EASEMENT FOR SLOPE AND TEMPORARY CONSTRUCTION **EASEMENT**

DATED Hugust 25

AFTER RECORDING RETURN TO: City of Sherwood 20 NW Washington Street Sherwood, OR 97140

STATE OF OREGON

SS

County of Washington

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

ry R. Hanson, Director of sessment and Taxation, Ex-Officio County Clerk

Doc: 98101433

Rect: 216785 21.00

09/14/1998 02:51:29pm

BETWEEN:

Mary E. Drill 17670 SW Sunset Boulevard Sherwood, OR 97140 (Grantor)

and

City of Sherwood 20 NW Washington Street Sherwood, OR 97140 (Grantee)

CONSIDERATION:

Dedication.

KNOW ALL MEN BY THESE PRESENTS, that MARY E. DRILL, hereinafter termed "Grantor", for and in consideration of the sum of \$_____, and the benefits accruing to Grantor herefrom, does 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 Washington County, Oregon:

A PERMANENT SLOPE EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT on, over, across, under, and through the following parcel of real property:

> Described on Exhibit A hereto attached and by this reference incorporated herein.

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 and ground are restored as nearly as possible and reasonable to the pre-existing condition consistent with the purposes of the easement. Grantee shall use said easement in such manner and such extent as to not unduly interfere with the continued use and enjoyment of the property by Grantor for purposes not incompatible with the rights herein granted, and shall save and hold harmless the Grantor from any liability for damages whatsoever arising in connection with the Grantee's activities on said property.

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

TO HAVE AND TO HOLD the above described and granted easement unto the Grantee and Grantee's assigns forever.

of <u>August</u>	EREOF, Grantor has affixed Grantor's signature this 五五 day, 1998.
	By: Maref E. Drill MARY E. DRILL
STATE OF OREGON)
County of Washington) ss.)
The foregoing instruction, 199	oument was acknowledged before me this 25 th day of 98, by MARY E. DRILL.
OFFICIAL SEA	Notary Public for Oregon

My Commission Expires: 4-23-02

COMMISSION NO. 311896
MY COMMISSION EXPIRES APRIL 23, 2002

EXHIBIT A

DESCRIPTION OF PERMANENT SLOPE EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT

A strip of land 15.00 feet in width lying southerly of and adjacent to the following described 5.00 foot wide strip of land.

A strip of land 5.00 feet in width situated in the southwest one-quarter of Section 31, Township 2 South, Range 1 West, Willamette Meridian, Washington County, Oregon, lying 5.00 feet southerly when measured perpendicular to the following described line:

Commencing at the point of intersection of the southerly right-of-way line of S.W. Sunset Boulevard (County Road No. 441), a 60.00 foot wide road, with the East line of the southwest one-quarter of Section 31; thence along said southerly right-of-way line South 89° 39'13" West, 169.87 feet to the northeast corner of that certain parcel as described in Book 934, Page 2, of Washington County Deed Records and The True Point of Beginning of the herein described strip thence continuing along said southerly right-of-way line South 89° 39'13" West, 417.01 feet to the northwest corner of said parcel and the point of ending of the herein described strip. The southerly line of said 5.00 foot strip shall be lengthened or shortened as required to intersect with the easterly and westerly lines of said parcel.

The slope easement contains 2,085 square feet, more or less.

Said temporary construction and permanent slope easement is for the purpose of entering the property to do the work necessary to match existing grade to the constructed S.W. Sunset Boulevard improvements. The terms and duration of this temporary construction easement shall be for a period of one year from August 24, 1998 to August 24, 1999, or upon completion of the work, whichever is sooner.