



01109272200700488820050054

I, Richard Hobemicht, 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.

Richard Hobemicht
Richard Hobemicht, Director of Assessment and Taxation, Ex-Officio County Clerk



EASEMENT

DATED: April 23, 2007

AFTER RECORDING RETURN TO:

City of Sherwood
Engineering Department
22560 SW Pine Street
Sherwood, OR. 97140

BETWEEN:

Grantors:

Kimberly I. Walters, who took title as
Kimberly I. Monner
22367 SW Lincoln St.
Sherwood, OR 97140

Grantee:

City of Sherwood
22560 SW Pine Street
Sherwood, OR. 97140

KNOW ALL MEN BY THESE PRESENTS, that Kimberly I. Walters, who took title as Kimberly I. Monner, hereinafter referred to as "Grantor", for the consideration hereinafter stated, does forever grant unto the CITY OF SHERWOOD, a municipal corporation, hereinafter referred to as "Grantee", a permanent public storm drainage, sanitary sewer and utility purpose easement over, under, through, across and along the full width and length of the premises described as follows, to wit:

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

Together with a permanent working easement as follows: For installation of storm drainage, sanitary sewer and utility purpose in proposed permanent easement.

The true and actual consideration paid for this transfer, stated in terms of dollars is \$00.00.

TO HAVE AND TO HOLD the above described permanent storm drainage, sanitary sewer and utility easement unto said Grantee in accordance with the conditions and covenants as follows:

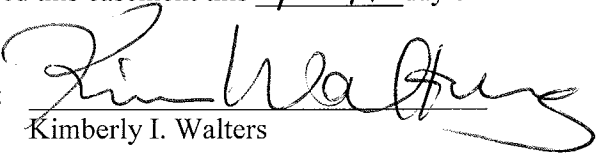
1. The permanent storm drainage, sanitary sewer and utility purpose easement shall include the right, privilege, and authority, to the said City of Sherwood, to excavate for, and to construct, build, install, lay, patrol, operate, maintain, and repair a storm drainage, with all appurtenances incident thereto or necessary therewith, 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. No building shall be constructed over the easement right-of-way.
2. Grantee will indemnify and hold harmless the Grantors, his/her, their heirs, successors and/or 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 Grantors, and any improvements disturbed by the City, to as good condition as they were prior to any such installation work, including, but not limited to, the restoration of any topsoil, lawn and nursery stock of like kind and quality subject to reasonable substitution as may be necessitated by obstruction of interference with the use granted herein.
 4. Grantors may, at his/her/their option and expense, relocate said easement and associated public appurtenances and titles, provided such relocation is accepted by the City as complying with applicable codes and standards, land use laws and regulations.
 5. Grantors reserve the right to use the easement to construct driveways, paving, landscaping, and fill, provided that Grantor shall not construct or maintain any building or structure which would interfere with the rights herein granted.

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 OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LOSS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

IN WITNESS WHEREOF, the undersigned grantor has executed this easement this 4 - 11 day of _____, 2007.

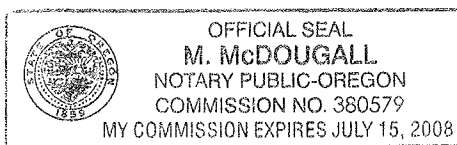
GRANTORS:

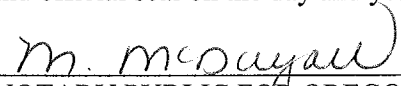

 Kimberly I. Walters

STATE OF OREGON)
)ss
 County of Washington)

On this 11 day of April, 2007, before me, a notary public in and for said County and State, personally appeared Kimberly I. Walters known to me to be their person whose names subscribed to the within instrument and acknowledged that they 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.




 NOTARY PUBLIC FOR OREGON

My Commission Expires: 7-15-08

Storm Drainage, Sanitary Sewer and Utility Purpose Easement

GRANTEE:

Accepted on behalf of The City of Sherwood.

This 23rd day April of, 2007.



Tom Pessemier/City Engineer



Ross Schultz/City Manager

EXHIBIT "A"

W.B. Wells
& Associates, Inc.
Surveyors • Engineers • Planners



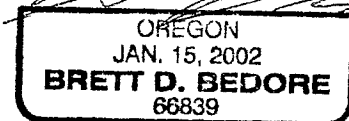
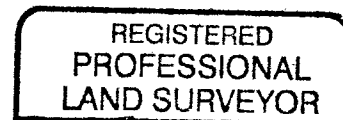
Exceptional Service,
Creative Solutions,
Quality Beyond
Your Expectations

FEBRUARY 7, 2007
LEGAL DESCRIPTION
EASEMENT

W.B. WELLS & ASSOC., INC. – JOB NO. 04-020

SITUATED IN THE NORTHEAST ONE-QUARTER OF SECTION 32, TOWNSHIP 2 SOUTH,
RANGE 1 WEST OF THE WILAMMETTE MERIDIAN, IN THE CITY OF SHERWOOD,
COUNTY OF WASHINGTON, AND STATE OF OREGON, BEING MORE PARTICULARLY
DESCRIBED AS FOLLOWS:

