

2080

91056298

Washington County

PIPELINE EASEMENT  
Grantor - Corporation

KNOW ALL MEN BY THESE PRESENTS, that Linke Enterprises of Oregon, Inc.

for the true and actual consideration paid for this transfer stated in terms of dollars, is \$200.00, the whole consideration, the receipt whereof is hereby acknowledged, do forever grant unto the CITY OF SHERWOOD, a municipal corporation, a permanent right-of-way and easement over and along the full width and length of the premises described as follows, to wit:

1. Legal description is set forth in EXHIBIT "A" attached hereto, and incorporated by reference herein.
2. A map of the above legal description is set forth in EXHIBIT "B" and incorporated by reference herein.

In the event the permanent right-of-way and easement shall no longer serve a public purpose, it shall revert back to the Grantor, its successors or assigns, and

TO HAVE AND TO HOLD the above described permanent right-of-way and easement unto said Grantee in accordance with the conditions and covenants as follows:

1. The permanent right-of-way and easement shall include the right, privilege, and authority to the said City of Sherwood, to excavate for, and to construct, build, install, lay, patrol, operate, maintain, repair, replace and remove an underground storm drain, with all appurtenances incident thereto or necessary therewith, including aboveground manholes, for the purpose of carrying and conveying surplus waters, or potable water as the case may be, and for similar uses in, under, and across the said premises, and to cut and remove from said right-of-way any trees and other obstructions which may endanger the safety or interfere with the use of said pipelines, appurtenances attached to or connected therewith; and the right of ingress and egress to and over said above described premises at any and all times for doing anything necessary, useful, or convenient for the enjoyment of the easement hereby granted. No building shall be constructed over the pipeline easement right-of-way.
2. Grantee will indemnify and hold harmless the Grantors, their heirs and assigns from claims for injury to person or property as a result of the negligence of the Grantee, its agents or employees in the construction, operation, or maintenance of said pipeline.
3. The City of Sherwood, upon the initial installation, and upon each and every occasion that the same be repaired, replaced, renewed, added to, or removed, shall restore the premises of the Grantor, to as good condition as they were prior to any such installation work.

Return to City of Sherwood  
90 NW Park  
Sherwood, OR 97140

1-4

4. THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OF COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

5. Grantor may, at their option and expense, relocate said right-of-way, easement and associated public appurtenances and utilities, provided such relocation is accepted by the City as complying with applicable codes and standards, land use laws and regulations.

WITNESS \_\_\_\_\_ hand \_\_\_\_\_ and seal \_\_\_\_\_

this 22nd day of April, 1991.

Grantor: Linke Enterprises of Oregon, Inc.  
(Name of Corporation)

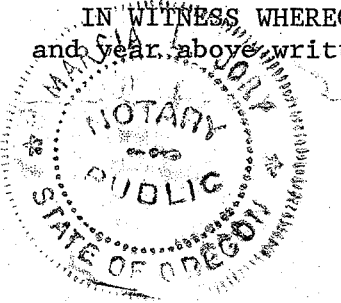
BY: \_\_\_\_\_  
(Name of Duty Authorized Representative)

Secretary  
Title

STATE OF OREGON                    )  
  ) SS  
County of Multnomah            )

On this 22nd day of April, 1991, before me, a notary public in and for said County and State, personally appeared Dale E. Annis known to me to be the person whose name subscribed to the within instrument and acknowledge that he executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on the day and year above written.



