

158 C

WATER EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that Mike and Larry Kay, Partnership hereinafter termed grantor, in consideration of the benefits to accrue to grantor from grant herein set forth, do hereby grant, bargain, sell and convey to the CITY OF SHERWOOD, OREGON, a municipal corporation duly organized and existing under the laws of the State of Oregon, hereinafter termed "Grantee", the following described interest in real property in the County of Washington, State of Oregon:

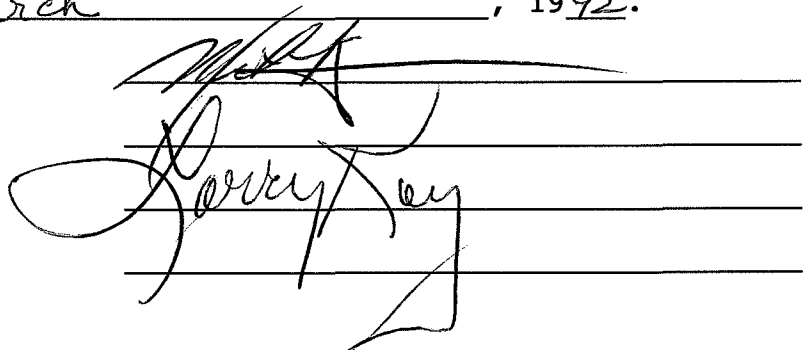
See Attached Legal Description

The rights and privileges herein granted to the Grantee are subject to condition that the Grantee, its agents, employees and contractors shall suffer or do no damage to said property unless the same is fully repaired, shall restore grounds as nearly as possible and reasonable to the pre-existing condition, shall maintain and operate said water line at Grantee's expense in such a manner and to such an extent as to not unduly interfere with the continued use and enjoyment of the property by the Grantors for purposes not incompatible with the rights herein granted, and shall save and hold harmless the Grantors from any liability for damages whatsoever arising in connection with the Grantee's activities on said property.

The Grantors hereby warrant that they have fee simple title and estate in the above-described land, that they have a full legal right to grant unto the Grantee herein named the easement right and privileges hereinabove set forth and covenant that they will warrant and defend the easement rights herein granted from all lawful claims whatsoever.

TO HAVE AND TO HOLD the above described and granted premises unto the Grantee and its assigns forever.

IN WITNESS WHEREOF, the Grantors have affixed their signatures this 19th day of March, 1992.

The block contains two handwritten signatures in cursive script, one above the other, each written over a horizontal line. The top signature is shorter and more compact, while the bottom signature is longer and more elaborate, with a large loop at the end.

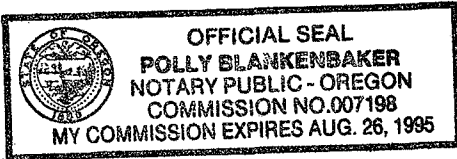
Return to:
City of Sherwood
90 NW Park St.
Sherwood, Oregon 97140

STATE OF OREGON)
) ss.
County of Washington)

Personally appeared the above named Mike + Larry Kay

who acknowledged the foregoing instrument to be a voluntary act and deed.

Witness my hand and official seal.



Polly Blankenbaker
Notary Public for Oregon
My commission expires: 8-26-95

LEGAL DESCRIPTION

EXHIBIT "A"

October 9, 1991

PURPOSE: TO DEFINE A 15.00 FOOT WIDE EASEMENT FOR POTABLE WATERLINE SUPPLY AND FIRE PROTECTION SYSTEMS.

FROM : MIKE AND LARRY KAY, PARTNERSHIP.

TO: THE CITY OF SHERWOOD.

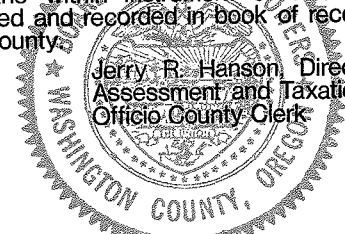
The following described tract of land being situated in the N.E 1/4 of section 33, Township 2-South, Range 1-West of the Willamette Meridian, City of Sherwood, Washington County, Oregon.

Beginning at a point on the westerly 40 foot right of way line of S.E. Murdock Road (County Road No. 2257), said point being located from the N.E. corner of Section 33, S 00°40'38" E 662.28 feet along the East line of Section 33 and at right angles thereto S 89°19'22" W 40.00 feet. Thence describing the Easement boundary, S 41°09'38" W 66.25 feet; Thence S 51°31'20" W 54.76 feet; Thence S 38°28'40" E 16.50 feet; Thence S 51°31'20" W 15.00 feet; Thence N 38°28'40" W 16.50 feet; Thence S 51°31'20" W 259.00 feet; Thence S 38°28'40" E 8.50 feet; Thence S 51°31'20" W 15.00 feet; Thence N 38°28'40" W 23.50 feet; Thence N 51°31'20" E 342.40 feet; Thence N 41°09'38" E 79.23 feet to the Westerly 20 foot right of way line of S.E. Murdock Road (County Road No. 882); Thence along last said line S 34°20'42" E 2.90 feet an intersection with the Westerly 40 foot right of way line of S.E. Murdock Road (County Road No. 2257); Thence S 00°40'38" E 18.27 feet to the point of beginning.

Containing: 6627 Square feet.

STATE OF OREGON }
County of Washington } SS

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: 76709 23.00
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