

AFTER RECORDING RETURN TO:

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

Planning No.: PR-000158

Tax Map & Lot: 3-2E-09B-01101

GRANTOR: Public Works, City of Oregon City

Clackamas County Official Records
Sherry Hall, County Clerk

2021-100174



02518456202101001740050052

\$113.00

11/10/2021 09:25:00 AM

D-E Cnt=1 Stn=2 COUNTER3
\$25.00 \$16.00 \$62.00 \$10.00

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

KNOW ALL BY THESE PRESENTS, THAT Public Works, City of Oregon City, 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 5th day of November, 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: Public Works, City of Oregon City

As shown on Page 1 (name of organization or individual property owner(s))



Signature No. 1

Vance Walker , Assistant Public Works Director

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) November 5, 20 21

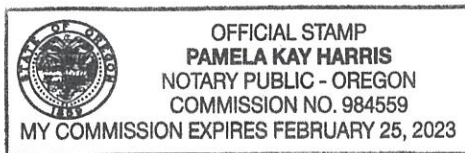
by Vance Walker

Signer's printed name

as Assistant Public Works Director

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.



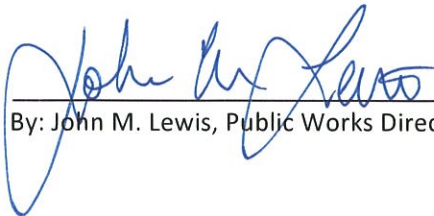
Signature of Notary Public

My commission expires: 4/25/2023

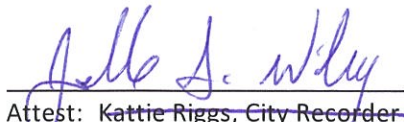
Accepted on behalf of the City of Oregon City:



By: Anthony J. Konkol III, City Manager



By: John M. Lewis, Public Works Director



Attest: ~~Kattie Riggs, City Recorder~~

Jakob Wiley, Asst. City Recorder



EXHIBIT "A"

SHEET 1 OF 2

PUBLIC UTILITY EASEMENT

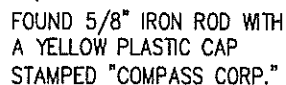
A TRACT OF LAND SITUATED IN THE NORTHEAST ONE-QUARTER OF SECTION 8, TOWNSHIP 3 SOUTH, RANGE 2 EAST, WILLAMETTE MERIDIAN, CITY OF OREGON CITY, CLACKAMAS COUNTY, OREGON, BEING A PORTION OF LOTS 2 AND 3, CLAIRMONT ACREAGE TRACTS NO. 3, A PLAT OF RECORD IN CLACKAMAS COUNTY, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 5/8 INCH IRON ROD WITH YELLOW PLASTIC CAP STAMPED "COMPASS CORP" AT THE INTERSECTION OF THE WEST LINE OF LOT 2, "CLAIRMONT ACREAGE TRACTS NO. 3" WITH THE NORTH RIGHT OF WAY LINE OF FIR STREET; THENCE ALONG THE WEST LINE OF SAID LOT 2, NORTH $01^{\circ}12'30''$ WEST 10.00 FEET; THENCE PARALLEL WITH THE NORTH RIGHT OF WAY LINE OF FIR STREET NORTH $88^{\circ}40'44''$ EAST 326.58 FEET TO THE EAST LINE OF LOT 3, "CLAIRMONT ACREAGE TRACTS NO. 3"; THENCE ALONG SAID EAST LINE SOUTH $01^{\circ}13'08''$ EAST 10.00 FEET TO THE NORTH RIGHT OF WAY LINE OF FIR STREET; THENCE ALONG SAID NORTH RIGHT OF WAY LINE SOUTH $88^{\circ}40'44''$ WEST 326.58 FEET TO THE POINT OF BEGINNING.



DATE OF SIGNATURE: 4/1/21

EXPIRES 12/31/2021



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