

1 21 82

WAT CO.

01446

PIPELINE EASEMENT

REEL
271

PAGE
1314

KNOW ALL MEN BY THESE PRESENT, That RONALD E. PHAIR

for the consideration of One & no/100----- DOLLARS to him paid, the receipt whereof is hereby acknowledged, do forever grant unto the CITY OF SALEM, a municipal corporation, a permanent right-of-way and easement over and along the full width and length of the premises described as follows, to-wit:

An easement for sanitary sewer line purposes along a strip of land 10.00 feet in width, being 5.00 feet on each side of the following described centerline:

Beginning at a point on the South line of Rees Hill Road, which point is 281.21 feet South 88° 55' East from the Northeast corner of Lot 1, Block 2, in Cinnamon Hill in the City of Salem, Marion County, Oregon, as said subdivision is platted and recorded in Volume 32, Page 31, Book of Town Plats for Marion County:

and running thence South 08° 24' West 268.28 feet;

thence South 23° 39' East 144.50 feet;

thence South 02° 25' East 193.50 feet;

thence South 20° 32' West 275.22 feet to a point in the North line of Lot 14 in Cinnamon Hill No. 3, which point is 31.07 feet North 83° 00' 30" East from the Northwest corner of said Lot 14.

together with a temporary working easement as follows, to-wit:

The temporary working easement shall be effective only for and during the time of the initial construction and laying of the pipeline hereinafter described.

TO HAVE AND TO HOLD the above described permanent right-of-way unto said grantee in accordance with the conditions and covenants as follows:

Project Reference No. 78-1-010
Cinnamon Hill #3

JAN 21 1982

1 21 82

01446

REEL
271
PAGE
1315

JAN 21 1982

The permanent right-of-way and easement shall include the right, privilege, and authority, to the said City of Salem, to excavate for, and to construct, build, install, lay, patrol, operate, maintain, repair, replace and remove an underground sanitary sewer, storm drain, or water pipeline or pipelines, with all appurtenances incident thereto or necessary therewith, including above ground valve boxes, fire hydrants, or manholes, for the purpose of carrying or conveying potable water or catching, carrying and conveying sewage waste and surplus waters, and for similar uses in, under and across the said premises, together with the right of the said City of Salem to place, excavate, replace, repair, install, maintain, operate, inspect, add to the number of and relocate pipelines and necessary appurtenances, and make excavations therefor from time to time, in, under and through the above described premises within said easement, 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, or appurtenances attached to or connected therewith; and the right of ingress and egress to and over said above described premises at any and all times for the purpose of patrolling the pipeline or repairing, renewing, excavating, replacing, inspecting, maintaining or adding to the number of pipelines and appurtenances, and for doing anything necessary, useful or convenient for the enjoyment of the easement hereby granted. No building shall be constructed over the pipeline easement right-of-way.

Grantee will indemnify and hold harmless the Grantors, their heirs and 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 of maintenance of said pipeline.

The City of Salem, 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 grantor, and any improvements disturbed by the City, to as good condition as they were prior to any such installation or work, including the restoration of any topsoil and lawn.

WITNESS _____ Hand _____ and seal _____ this 5 day of Nov., 1979.



[Signature] (SEAL)

_____ (SEAL)

STATE OF OREGON }
County of Marion } ss.

On this 5 day of Nov., 1979, before me, a Notary Public in and for said County and State, personally appeared

Known to me to be the person whose name Ronald L. Pharis, Jr. subscribed to the within instrument and acknowledge that he executed the same for the purposes therein contained.

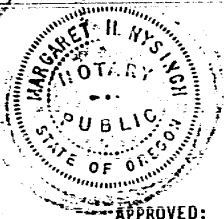
1 21 82

01446

REEL PAGE
271 1316

IN WITNESS WHEREOF, I have hereunto set my hand an official seal on the day and year above written.

JAN 21 1982



Margaret H. Nysingh
NOTARY PUBLIC FOR OREGON

My Commission Expires: 3/21/82

APPROVED:

BY: *Fred H. Posa*
Department of Utilities/Public Works

APPROVED AS TO FORM:

Edward De Maria
City Attorney

STATE OF OREGON

01446

County of Marion

I hereby certify that the within was received and duly recorded by me in Marion County records:

Reel 271 Page 1314

JAN 21 11 30 AM '82

EDWIN P. MORGAN
MARION COUNTY CLERK
BY *JPM* DEPUTY

1300

After recording return to:

CONSTRUCTION INSPECTION
PUBLIC WORKS DEPARTMENT
325 CIVIC CENTER
SALEM, OREGON 97301

EASEMENT - Page 3