

**PIPELINE EASEMENT
(Water Only)**

KNOW ALL MEN BY THESE PRESENTS, that the City of Keizer, an Oregon municipal corporation (Grantor), Keizer City Hall, 930 Chemawa Road NE, Keizer, OR 97303, for the consideration of for no money, but for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, do forever grant unto the CITY OF SALEM, an Oregon municipal corporation (Grantee), 555 Liberty Street SE, Salem, Oregon 97301-3513, a permanent easement over and along the full width and length of the premises described as follows, to-wit:

See Exhibit A attached and as shown on Exhibit B attached.

TO HAVE AND TO HOLD the above-described permanent easement unto Grantee in accordance with the conditions and covenants as follows:

The permanent easement shall include the right of Grantee to excavate for, and to construct, place, operate, maintain, repair, replace, relocate, inspect, and remove a water pipeline with all appurtenances incident thereto or necessary therewith, including any ground level valve boxes and fire hydrants for the purpose of conveying potable water under said premises, 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 easement 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 repairing, renewing, excavating, replacing, inspecting, maintaining 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, and no earthfill or embankment shall be placed within this easement, nor over this pipeline without a specific written agreement between Grantee and Grantor, its successors, or assigns. Should such specific agreement be executed, Grantee will set forth the conditions under which such fill or embankment may be placed, including a stipulation that all risks of damage to the pipeline shall be assumed by Grantor, its successors, or assigns.

To the extent permitted by the Oregon Constitution and the Oregon Tort Claims Act, Grantee will indemnify and hold harmless Grantor, its heirs, and assigns, from claims of injury to person or property as a result of the negligence of Grantee, its agents, or employees in the construction, operation, or maintenance of said pipeline. This instrument, and the covenants and agreements contained in this instrument, shall inure to the benefit of and be binding and obligatory upon the heirs, executors, administrators, successors, and assigns of the respective parties.

After recording, return to:
City Recorder, City of Salem
555 Liberty Street SE, Room 205
Salem OR 97301-3513

5145

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

City of Keizer

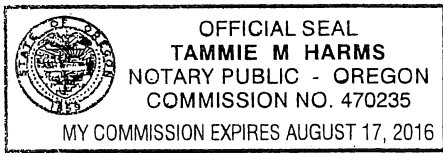


By: Christopher C. Eppley

Title: City Manager

STATE OF OREGON)
)
County of Marion)

This instrument was acknowledged before me on September 24, 2015, by
Christopher C. Eppley as City Manager of
(Name) (Title)
City of Keizer



Tammie M. Harms
Notary Public - State of Oregon
My commission expires: 8-17-16

ACCEPTED ON BEHALF OF THE CITY
OF SALEM BY: Peter Fernandez
Rosie Blanks Director
or Kacey Dinean
City Manager

APPROVED AS TO FORM:
By: Rydeley
City Attorney

Checked By: KPI
Project Number: 713007
September 14, 2015

Exhibit A

Keizer Pump Station Easement:

Beginning at the Northeast corner of Lot 6 of Northside Estates as Recorded in Volume 40, Page 81, Book of Town Plats, City of Keizer, Marion County Oregon, said point being the in the Northwest quarter of Section 1, Township 7, Range 3 West, of the Willamette Meridian, City of Keizer, Marion County Oregon, said point also being the point of intersection of the Easterly extension of the North Line of Wiessner Drive North and the West Right-of-way line of the Salem Parkway, said point being the Southeast corner of that tract of land described in that instrument recorded in Reel 658, Page 130, Marion County, Oregon, Deed Records:

thence South 89°48'41" West 115.00 feet along the North Line of said Northside Estates and the South Line of said Reel 658, Page 130, and the South Line of that tract of land conveyed to the City of Keizer by that instrument Recorded in Reel 3526, Page 421, as stated in instrument number 5 in said Reel and Page to a point;

thence leaving said line North 0°14'00" West 40.00 feet;

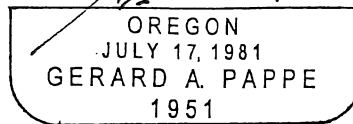
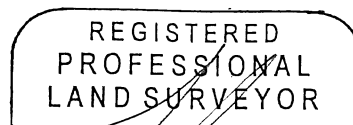
thence North 89°48'41" East 20.00 feet;

thence South 0°14'00" East 20.00 feet to a point that is 20.00 feet perpendicular to the said North Line of Northside Estates;

thence North 89°48'41" East 95.12 feet to a point on the West Right-of-way line of said Salem Parkway, said point being on the East Line of said Reel 658, Page 130, Marion County, Oregon, Deed Records;

thence South 0°06'18" West 20.00 feet to the Point of Beginning.

The parcel of land to which this description applies contains 2701 square feet or 0.062 acres of land, more or less.



