


Public Utility Easement

DATED: October 28, 2015

AFTER RECORDING RETURN TO:

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

02117847201501048370040041
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



BETWEEN:

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

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

THIS GRANT OF A PUBLIC UTILITY EASEMENT is made by and between the City of Sherwood, 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 utility easement exists over, under, through, across and along the full width and length of the premises described as follows, ("Easement Area") 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 utility purposes, including but not limited to water, wastewater, drainage, electric, fiber optic, telephone and cable 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 29th day of October, 2015.

GRANTOR: _____

[Handwritten signature]

STATE OF OREGON)
)ss
County of Washington)

On this 29th day of October, 2015, before me, a notary public in and for said County and State, personally appeared Joseph Gall 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.

[Handwritten signature]
NOTARY PUBLIC FOR OREGON
My Commission Expires: 3-29-19

GRANTEE:

Accepted on behalf of The City of Sherwood.

This 29th day of OCTOBER, 2015

[Handwritten signature]
Robert J. Galati, P.E., City Engineer

10.29.15
Date

[Handwritten signature]
Joseph Gall, ICMA-CM, City Manager

10/29/15
Date





AKS ENGINEERING & FORESTRY, LLC
 12965 SW Herman Road, Suite 100, Tualatin, OR 97062
 P: (503) 563-6151 F: (503) 563-6152

OFFICES IN: TUALATIN, OR - VANCOUVER, WA - SALEM-KEIZER, OR

EXHIBIT A

Public Utility Easement

A portion of that tract of land described in Document No. 95-060755, located in the Southeast 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 northwest corner of Parcel 1 of Partition Plat 1992-016, also being an angle point on the easterly right-of-way line of SW Pine Street (30.00 feet from centerline); thence along said right-of-way line North 89°58'39" West 5.00 to an angle point (25.00 feet from centerline); thence along a line parallel with the centerline of said SW Pine Street North 00°01'21" East 309.92 feet to the southerly line of Document Number 2010-014928; thence along said southerly line South 89°58'39" East 8.00 feet (33.00 feet from centerline); thence leaving said southerly line, along a line parallel with said centerline South 00°01'21" West 309.92 feet to the northerly line of said Parcel 1; thence along said northerly line North 89°58'39" West 3.00 feet to the Point of Beginning.

The above described tract of land contains 2,479 square feet, more or less. The Basis of Bearings is per Survey Number 29,247, Washington County Survey Records.

10/26/2015

**REGISTERED
PROFESSIONAL
LAND SURVEYOR**

Samantha R. Bianco

**OREGON
JULY 13, 2004
SAMANTHA R. BIANCO
61303LS**

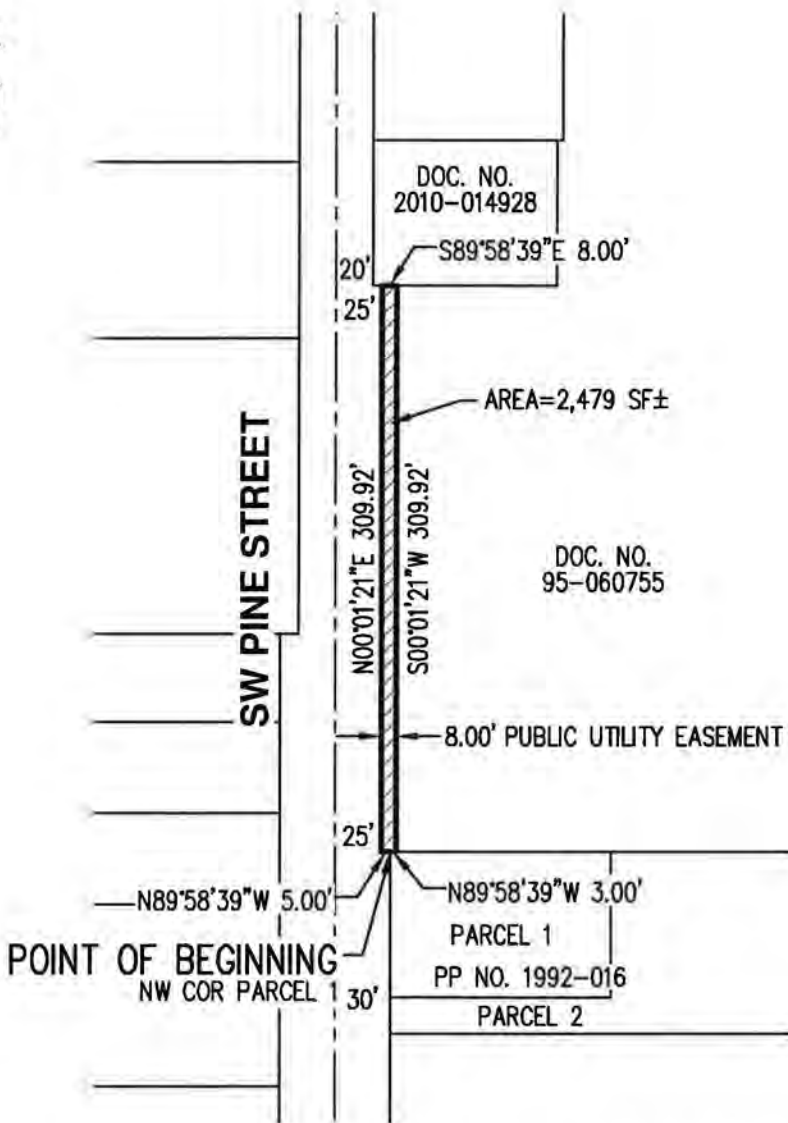
RENEWS: 12/31/15

EXHIBIT B

LOCATED IN THE SOUTHEAST 1/4 OF SECTION 32,
TOWNSHIP 2 SOUTH, RANGE 1 WEST, WILLAMETTE MERIDIAN,
CITY OF SHERWOOD, WASHINGTON COUNTY, OREGON

PREPARED FOR

CITY OF SHERWOOD
22560 SW PINE STREET
SHERWOOD, OR 97140



10/26/2015

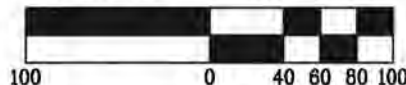
REGISTERED
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LAND SURVEYOR

Samantha R. Bianco

OREGON
JULY 13, 2004
SAMANTHA R. BIANCO
61303LS

RENEWS: 12/31/15

SCALE 1" = 100 FEET



THE BASIS OF BEARINGS IS PER SURVEY NUMBER
29247, WASHINGTON COUNTY SURVEY RECORDS.

SHERWOOD DOG PARK

AKS ENGINEERING & FORESTRY, LLC
12965 SW HERMAN RD SUITE 100
TUALATIN, OR 97062 www.aks-eng.com
PHONE: 503.563.6151 FAX: 503.563.6152



EXHIBIT
B

DRWN: WCB
CHKD: NSW
AKS JOB:
4928