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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: FEBRUARY 28, 2012

AFTER RECORDING RETURN TO:

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

GRANT IS MADE BETWEEN:

Grantors:

LEONARD D. ATTRELL  
GLORIA L. ATTRELL  
16195 SW FIRST STREET  
SHERWOOD, OR 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 LEONARD D. ATTRELL AND GLORIA L. ATTRELL, 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, ("Public 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 \$0.00. 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 13 day of Feb, 2012.

GRANTORS: Leonard D. Attwell  
Gloria S. Attwell

STATE OF OREGON )

County of Yamhill ) SS [Signature]  
~~(Washington)~~

On this 13<sup>th</sup> day of February, 2012, before me, a notary public in and for said County and State, personally appeared Leonard and Gloria Attwell 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.



[Signature]  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: Oct 26, 2012

(stamp below)

GRANTEE:

Accepted on behalf of The City of Sherwood.

This 28<sup>th</sup> day of February, 2012

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

February 27, 2012  
Date

[Signature]  
Tom Pessemier, City Manager Pro Tem

February 28, 2012  
Date



**AKS ENGINEERING & FORESTRY, LLC**  
ENGINEERING / SURVEYING / PLANNING / FORESTRY  
LANDSCAPE ARCHITECTURE / ARBORICULTURE

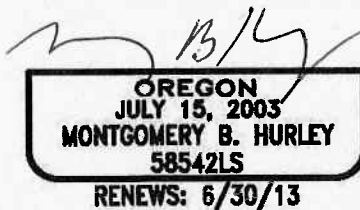
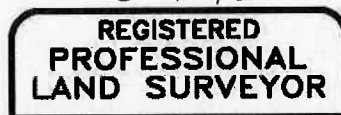
**EXHIBIT A**

Legal Description of Public Water Line Easement

A portion of Lot 6, Block 5 of "Smockville", located in the Northwest One-Quarter of Section 32, Township 2 South, Range 1 West, Willamette Meridian, City of Sherwood, Washington County, Oregon and being more particularly described as follows:

Beginning at the most southerly corner of Lot 7, Block 5 of "Smockville" on the northwesterly right-of-way line of SW First Street (30.00 feet from centerline), being a 5/8 inch iron rod with a yellow plastic cap inscribed "FOSTER LS 1934"; thence along the southwesterly line of said Lot 7, Block 5 North 42°18'49" West 49.79 feet to the most southerly corner of Lot 8, Block 5 of "Smockville"; thence along the southwesterly line of Lot 8, Block 5 of "Smockville" North 42°18'44" West 30.10 feet to the True Point of Beginning; thence South 47°44'53" West 12.00 feet to a point; thence North 42°18'44" West 20.13 feet to a point on the southeasterly right-of-way line of an alley (14 feet wide); thence along said right-of-way line North 47°44'53" East 12.00 feet to the most westerly corner of Lot 8, Block 5 of "Smockville"; thence along the southwesterly line of Lot 8, Block 5 of "Smockville" South 42°18'44" East 20.13 feet to the True Point of Beginning.

The above described portion of land contains 242 square feet, more or less.



