

6P
AFTER RECORDING RETURN TO:

City Recorder *Kelly Burgoyne*
City of Oregon
P.O. Box 3040
Oregon City, Oregon 97045-0304



01422657201000472320060067

\$72.00

08/06/2010 12:57:05 PM

D-E Cnt=1 Stn=1 JANISKEL
\$30.00 \$16.00 \$16.00 \$10.00

Map No.: NE1/4 & NW1/4 Sect 29, Twn 2S, Rng 2E, WM
Grantor: Metropolitan Service District of Portland, METRO
Tax Lot No.: 2-2E-29-00904

CITY OF OREGON CITY, OREGON SLOPE EASEMENT

KNOW ALL BY THESE PRESENTS, THAT Metro, an Oregon municipal corporation, that took title as Metropolitan Service District of Portland, Oregon, hereinafter called the GRANTOR, does hereby grant unto the City of Oregon City, hereinafter called the CITY, its successors in interest and assigns, a permanent easement and right-of-way, including the permanent right to construct, reconstruct, operate, and maintain a Slope Easement on the following described land:

See attached EXHIBIT A Legal Description and attached
EXHIBIT B Sketch for Legal Description

TO HAVE AND TO HOLD, the above described easement unto the CITY, its successors in interest and assigns forever.

This Slope Easement is granted for the purpose of design, construction, operation, reconstruction, maintenance, and repair of slope. CITY shall be solely responsible for the costs of the design, construction, operation, reconstruction and repair of slope within the Slope Easement Area described in Exhibit A. CITY shall execute all such work in a good, and workmanlike manner. Following completion of any such work, CITY shall restore the Slope Easement Area except for the improvement completed. GRANTOR shall have no liability or responsibility for maintaining the improvements placed in the Slope Easement Area. Notwithstanding the foregoing, however, damage to the Slope Easement Area caused due to the negligence or abnormal use of the Slope Easement Area by either party shall be repaired by the party that caused such damage at its sole expense.

Uses undertaken by the GRANTOR shall not be inconsistent or interfere with the use of the subject Slope Easement area by the CITY. No building or utility shall be placed upon, under, or within the property subject to the foregoing Slope Easement during the term thereof, however, without the written permission of the CITY.

Nothing contained in this Slope Easement shall be construed as requiring the CITY, its successors in interest or assigns to maintain slope or other surface or subsurface improvement made or constructed by or on behalf of the GRANTOR, its heirs, successors in interest or assigns as required by development

The true consideration of this conveyance is for other valuable consideration, the receipt of which is hereby acknowledged by GRANTOR.

And the GRANTOR above named hereby covenants to and with the CITY, and CITY'S

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Slope Easement

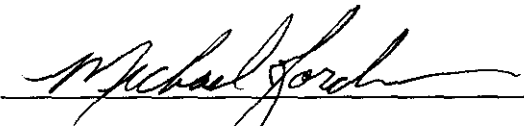
successors in interest and assigns that GRANTOR is lawfully seized in fee simple of the above granted premises, free from all encumbrances, except encumbrances, easements, restrictions and rights-of-way of record and those common and apparent on the land, and that GRANTOR, GRANTOR'S heirs, and personal representatives shall warrant and forever defend the premises to the CITY, its successors in interest and assigns against the lawful claims and demands of all persons claiming by, through, or under the GRANTOR.

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the GRANTOR has executed this instrument this 22nd day of July, 2010; it has caused its name to be signed by its officers, duly authorized thereto by order of its council.

NOTICE: No stamp or corporate seal is allowed over any typed information.

METRO


Michael Jordan, Chief Operating Officer

NOTICE TO NOTARIES: No notary stamp or corporate seal is allowed over any typed information.

Personal Acknowledgment

STATE OF OREGON)
) ss.
County of Multnomah)

Personally appeared the above named

Michael Jordan

and acknowledged the foregoing instrument to
be his voluntary act and deed.

Before me:

NOTARY PUBLIC FOR OREGON

Jodi Wacenske

Notary's signature

My Commission Expires: 12/8/11

Stamp seal below



(Grantor's Name and Address)

City of Oregon City

P.O. Box 3040

625 Center Street

Oregon City, OR 97045-0304

(Grantee's Name and Address)

Accepted on behalf of the City of Oregon City
on the condition that the easement granted is
free and clear from any taxes, liens, and
encumbrances.