RENEWABLE: DECEMBER 2016

Approved: KRI
September 3, 2015



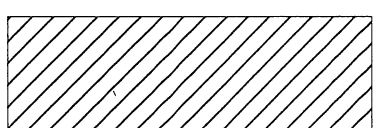
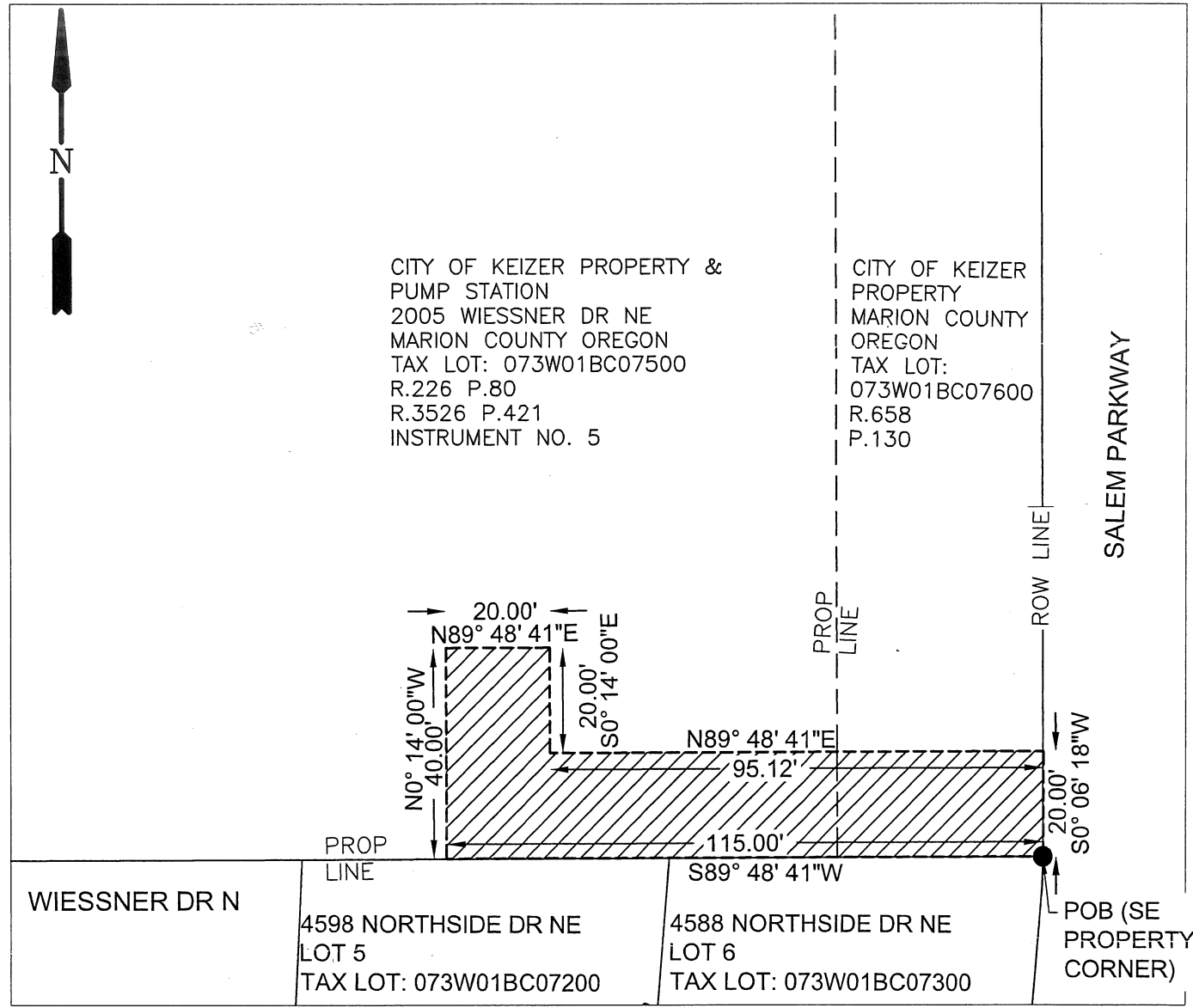
LARSEN PARK
 VOLUME 41, PAGE 65
 BOOK OF TOWN PLATS
 CITY OF KEIZER, MARION COUNTY, OREGON



CITY OF KEIZER PROPERTY &
 PUMP STATION
 2005 WIESSNER DR NE
 MARION COUNTY OREGON
 TAX LOT: 073W01BC07500
 R.226 P.80
 R.3526 P.421
 INSTRUMENT NO. 5

CITY OF KEIZER
 PROPERTY
 MARION COUNTY
 OREGON
 TAX LOT:
 073W01BC07600
 R.658
 P.130

SALEM PARKWAY



EASEMENT
 AREA = 2701
 SQUARE FEET

NORTHSIDE ESTATES
 VOLUME 40, PAGE 81
 BOOK OF TOWN PLATS
 CITY OF KEIZER, MARION COUNTY, OREGON

WATER LINE EASEMENT FOR WIESSNER INTERTIE 18" WATER LINE		SITE TAX MAP: 073W01BC TAX LOTS: 07500 AND 07600 SECTION 01 TOWNSHIP 7S RANGE 3W WILL. MERIDIAN MARION COUNTY, OREGON	CITY OF SALEM DEPARTMENT OF PUBLIC WORKS	
			EXHIBIT B	
OWNER NAME/ ADDRESS	CITY OF KEIZER P.O. BOX 21000 KEIZER, OR 97307	P.N. 713007		
		BY: ALT	DATE: 9/03/2015	

REEL: 3764

PAGE: 241

December 04, 2015, 09:04 am.

CONTROL #: 398608

State of Oregon
County of Marion

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

FEE: \$ 61.00

BILL BURGESS
COUNTY CLERK

THIS IS NOT AN INVOICE.