

Grantor's Name and Address:

Marilyn Leong and Johnson Leo
 1325 SE 9th Avenue
 Portland, OR 97214

Multnomah County Official Records
 E Murray, Deputy Clerk

2022-005873

01/13/2022 03:56:07 PM

EASE-EASE Pgs=6 Stn=26 ATAH
 \$30.00 \$11.00 \$10.00 \$60.00

\$111.00**UTILITY EASEMENT**

KNOW ALL PERSONS BY THESE PRESENTS, that **Marilyn Leong and Johnson Leo, not as tenants in common, but with rights of survivorship** ("Grantor"), in consideration of the sum of Four Hundred Fifty-Three and 60/100 Dollars (\$453.60), and other good and valuable consideration to it paid by the City of Portland, a municipal corporation of the State of Oregon, ("Grantee"), the receipt whereof is hereby acknowledged, does hereby grant unto said City of Portland, an easement for construction and perpetual use of signal light facilities and/or street lighting ("Easement") over, under and across real property in the City of Portland, County of Multnomah and State of Oregon, more particularly described as follows ("Easement Area"):

As described on Exhibit A and depicted on Exhibit B attached hereto and by this reference made a part hereof.

- A. Grantor represents and warrants that Grantor has the authority to grant the Easement and that the Easement Area is free from all liens and encumbrances that would materially affect the Easement grant, except as set forth herein, and that it will defend the Grantee against the lawful claims and demands of all persons whomsoever with respect to any liens or encumbrances that would materially affect the Easement grant, except as set forth herein.
- B. The Grantor, its successors and assigns, agree to defend, indemnify and hold harmless the Grantee, its officers, agents, and employees against all liabilities, damages, losses, claims, demands, actions, and suits (including attorney fees and costs) resulting from the presence or release of hazardous substances onto or from the subject property. This provision shall not apply to a release of hazardous substances onto or from the subject property caused by the officers, agents or employees of the Grantee. Any action taken pursuant to this provision shall not constitute an admission of liability or waiver of any defenses to liability.
- C. Grantor agrees that the consideration recited herein is just compensation for the property or property rights conveyed, which includes damage to the property remainder, if any, resulting from the acquisition or use of said property or property rights.
- D. The Easement herein granted does not convey any right or interest to title in the property, except as stated herein.

R/W # 9147-23
 1S2E12AB TL 3700

After Recording Return to:

Martin Maloney, City of Portland

1120 SW 5th Avenue, Suite 1331

Portland, OR 97204

Tax Statement shall be sent to: No Change

- E. The Easement herein granted is not a dedication of public right-of-way and it is understood and agreed that the Grantee, by accepting this easement, is not accepting any liability for taxes, assessments, or other governmental charges relating to the property.
- F. The right of repurchase has been waived pursuant to ORS 35.385(1)(b).

TO HAVE AND TO HOLD, the above described and granted premises unto said Grantee for the uses and purposes aforesaid forever.

THIS SECTION IS INTENTIONALLY LEFT BLANK.

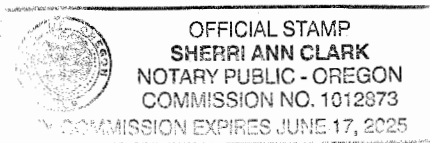
IN WITNESS WHEREOF Marilyn Leong has caused this instrument to be executed this 16 day of October, 2021.

By: Marilyn Leong
Marilyn Leong

STATE OF OREGON

County of ~~Multnomah~~ ^{Soc} Multnomah

This instrument was acknowledged before me on this 16th day of October 2021 by Marilyn Leong



Sherri Ann Clark
Notary Public for Oregon
My Commission expires 6/17/2025

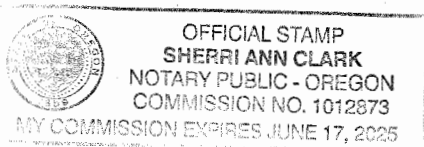
IN WITNESS WHEREOF Johnson Leo has caused this instrument to be executed this 16 day of October 2021.

