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AFTER RECORDING RETURN TO:

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

Planning No.: PR 131-2019

Tax Map & Lot: 3-2E-05BC

GRANTOR: STEVE M. INER

Clackamas County Official Records  
Sherry Hall, County Clerk

2021-058090



02473181202100580900050052

\$113.00

06/15/2021 01:46:54 PM

D-E Cnt=1 Stn=9 COUNTER1  
\$25.00 \$16.00 \$62.00 \$10.00

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

KNOW ALL BY THESE PRESENTS, THAT STEVE M. INER, 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 25<sup>th</sup> day of May, 2021. 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: STEVE MILNER  
As shown on Page 1 (name of organization or individual property owner(s))

[Signature]  
Signature No. 1

STEVE MILNER OWNER  
Signer printed name, Title (if any)

N/A  
Signature No. 2

N/A  
Signer printed name, Title (if any)

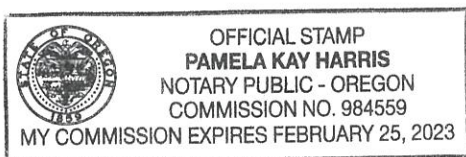
STATE OF OREGON )  
County of Clackamas )

This record was acknowledged before me on (date) May 25,, 2021

by Steve Milner  
Signer's printed name

as owner  
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.

[Signature]  
Signature of Notary Public

My commission expires: 2/25/2023

Accepted on behalf of the City of Oregon City:

[Signature]  
By: Anthony J. Konkol III, City Manager

[Signature]  
By: John M. Lewis, Public Works Director

Katie Riggs  
Attest: Kattie Riggs, City Recorder

## Exhibit A

A Utility Easement in that tract of land described in the Statutory Bargain and Sale Deed recorded as Document 2019-082833, Records of Clackamas County, Oregon, and that lies within the William Holmes Donation Land Claim No. 38 in Section 5, Township 3 South, Range 2 East of the Willamette Meridian, City of Oregon City, County of Clackamas and State of Oregon, said land dedication being more particularly described as follows: Commencing at the intersection of the Southerly right of way line of Warner Street with the Westerly right of way line of Molalla Avenue; Thence South 61 degrees 38 minutes 47 seconds West a distance of 62.00 feet along the Southerly right of way line of Warner Street to the most northerly corner of the above referenced tract; Thence South 28 degrees 08 minutes 29 seconds East a distance of 9.00 feet along the Easterly boundary of the above referenced tract to a point, said point being the TRUE POINT OF BEGINNING of this Utility Easement; Thence South 61 degrees 38 minutes 11 seconds West a distance of 107 feet to a point; Thence South 28 degrees 08 minutes 29 seconds East a distance of 10.00 feet to a point; Thence North 61 degrees 38 minutes 11 seconds East a distance of 107 feet to a point; Thence North 28 degrees 08 minutes 29 seconds West a distance of 10.00 feet to a point, said point being the TRUE POINT OF BEGINNING of this Utility Easement.

Said tract of land contains 1,070 square feet, more or less.

**EXHIBIT B**  
**RIGH T OF WAY DEDICATION**

SOUTHWEST 1/4, NORTHWEST 1/2  
SECTION 5, T.3S. R.2E. W.M.  
OREGON CITY,  
CLACKAMAS COUNTY, OREGON

SCALE: 1" = 50'