Mayor

Alan Morris

City Recorder

Nancy

Corporate Acknowledgment

STATE OF OREGON)
) ss.
County of _____)

Personally appeared _____

_____ and _____

_____ who being duly sworn,
each for himself and not one for the other did
say that the former is the _____ president
and that the latter is the _____ secretary
of _____

_____, a corporation, and that the seal affixed
to the foregoing instrument was signed and
sealed in behalf of said corporation by authority
of its board of directors; and each of them
acknowledged said instrument to be its
voluntary act and deed.

Before me:

NOTARY PUBLIC FOR OREGON

Notary's signature

My Commission Expires: _____

Stamp seal below

Permanent Easement for Slopes

A parcel of land lying in the NE¼ of Section 29 and the NW¼ of Section 29, Township 2 South, Range 2 East of the W.M., Clackamas County, Oregon and being a portion of those certain tracts of land described in that Warranty Deed – Statutory Form to Metropolitan Service District of Portland, Oregon recorded June 30, 1977 in Instrument Number 77-25593, of the Official Records of Clackamas County, Oregon.

Said parcel being that portion of said property lying within the following described tract:

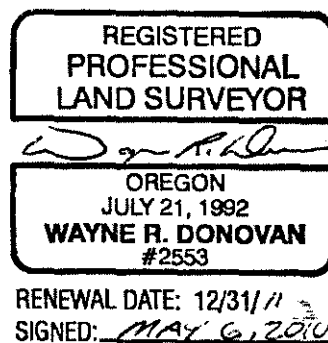
Beginning at a point opposite and 33.50 feet Westerly of Engineer's Station "W" 271+51.00 on the relocated center line of Washington Street; thence Southwesterly in a straight line to a point opposite and 72.00 feet Northwesterly of Engineer's Station "W" 272+18.00 on said center line; thence Southwesterly in a straight line to a point opposite and 96.00 feet Northwesterly of Engineer's Station "W" 273+40.00 on said center line; thence in a straight line to a point opposite and 73.00 feet Northwesterly of Engineer's Station "W" 274+09.00 on said center line; thence in a straight line to a point opposite and 48.00 feet Northwesterly of Engineer's Station "W" 274+09.00 on said center line; thence in a straight line to a point opposite and 48.00 feet Northwesterly of Engineer's Station "W" 272+80.00 on said center line; thence in a straight line to a point opposite and 33.50 feet Northwesterly of Engineer's Station "W" 271+51.00 on said center line to the point of beginning.

The center line of relocated Washington Street referred to herein is described as follows:

Beginning at Engineer's center line Station "W" 250+02.92, said Station being North 66°48'26" East, 1941.22 of the Quarter Corner common to Sections 20 and 29, Township 2 South, Range 2 East of the W.M, thence South 29°57'00" West 812.61 feet; thence along a 1527.89 foot radius curve to the right (the long chord of which bears South 36°55'36" West, 371.17 feet) 372.09 feet; thence South 43°54'12" West 497.33 feet; thence along a 593.23 foot radius curve to the left (the long chord of which bears South 25°43'23" West, 370.19 feet) 376.47 feet; thence South 07°32'33" West 39.02 feet; thence along a 739.30 foot radius curve to the right (the long chord of which bears South 38°45'17" West, 766.22 feet) 805.47 feet; thence South 69°58'00" West 183.94 feet to Engineer's center line Station "W" 280+89.86, said station being South 00°15'46" West 1627.38 feet from said Quarter Corner common to Sections 20 and 29.

Bearings are based upon the Oregon State Plane Coordinate System 1983 (CORS 96)
Epoch 2002, North Zone.

This parcel of land contains 7,290 Square Feet, more or less.



"JE" 604+97.48 P.I.
N. 628796.200
E. 7666398.751

$W = 268 + 79.77 \text{ PI}$
 $N = 628803.297$
 $E = 7665922.919$

METROPOLITAN SERVICE
DISTRICT OF PORTLAND
2-2E-29 TL 904
INSTR. NO. 1977-25593
9.07 acres ± Rem.

"W"
R=739.30' C.R.
 $\Delta=62^{\circ}25'27''$
T=447.95'

Perm. Ease. - Slopes
7,290 ft²±

SE WASHINGTON STREET

"JW"
R=200.00' C.R.
 $\Delta=55^{\circ}36'21''$
T=105.46'

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
JULY 21, 1992
WAYNE R. DONOVAN
2553

SCALE 1" = 100'