

After recording return to:  
City of Tualatin, Oregon  
18880 SW Martinazzi Ave.  
Tualatin, OR 97062-7092



**CITY OF TUALATIN, OREGON  
NON-EXCLUSIVE TEMPORARY CONSTRUCTION EASEMENT**

The Wetlands Conservancy, an Oregon non-profit corporation which acquired title as The Wetlands Conservancy, Inc., a nonprofit corporation of the State of Oregon ("GRANTOR"), hereby grants to the City of Tualatin ("the CITY"), its successors and assigns, a temporary construction EASEMENT, and right-of-entry for the purpose of constructing the 65th and Nyberg Trunk Line project on real property located in Washington County, State of Oregon, that is more particularly described as follows:

*See Attached Exhibits A and B*

This EASEMENT shall become effective from the date of signature and shall continue TWO YEARS for the purpose above described. The true and actual consideration paid for this transfer consists of or includes other property or other value given or promised, the receipt of which is acknowledged by the GRANTOR.

Subject to the limitations and conditions of the Oregon Constitution and Oregon Revised Statutes ("ORS") 30.260 to 30.300, the CITY agrees to indemnify GRANTOR from all claims made for injury to person or property caused by the CITY's negligence during the actual use by the CITY of the property for any of the above-described purposes.

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The CITY shall have the right at any time during the EASEMENT period to enter upon the above-described real property for the purpose mentioned above. The CITY shall repair any damage to the property caused by The CITY's use for the purpose described above and shall restore the property to the condition reasonably similar to the previous state.

EXECUTED this 26 day of February, 2021

[Signature]  
Name (print or type)

Signature

Date

Katie Ryan  
Name (print or type)

[Signature]  
Signature

2/26/21  
Date

(STATE OF OREGON )ss  
(County of Washington )

On this 26<sup>th</sup> day of February, 2021, before me, the undersigned, a Notary Public, personally appeared Kathleen Ryan and acknowledged the foregoing instrument to be their voluntary act and deed.



Before me: Theresa M Gray  
Notary Public for Oregon  
My commission expires: Jan 24 2023

ACCEPTED BY THE CITY OF TUALATIN,  
OREGON

By: \_\_\_\_\_  
City Manager



1 OF 1  
SHEET

DATE	BY
5/11/2020	JAK
5/11/2020	JAK
5/11/2020	JAK

### EASEMENT EXHIBIT THE WETLANDS CONSERVANCY

**NYBERG TRUNK LINE  
SEWER REHABILITATION**  
TUALATIN  
OREGON  
TAX LOTS 800, 900, 800, 900, 1000, 1000, AND 1200

AKS ENGINEERING & FORESTRY, LLC  
12565 SW HERMAN RD, STE 100  
TUALATIN, OR 97062  
503-563-8151  
WWW.AKS-ENG.COM

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FORESTRY • PLANNING • LANDSCAPE ARCHITECTURE