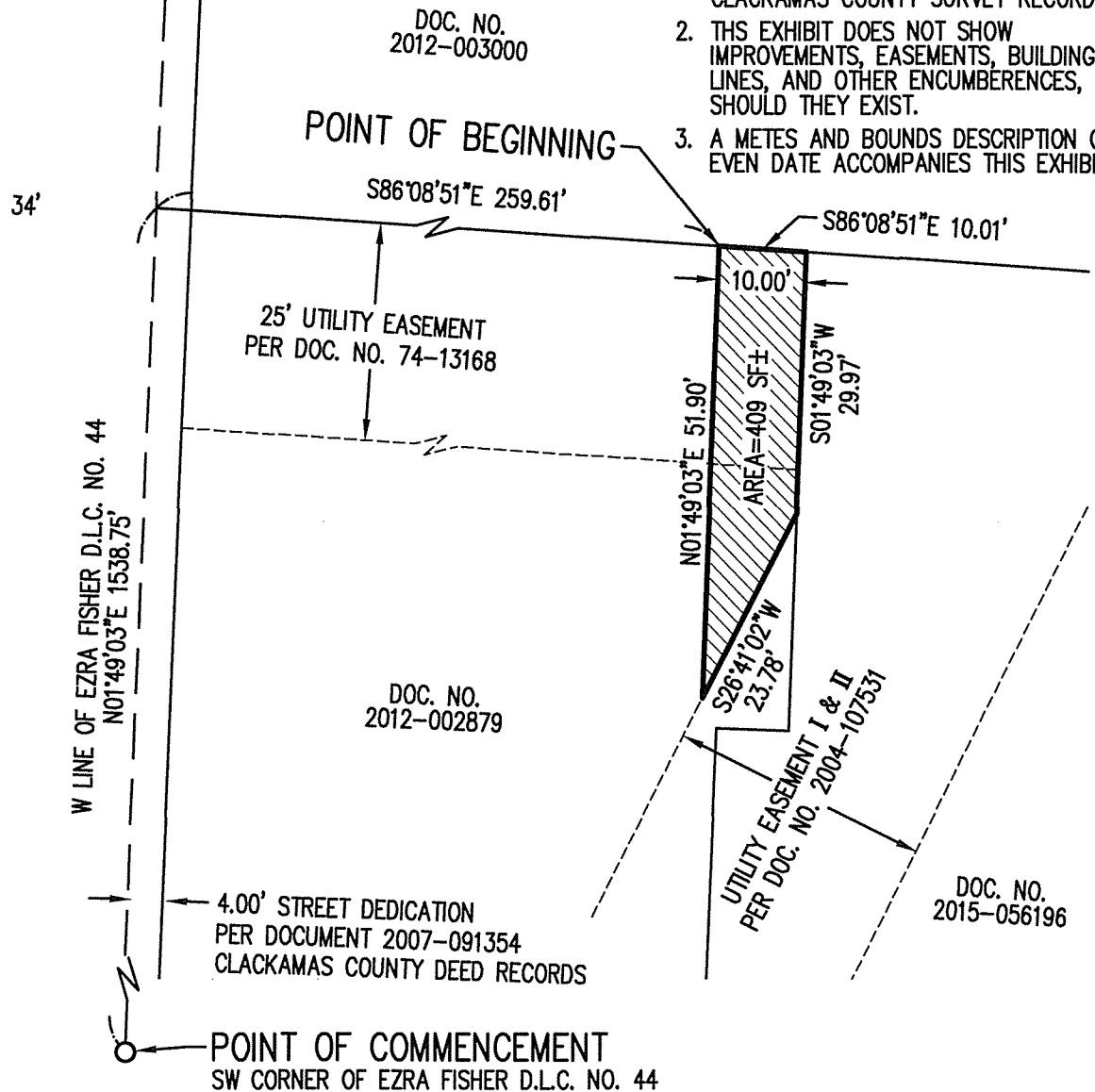
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NOTES:

1. BASIS OF BEARINGS AND BOUNDARY INFORMATION ARE PER SN2004-390, CLACKAMAS COUNTY SURVEY RECORDS.
2. THIS EXHIBIT DOES NOT SHOW IMPROVEMENTS, EASEMENTS, BUILDING LINES, AND OTHER ENCUMBERENCES, SHOULD THEY EXIST.
3. A METES AND BOUNDS DESCRIPTION OF EVEN DATE ACCOMPANIES THIS EXHIBIT.

DIVISION STREET



2/26/2020

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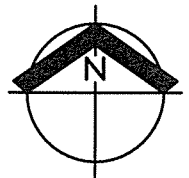
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