



01645361201100771530040047

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



**Public Water Line Easement**

DATED: Nov. 2, 2011

**AFTER RECORDING RETURN TO:**

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

**BETWEEN:**

**Grantors:**

St. Francis Catholic Church, Sherwood, Oregon  
15651 SW Oregon Street  
Sherwood, Oregon 97140

**Grantee:**

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

THIS GRANT OF A PUBLIC WATER LINE EASEMENT is made by and between St. Francis Catholic Church, Sherwood, Oregon, its successors and assigns ("Grantor") and the City of Sherwood, an Oregon municipal corporation, its successors and assigns ("Grantee" or "City") for the consideration hereinafter stated. The public water line easement exists over, under, through, across and along the full width and length of the premises described as follows, ("Water Line Easement") to wit:

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

The true consideration for this conveyance is \$00.00. However, the actual consideration consists of other value given, which value constitutes the whole consideration.

This document is intended to establish a permanent easement on the property described, not to convey fee title or any interest in the underlying property except as expressly stated herein. The easement granted shall not prevent Grantor from the use of said property provided, however, that such use shall not be permitted to interfere with the rights herein granted. Grantor shall not be permitted to endanger the lateral support of any facilities constructed within the easement granted herein.

Grantor hereby covenants to and with Grantee that Grantor is the owner of said property, which is free from all encumbrances, except for easements, conditions and restrictions of record and that Grantor will warrant and defend the easement rights herein granted from all claims whatsoever.

Grantee (and other public or private entities or persons Grantee deems in its sole discretion as appropriate) shall have the right to use the property for public water line purposes and shall have the right to install, construct, operate, maintain, repair, replace and reconstruct said facilities as Grantee may deem necessary over, across, through, in and under the property described in Exhibits "A" and "B."

City upon the initial installation (as applicable) and upon each and every occasion that the same be repaired, replaced, renewed, added to, or removed, will 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.

IN WITNESS WHEREOF, the undersigned grantor has executed this easement this 26<sup>th</sup> day of OCT, 2011

GRANTORS: Thomas McCarthy

STATE OF OREGON )  
  )ss  
County of Washington )

On this 26<sup>th</sup> day of OCT, 2011, before me, a notary public in and for said County and State, personally appeared Thomas McCarthy 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.

J Stephens  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 10/29/12

GRANTEE:

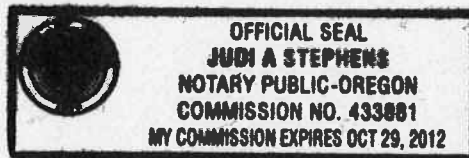
Accepted on behalf of The City of Sherwood.

This 1 day of NOVEMBER, 2011

Robert Galati  
Robert Galati, P.E., City Engineer

11-1-11  
Date

James Patterson  
James Patterson, City Manager Pro-Tom  
Tom Patterson  
Nov 2, 2011  
Date



**ENGINEERING PLANNING  
FORESTRY**

13910 S.W. Galbreath Dr., Suite 100  
Sherwood, Oregon 97140  
Phone: (503) 925-8799  
Fax: (503) 925-8969



**LANDSCAPE ARCHITECTURE  
SURVEYING**

AKS Group of Companies:  
SHERWOOD, OREGON  
REDMOND, OREGON  
VANCOUVER, WASHINGTON  
[www.aks-eng.com](http://www.aks-eng.com)

AKS Job No. 1912

**EXHIBIT A**  
Water Line Easement

A tract of land for a water line easement being a portion of Document Number 2008-051869, located in the Southwest One-Quarter of Section 29, Township 2 South, Range 1 West, Willamette Meridian, City of Sherwood, Washington County, Oregon, and being more particularly described as follows:

Commencing at the South One-Quarter corner of said Section 29, thence along the south line of the Southwest One-Quarter of section 29, South 89°46'19" West 483.85 feet to the Point of Beginning; thence continuing along said south line, South 89°46'19" West 15.35 feet to a point; thence North 12°27'15" West 7.76 feet to a point; thence North 23°13'40" West 22.61 feet to a point; thence North 31°19'47" West 22.22 feet to a point; thence North 22°04'34" West 136.97 feet to a point; thence South 67°55'26" West 6.70 feet to a point; thence North 35°24'15" West 22.03 feet to a point; thence North 29°17'55" West 31.72 feet to a point; thence North 23°51'59" West 28.74 feet to a point; thence North 66°08'01" East 15.00 feet to a point; thence South 23°51'59" East 28.03 feet to a point; thence South 29°17'55" East 30.20 feet to a point; thence South 35°24'15" East 9.37 feet to a point; thence North 67°55'26" East 9.84 feet to a point; thence South 22°04'34" East 150.75 feet to a point; thence South 31°19'47" East 22.07 feet to a point; thence South 23°13'40" East 25.09 feet to a point; thence South 12°27'15" East 12.43 feet to the Point of Beginning.

The above described tract of land contains 4,249 square feet, more or less. The Basis of Bearings is per Washington County Survey Number 19,613.

