

CONSENT TO INSTALLATION OF PUBLIC SAFETY COMMUNICATIONS FACILITIES AT COOK'S BUTTE PARK

I, John F. Emery, state that I am one of the three children of John G. Emery and Marjorie H. Emery. The other two children are Walter E. Emery and Leslie Emery. On April 3, 1975, my parents conveyed to the City of Lake Oswego certain real property, described on the attached Exhibit 1, and now known as Cook's Butte Park. This conveyance included a covenant that the property would not be sold or used for any purpose other than park purposes or public utilities during my parents' lifetimes and the lifetimes of their three children, or the survivor, without their express written consent. My parents are deceased.

I hereby consent to the installation, use, and maintenance of public safety communications facilities on the property, including a communications tower with related structures, equipment and fencing, together with a roadway and underground power line extending to those facilities.

DATED this _____ day of _____, 2017

John F. Emery

STATE OF _____

County of _____

This record was acknowledged before me on _____, 2017, by John F. Emery.

Notary Public for _____

My commission expires:

EXHIBIT 1

Legal Description of Parcel I

A tract of land situated in Section 16, Township 2 South, Range 1 East, of the Willamette Meridian, and being more particularly described as follows:

Beginning at the Southwest corner of said Section 16 and running thence North 294.36 feet along the westerly line of said Section 16 to an iron pipe, said iron pipe being the true point of beginning; thence continuing North along said section line, 1670.95 feet to an iron pipe; thence leaving said section line South $89^{\circ}53'15''$ East, 1220.00 feet to an iron pipe; thence South $12^{\circ}33'$ East, 576.39 feet to an iron pipe; thence South $13^{\circ}15'$ West, 239.00 feet to iron rod; thence North $86^{\circ}24'$ East, 191.07 feet to an iron rod; thence South $13^{\circ}15'$ West, 242.01 feet to an iron pipe; thence South $13^{\circ}16'$ West, 461.54 feet to an iron pipe; thence South $81^{\circ}25'30''$ West, 156.23 feet to an iron pipe; thence South $81^{\circ}07'30''$ West, 1182.69 feet to the true point of beginning, all in Clackamas County, Oregon. Distances and bearings based on survey by Andrew J. Paris, dated December 11, 1974. EXCEPTING therefrom "Parcel II" as described on Page 2 of this Schedule A.

Legal Description of Easement Area.

A tract of land situated in Section 16, Township 2 South, Range 1 East, of the Willamette Meridian, and being more particularly described as follows:

Beginning at the Southwest corner of said Section 16 and running thence northerly on the westerly section line of said Section 16, 1965.31 feet to an iron pipe; thence leaving said section line South $89^{\circ}53'15''$ East, 732.31 feet to an iron rod and the true point of beginning; thence South $89^{\circ}53'15''$ East, 52.10 feet to an iron rod, said iron rod being a point on a curve to the left, said curve having a radius of 275 feet and being on the easterly right of way line of Palisades Crest Drive; thence Southerly along said curve a distance of 20.76 feet to an iron rod, the long chord of which bears South $20^{\circ}28'38''$ West 20.75 feet; thence South $71^{\circ}18'30''$ East, 171.48 feet; thence South $26^{\circ}45'30''$ East, 171.52 feet; thence South $19^{\circ}32'30''$ East, 249.40 feet; thence North $67^{\circ}53'35''$ West, 33.46 feet; thence South $1^{\circ}00'00''$ West, 71.25 feet; thence North $19^{\circ}32'30''$ West, 293.59 feet; thence North $26^{\circ}45'30''$ West, 147.88 feet; thence North $71^{\circ}18'30''$ West, 193.16 feet to a point on a curve to the right, said curve having a radius of 325 feet; thence Northerly along said curve a distance of 54.86 feet to the true point of beginning along chord of which bears North $10^{\circ}53'45''$ East 132.30 feet. All in Clackamas County, Oregon. Distances and bearings based on survey by Andrew J. Paris, dated December 11, 1974.

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Legal Description of Parcel II

A tract of land situated in Section 16, Township 2 South, Range 1 East, of the Willamette Meridian, and being more particularly described as follows:

Beginning at the Southwest Corner of said Section 16 and running thence Northerly along the westerly line of said Section 16, 294.36 feet to an iron pipe; thence North 81°07'30" East, 1112.08 feet to an iron pin, said iron pin being the true point of beginning; running thence North 01°47" East 538.67 feet; thence North 19°40' West, 155.75 feet; thence North 01°00' East, 367.89 feet; thence South 67°53'35" East, 301.03 feet; thence South 13°15' West, 239.00 feet; thence North 86°24' East, 191.07 feet; thence South 13°15' West, 242.01 feet; thence South 13°16' West, 461.54 feet; thence South 81°25'30" West, 156.23 feet; thence South 81°07'30" West, 70.61 feet to the true point of beginning. All in Clackamas County, Oregon. Distances and bearings based on survey by Andrew J. Paris, dated December 11, 1974.

LEGAL DESCRIPTION OF PARCEL II-A

The portion of Parcel II lying northerly of the following described line:

Beginning at the Southwest corner of Section 16, Township 2 South, Range 1 East of the Willamette Meridian and running thence Northerly along the westerly line of said Section 16, 294.36 feet; thence North 81°07'30" East, 1112.08 feet; thence North 01°47' East, 538.67 feet; thence North 19° 40' West, 155.75 feet to a 1/2 inch iron rod, said iron rod being the true point of beginning and the westerly terminus of said line; running thence North 84°34'20" East, 231.60 feet to a 5/8 inch iron rod, said iron rod being the easterly terminus of said line.