

After recording, return to:
City of Sherwood
22560 SW Pine Street
Sherwood, Oregon 97140



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



LICENSE AGREEMENT
Between
City of Sherwood
And
Presbytery of the Cascades

WHEREAS, Presbytery of the Cascades (Presbytery) is the owner of property known as the Sherwood Presbyterian Church [Tax lot 7300 Map 2S 1 29cc] located at 21901 SW Sherwood Boulevard, [formerly 955 N. Sherwood Boulevard] Sherwood, Oregon;

WHEREAS, Presbytery wishes to encroach on a portion of SW Sherwood Boulevard, a public right-of-way under the control of the City of Sherwood (City) and within its boundaries, for the purpose of maintaining the existing monument sign identifying their property as the locale for the Sherwood Presbyterian Church;

WHEREAS, City is willing to allow such encroachment by Presbytery under the limited circumstances set forth below:

NOW THEREFORE, based on the foregoing, City and Presbytery, in consideration of \$10.00 paid City by Presbytery and other valuable consideration (the receipt of which is hereby acknowledged) agree to issuance of a License, the terms of which are as follows:

1. By this License, City grants Presbytery the right (subject to the limitations below) to use the Encroachment Area for the following purposes and no other:
 - a. Maintenance of the existing 6' x 2' x 13.5" monument sign to identify the adjacent project as the locale for the Sherwood Presbyterian Church.
 - b. In the event Presbytery must perform any repair, maintenance or construction within the Encroachment Area that requires removal of the sign or any portion thereof, Presbytery will be responsible for all removal and replacement costs.
 - c. This License is transferable to the successors and assigns of Presbytery's interest in the Property being used by Presbytery as a place of worship.
2. The City reserves the right to revoke the License granted at any time for any purpose which City, in the exercise of its reasonable discretion, believes will benefit the public's health, safety and welfare.
3. In the event City elects to revoke the License, City shall give Presbytery, its successor or assigns not less than ninety (90) days' written notice of the revocation, except in an emergency when City may give such oral or written notice in advance as may be feasible. Once notice of revocation has been received, the Presbytery or its successor or assign shall take immediate steps to remove all or a portion of the encroachment as required by City in the notice. In the event Presbytery fails to take the above actions to the satisfaction of City, such that the Encroachment Area is fully available to City for its purposes, City may take any steps necessary to make the Encroachment Area ready for City purposes.
4. Grantee assumes and accepts full responsibility for the care and maintenance of the encroachment on the Encroachment Area and all improvements thereon, accepts the cost of removal of any portion of the encroachment upon receiving notice to remove or notice of revocation, and agrees to defend, indemnify and hold City, its governing body, employees, agents and insurers harmless from and against any and all claims, suits, liabilities and expenses (including attorneys' fees, paralegal fees and related costs) that may be asserted against City arising out of Presbytery's use of the Encroachment Area.

15
1-4
32

FATCO. NO. NCS-198170

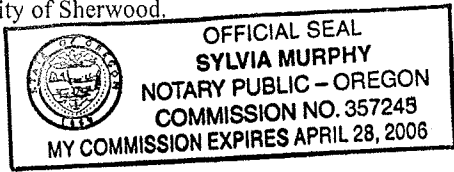
5. The individuals executing this Agreement warrant that they have full authority to execute this Agreement on behalf of the entity for whom they are acting herein.

Executed this 15 day of ^{March} ~~February~~, 2006 on behalf of the City of Sherwood

[Signature] ^{Acting} City Manager
Ross Schultz
City Manager
On behalf of the City of Sherwood, Oregon.

State of Oregon)
)ss.
County of Washington)

This instrument was acknowledged before me on March 15, 2006 by James A. Patterson, Acting City Manager of the City of Sherwood.



[Signature]
Notary Public for Oregon
My Commission expires: 4.28.06

Executed this 22 day of February, 2006 by John W. Ailstock as the duly authorized representative of the Presbytery of the Cascades.

[Signature]

State of Oregon)
)ss.
County of Washington)

This instrument was acknowledged before me on Feb 22, 2006 by John W. Ailstock



[Signature]
Notary Public for Oregon
My Commission expires: June 21, 2008

EXHIBIT A

LEGAL DESCRIPTION:

PARCEL I:

A tract of land in Section 29, Township 2 South, Range 1 West of the Willamette Meridian, Washington County, Oregon being part of those certain tracts of land described in deeds recorded in Book 117, page 336 and Book 148, page 234, Washington County Deed Records and being described as follows:

Commencing at the Southwest corner of said Section 29; thence South 89°22' East 440.00 feet; thence North 00°01' West 469.09 feet along the East line of said tract described in Book 117, page 336 to the Southwesterly line of SW Sherwood Boulevard; thence South 45°47' West 130.00 feet perpendicular to said Southwesterly line to the true point of beginning of the tract herein described; thence South 44°13' East 429.6 feet parallel with said Road to the West line of that certain tract of land described in Book 265, page 785; thence South 72.8 feet along said West line and the West line of that certain tract of land described in Book 265, page 837 to the South line of said Section 29; thence North 89°22' West 305.9 feet along said South line to the Southeast corner of Lot 14, GLENEAGLE SUBDIVISION; thence North 43°04'20" West 266.1 feet along the Easterly line of said Lot 14 to the Southwesterly extension of the Southeasterly line of that certain tract of land described in Book 373, page 608; thence North 45°47' East 262.3 feet along said Southwesterly extension, said Southeasterly line and the Northeasterly extension thereof to the point of beginning.

PARCEL II:

A tract of land situated in the Southwest one-quarter of Section 29, Township 2 South, Range 1 West of the Willamette Meridian, in the City of Sherwood, County of Washington and State of Oregon, being more particularly described as follows:

Beginning at the most Southerly corner of that certain tract of land described in deed to Donald G. Hite and Virginia Hite, dated May 17, 1955 and recorded in Book 373, page 608, Deed Records of Washington County, Oregon; thence South 45°47'00" West, along the Southeasterly line of that certain tract of land described in deed to Woodrow Hite, dated January 18, 1974 and recorded in Book 974, page 803, Deed Records, a distance of 99.76 feet to the most Southerly corner of said Book 974, page 803; thence North 43°10'25" West, along the Southwesterly line of said Book 974, page 803, a distance of 133.72 feet to an angle point; thence North 01°23'55" East, along the Westerly line of said Book 974, page 803, a distance of 89.43 feet; thence South 42°49'19" East a distance of 56.23 feet; thence North 47°10'41" East a distance of 13.88 feet; thence South 42°49'19" East a distance of 6.11 feet; thence North 47°10'41" East a distance of 24.19 feet to the Northwesterly prolongation of the Southwesterly line of said Book 373, page 608; thence South 44°13'00" East, along said prolongation and said Southwesterly line, a distance of 136.05 feet to the point of beginning.