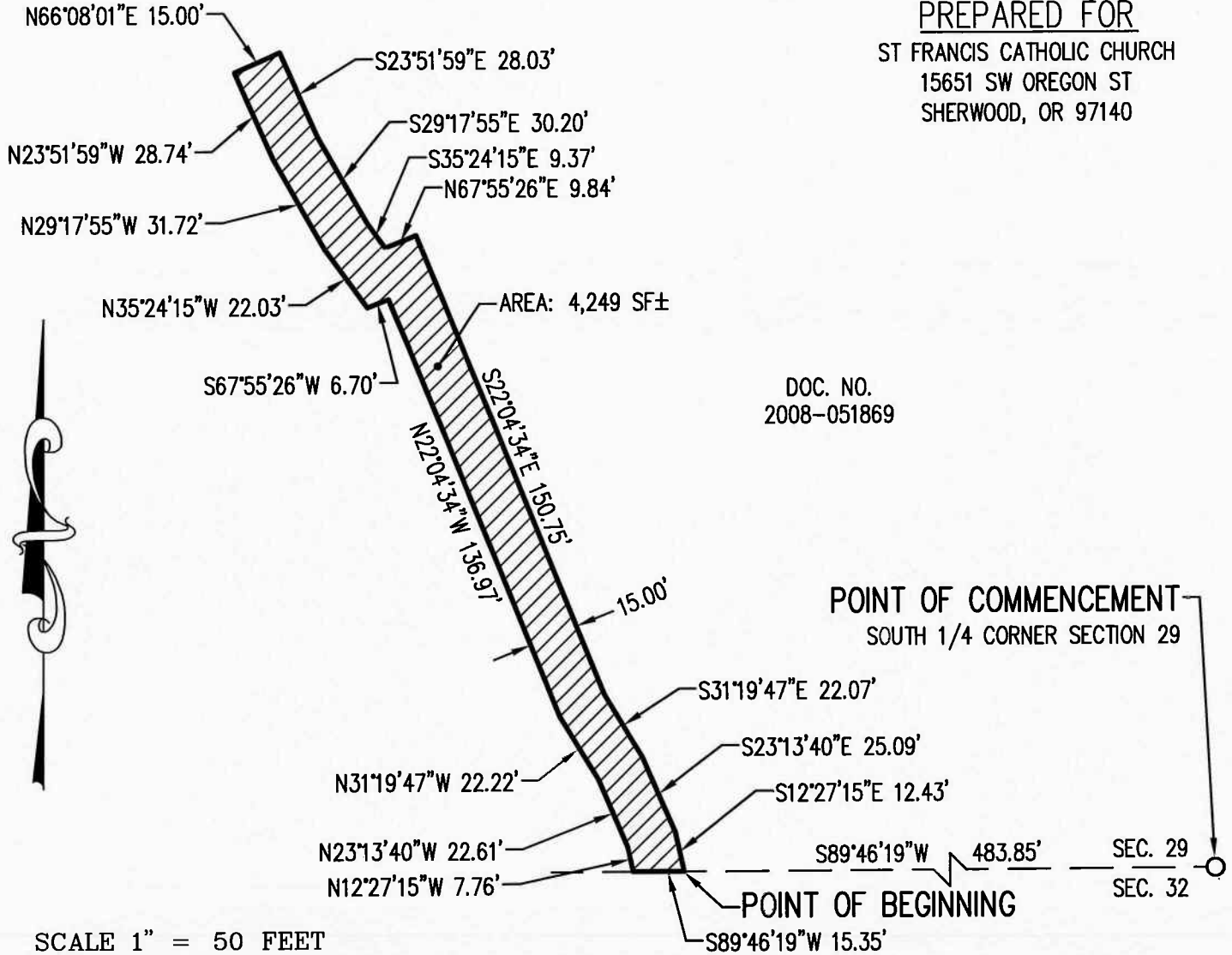


# EXHIBIT B

## MAP OF WATER LINE EASEMENT

A TRACT OF LAND BEING A PORTION OF DOC. NO. 2008-051869,  
 LOCATED IN THE SW 1/4 OF SEC. 29, T2S, R1W, W.M.,  
 CITY OF SHERWOOD, WASHINGTON COUNTY, OREGON

PREPARED FOR  
 ST FRANCIS CATHOLIC CHURCH  
 15651 SW OREGON ST  
 SHERWOOD, OR 97140



DOC. NO.  
 2008-051869

POINT OF COMMENCEMENT  
 SOUTH 1/4 CORNER SECTION 29

POINT OF BEGINNING

SEC. 29  
 SEC. 32

SCALE 1" = 50 FEET



THE BASIS OF BEARINGS IS PER WASHINGTON  
 COUNTY SURVEY NUMBER 19,613.

09-08-11

REGISTERED  
 PROFESSIONAL  
 LAND SURVEYOR

OREGON  
 JANUARY 11, 2005  
 ROBERT D. RETTIG  
 60124LS

RENEWS: 12/31/12

JOB NAME: ST FRANCIS

JOB NUMBER: 1912

DRAWN BY: MSK

CHECKED BY: RDR

DWG NO.: 1912EXHA-WATER

ENGINEERING • PLANNING • LANDSCAPE ARCHITECTURE  
 FORESTRY • SURVEYING



LICENSED IN OR & WA

13910 SW GALBREATH  
 DRIVE, SUITE 100  
 SHERWOOD, OR 97140  
 PHONE: (503) 925-8799  
 FAX: (503) 925-8969

OFFICES LOCATED IN REDMOND, OR & VANCOUVER, WA