

69  
AFTER RECORDING RETURN TO: Arion Parker  
City of Oregon City, City Recorder  
P.O. Box 3040  
Oregon City, Oregon 97045-0304

Clackamas County Official Records  
Sherry Hall, County Clerk

2022-009698



\$113.00

02/16/2022 09:11:45 AM

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

Capital Project  
Planning No.: CI-20-010  
Tax Map & Lot: 3-2E-06AD-07800

GRANTOR: Oregon City School District No. 62

## CITY OF OREGON CITY, OREGON PUBLIC UTILITY EASEMENT

KNOW ALL BY THESE PRESENTS, THAT Oregon City School District No. 62, hereinafter called the "**Grantor**", does 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 a sanitary sewer main and appurtenances, hereinafter called the "**Infrastructure**" 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.

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 structures or utility shall be placed upon, under, or within the permanent easement (described in Exhibits A & B), without the written permission of the City.

If the City exercises its right to construct, reconstruct, or maintain the Infrastructure, 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.

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 8<sup>th</sup> day of February, 20 22. 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: **Oregon City School District No. 62**

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

  
Signature No. 1

Kyle Laier, Superintendent  
Signer printed name, Title (if any)

Signature No. 2

Signer printed name, Title (if any)

STATE OF OREGON )

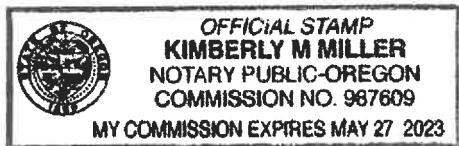
County of Clackamas )

This record was acknowledged before me on (date) FEB. 8<sup>th</sup>, 20 22

by Kyle Laier  
Signer's printed name

as Superintendent of Oregon City School District No. 62  
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: MAY 27<sup>th</sup> 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  
Jacob Willey

## **EXHIBIT A**

[Legal description for sanitary sewer utility easement]

A PORTION OF THAT TRACT OF LAND DESCRIBED IN DEED RECORDED IN BOOK 396, PAGE 068, CLACKAMAS COUNTY DEED RECORDS, LOCATED IN THE NORTHEAST ONE-QUARTER OF SECTION 6, TOWNSHIP 3 SOUTH, RANGE 2 EAST, WILLAMETTE MERIDIAN, OREGON CITY, CLACKAMAS COUNTY, OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT LOCATED A DISTANCE OF 20.00 FEET SOUTHERLY ALONG THE EAST LINE OF THE ADJOINING PLAT OF SOUTH OREGON CITY NO.1 (PLAT NO. 52) FROM THE SOUTHEAST CORNER OF LOT 8, BLOCK 4, OF SAID PLAT; THENCE IN AN EASTERLY DIRECTION ALONG A LINE PARALLEL WITH THE NORTH RIGHT OF WAY LINE OF ETHEL STREET A DISTANCE OF 25.00 FEET; THENCE IN A SOUTHERLY DIRECTION ALONG A LINE PARALLEL WITH THE EAST LINE OF SAID PLAT A DISTANCE OF 20.00 FEET; THENCE IN A WESTERLY DIRECTION PARALLEL WITH SAID NORTH RIGHT OF WAY LINE A DISTANCE OF 25.00 FEET; THENCE IN A NORTHERLY DIRECTION ALONG THE EAST LINE OF SAID PLAT A DISTANCE OF 20.00 FEET TO THE POINT OF BEGINNING.

SAID TRACT OF LAND CONTAINS 500 SQUARE FEET, MORE OR LESS.

# EXHIBIT B

SKETCH FOR LEGAL DESCRIPTION  
LOCATED IN THE NORTHEAST ONE-QUARTERS OF SECTION 6,  
TOWNSHIP 3 SOUTH, RANGE 2 EAST, W.M.  
CITY OF OREGON CITY, CLACKAMAS COUNTY, OREGON

(PLAT NO. 3280)  
HOLMES MEADOWS SUBDIVISION

LOT 8, BLOCK 4, SOUTH  
OREGON CITY NO. 1  
(PLAT NO. 52)

TAX LOT 07800  
MAP 3-2E-06DA  
DEED BOOK 396 PAGE 068

20.00'

POINT OF BEGINNING

25.00'

60' ETHEL STREET

20.00'

20.00'

25.00'



NORTH

SCALE: 1" = 10'

## LEGEND:



SANITARY SEWER UTILITY EASEMENT  
AREA = 500 SQUARE FEET



RIGHT-OF-WAY

LOT 1, BLOCK 9, SOUTH  
OREGON CITY NO. 1  
(PLAT NO. 52)