THE SOUTH 20.00 FEET OF LOT 13 OF BLOCK 2 OF THE DULY RECORDED PLAT OF
SHERWOOD ACRES, WASHINGTON COUNTY PLAT RECORDS

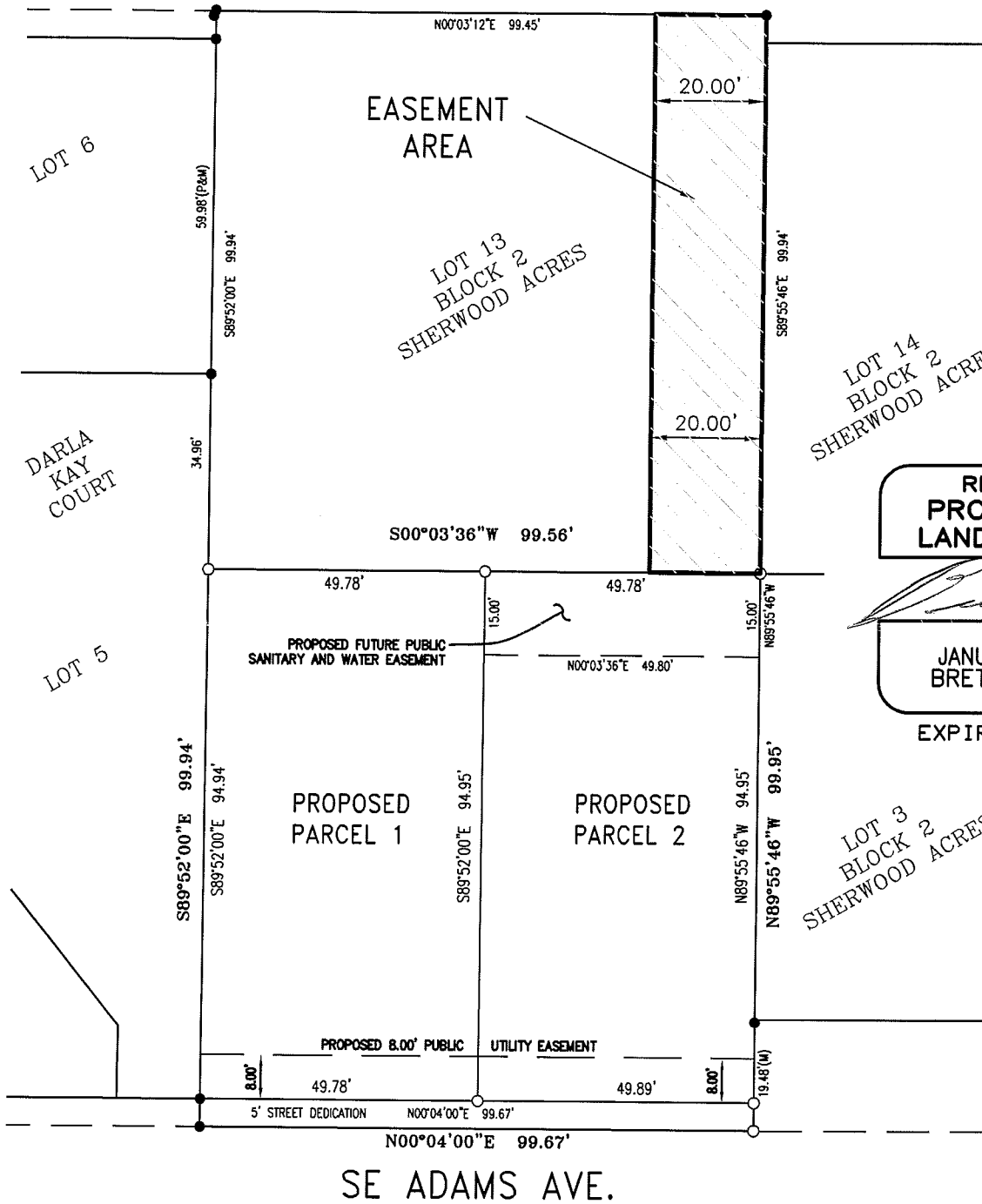


EXPIRES: 12-31-07



EXHIBIT "B"

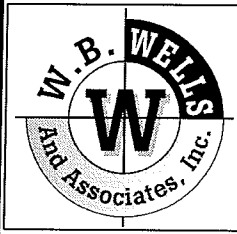
SE LINCOLN ST.



**REGISTERED
PROFESSIONAL
LAND SURVEYOR**

OREGON
JANUARY 15, 2002
BRETT D. BEDORE
66839

EXPIRES 12-31-07



W.B. WELLS
and associates, inc.
ENGINEERS-SURVEYORS-PLANNERS
4230 NE FREMONT STREET
PORTLAND, OREGON 97213
PHONE:(503) 284-5896 FAX:(503) 284-8530
e-mail address: info@wbwells.com

EASEMENT PLAN
FOR
MICAH DAY

SITUATED IN THE N.E. 1/4 OF SECTION 32,
TOWNSHIP 2 SOUTH, RANGE 1 WEST OF
THE WILLAMETTE MERIDIAN, CITY OF
SHERWOOD, COUNTY OF WASHINGTON, STATE
OF OREGON.

DRAWN BY: BB
DATE: 2/7/07
CHECKED BY: MP
SCALE: 1"=30'
JOB NO: 04-020
FILE: P:\04-020\04020MP