SHERWOOD, OR  
503.925.8799  
FAX: 503.925.8969  
13910 SW GALBREATH DRIVE, SUITE 100  
SHERWOOD, OR 97140

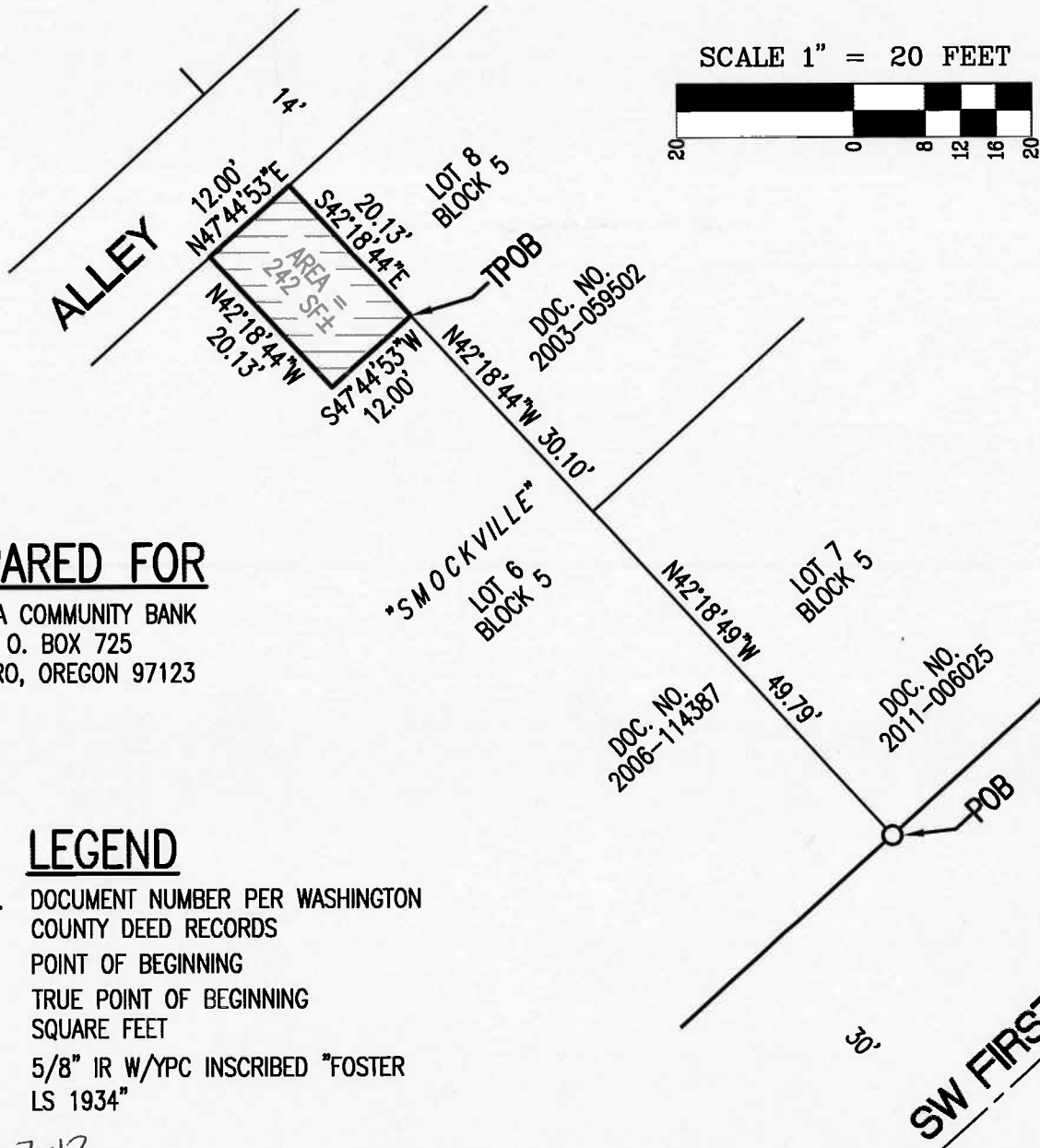
VANCOUVER, WA  
12011 NE 99TH STREET, SUITE 1530  
VANCOUVER, WA 98682

REDMOND, OR  
P.O. Box #1459  
REDMOND, OR 97756

# EXHIBIT B

## MAP OF PUBLIC WATER LINE EASEMENT

A PORTION OF LOT 6, BLOCK 5 OF "SMOCKVILLE", LOCATED IN THE NORTHWEST 1/4 OF SECTION 32, TOWNSHIP 2 SOUTH, RANGE 1 WEST, WILLAMETTE MERIDIAN, CITY OF SHERWOOD, WASHINGTON COUNTY, OREGON



### PREPARED FOR

COLUMBIA COMMUNITY BANK  
P. O. BOX 725  
HILLSBORO, OREGON 97123

### LEGEND

- DOC. NO. DOCUMENT NUMBER PER WASHINGTON COUNTY DEED RECORDS
- POB POINT OF BEGINNING
- TPOB TRUE POINT OF BEGINNING
- SF SQUARE FEET
- 5/8" IR W/YPC INSCRIBED "FOSTER LS 1934"

2-7-12

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

OREGON  
JULY 15, 2003  
MONTGOMERY B. HURLEY  
58542LS

RENEWS: 6/30/13

ATTRELL'S FUNERAL  
JOB NAME: HOME PARKING LOT

JOB NUMBER: 2884

DRAWN BY: WCB

CHECKED BY: MBH

DWG NO.: 020712\_2884EXB

ENGINEERING • PLANNING • LANDSCAPE ARCHITECTURE  
FORESTRY • SURVEYING



OFFICES LOCATED IN REDMOND, OR & VANCOUVER, WA

LICENSED IN OR & WA

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