By: Johnson Leo
Johnson Leo

STATE OF OREGON

County of Multnomah

This instrument was acknowledged before me on this 16th day of October 2021 by Johnson Leo



Sherri Ann Clark
Notary Public for Oregon
My Commission expires 6/17/2025

APPROVED AS TO FORM:
Approved as to form
by *Eric Shaffner*
for the City Attorney

City Attorney

APPROVED AND ACCEPTED:

David E. McEldowney

Bureau Director or designee

12/17/2021 | 5:34 PM PST

Date

9147-23\PUE.poc

EXHIBIT A

OUTER DIVISION MULTI-MODAL SAFETY PROJECT
R/W # 9147-23
PERMANENT UTILITY EASEMENT
1S2E12AB-03700

A portion of the tract of land conveyed by deed to Marilyn Leong and Johnson Leo recorded in document number 2005-121269, Multnomah County Deed Records, situated in the Northeast one-quarter of Section 12, Township 1 South, Range 2 East of the Willamette Meridian in the City of Portland, County of Multnomah and State of Oregon, more particularly described as follows:

BEGINNING at the intersection of the Southerly right of way line of S.E Division Street (Width Varies) and the Easterly right of way line of S.E. 154th Avenue (55' Wide);

Thence, along said right of way line, North 87°29'48" East, a distance of 2.22 feet;

Thence, leaving said right of way line, South.02°16'55" East, a distance of 3.72 feet;

Thence, South 87°17'24" West, a distance of 2.36 feet to the Easterly right of way of said Avenue;

Thence, along said right of way line, North 00°08'30" West, a distance of 3.73 feet to the **POINT OF BEGINNING**.

Containing 9 square feet

Project No.40629
February 2, 2021

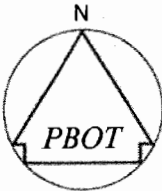
REGISTERED
PROFESSIONAL
LAND SURVEYOR

Bryan Hill

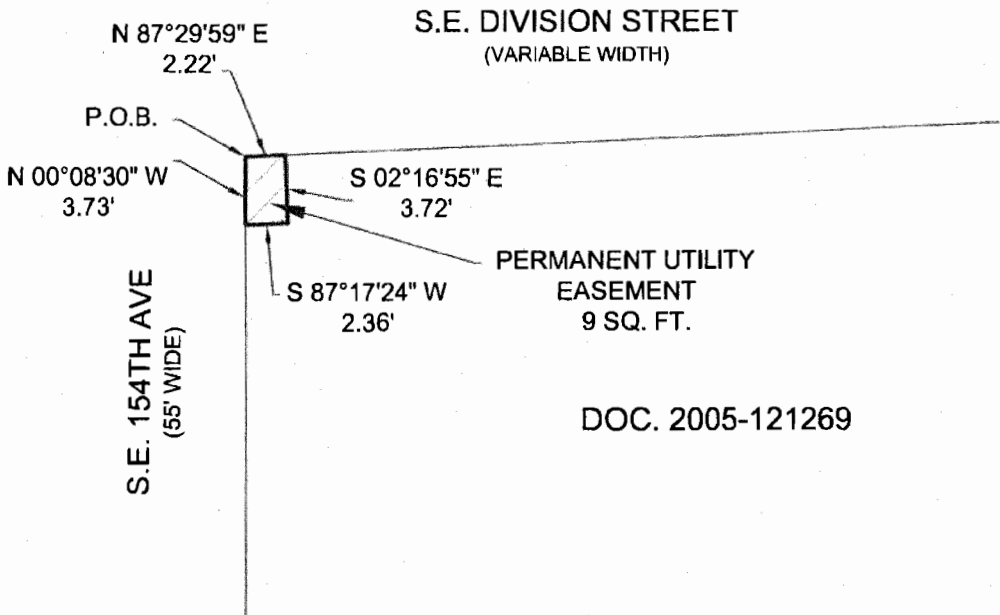
OREGON
JUNE 30, 1997
BRYAN L. HILL
2821

Expires 06/30/2021

EXHIBIT B



SCALE: 1" = 10'



R/W# 9147-23	PERMANENT UTILITY EASEMENT	PREPARED BY: BLH
PROJ# 40629	PROJECT NAME: OUTER DIVISION MULTI-MODAL SAFETY PROJECT	DATE: 02-02-2021
SURVEY SECTION 1120 S.W. 5TH AVE., SUITE 1213 PORTLAND, OREGON 97204 PHONE 503-823-7150	MARILYN LEONG & JOHNSON LEO 15420 SE DIVISION ST 1S2E12AB- 03700	PBOT PORTLAND BUREAU OF TRANSPORTATION