Marcia Olson  
NOTARY PUBLIC OF OREGON

My Commission Expires: 11-3-93

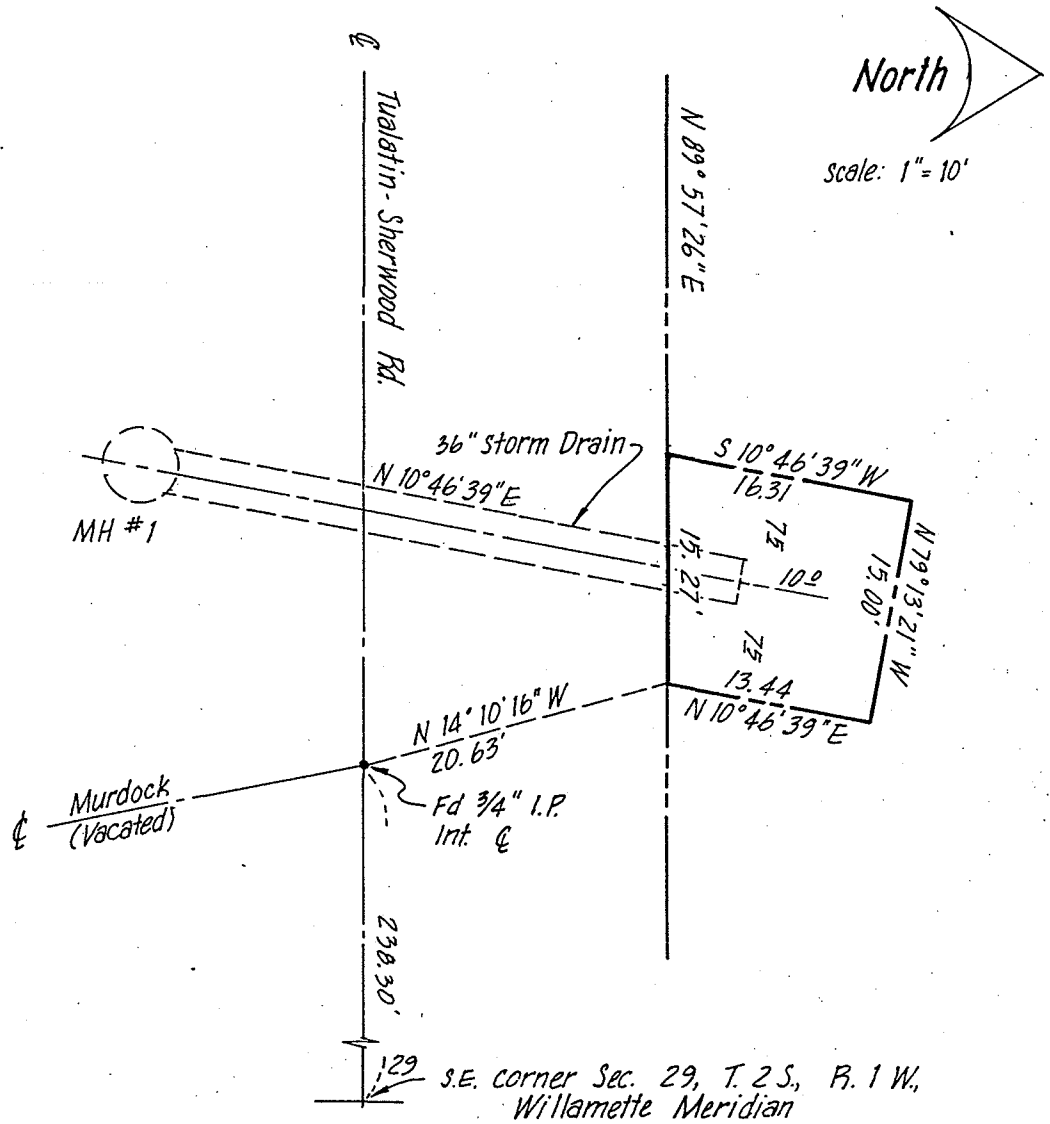
Exhibit "A"

A tract of land lying within the Southeast one-quarter of Section 29, Township 2 South, Range 1 West, of the Willamette Meridian, described as follows:

Beginning at a 3/4" iron pipe at the intersection of Tualatin-Sherwood Road and SW Murdock Road (now vacated), said point being South  $89^{\circ}57'26''$  West 238.30 feet from the southeast corner of said Section 29; thence North  $14^{\circ}10'16''$  West 20.63 feet to the northerly edge of the Tualatin-Sherwood Road and the point of beginning of the tract to be described; thence North  $10^{\circ}46'39''$  East 13.44 feet; thence North  $79^{\circ}13'21''$  West 15.00 feet; thence South  $10^{\circ}46'39''$  West 16.31 feet to the northerly edge of said Tualatin-Sherwood Road; thence North  $89^{\circ}57'26''$  East along said road, 15.27 feet to the point of beginning

904DESC.M7

# Exhibit "B"

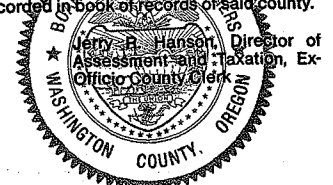


DeHaas & Associates  
 Consulting Engineers & Surveyors  
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 Wilsonville, OR 97070  
 (503) 682-2450  
 89-904.447

4

STATE OF OREGON } SS  
 County of Washington

I, Jerry R. Hanson, Director of Assessment and Taxation and Ex-Officio Recorder of Conveyances for said county, do hereby certify that the within instrument of writing was received and recorded in book of records of said county.



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 Rect: 63552 28.00  
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