

AFTER RECORDING RETURN TO:

Clackamas County Official Records
Sherry Hall, County Clerk

2005-036395

City of Oregon City Recorder (Leilani Bronson-Crelly)
P.O. Box 3040
Oregon City, Oregon 97045-0304



\$41.00

00825099200500363950040040

04/22/2005 03:21:38 PM

Map No.: 32E 08AB

Tax Lots: 00500

Street: Gaffney Lane

Planning No.: N/A

D-E Cnt=1 Sm=3 ELIZABETH
\$20.00 \$11.00 \$10.00

**CITY OF OREGON CITY, OREGON
PUBLIC ACCESS (SIDEWALK) EASEMENT
PUBLIC UTILITY AND SLOPE EASEMENT**

KNOW ALL BY THESE PRESENTS, THAT Cinnamon Square LLC
hereinafter called the GRANTOR, do(es) hereby grant
unto the City of Oregon City, hereinafter called the CITY, its successors in interest and assigns, a
permanent public access easement, including the right to construct sidewalks improvements and
right to access, ingress, and egress over and across the easement area for use by the general
public, bounded and described as follows, to wit:

See attached EXHIBIT "A" Legal description and attached sketch
for Legal Description

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

The true consideration of this conveyance is \$1.00, the receipt of which is hereby
acknowledged by GRANTOR.

And the GRANTOR above named hereby covenants to and with the CITY, and the CITY's
successors in interest and assigns that GRANTOR is lawfully seized in fee simple of the above
named premises, free from all encumbrances (no exceptions) and that GRANTOR and their
heirs and personal representatives shall warrant and forever defend the said premises against the
lawful claims and demands of all persons claiming by, through, or under the GRANTOR.

In construing this deed and where the text 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 25 day of
February, 2005; if a corporate grantor, it has caused its name to be signed and seal
affixed by its officers, duly authorized thereto by order of its board of directors.

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

Individuals, general partnerships

Ray C. Hallberg

Signer's Name

Dianne R. Cassidy

Signer's Name

(if executed by a corporation
affix corporate seal below)

Corporation/limited partnership

Cinnamon Square, LLC

Corporation/Partnership Name

Ray C. Hallberg, member

Signer's Name, Title

Dianne R. Cassidy, member

Signer's Name, Title

Signer's Name, Title

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

Personal Acknowledgment

STATE OF OREGON)
) ss.
County of _____)

On this _____ day of _____, 20____,
before me, the undersigned Notary Public,
personally _____ appeared

_____ who acknowledged the foregoing instrument to
be his/her voluntary act and deed.

NOTARY PUBLIC FOR OREGON

My Commission Expires: _____

Stamp seal below

(Grantor's Name and Address)

City of Oregon City

P.O. Box 3040

320 Warner Milne Road

Oregon City, OR 97045-0304

(Grantee's Name and Address)

Accepted on behalf of the City of Oregon City
on the condition that the dedication conveyed
is free and clear from taxes, liens, and
encumbrances.

Mayor

Alani Norris

City Recorder

Lalani Bronson-Cully

Corporate Acknowledgment

STATE OF OREGON)
) ss.
County of Tackamas)

On this 25 day of February, 2005,
before me, STEPHEN PFEIFER,
the undersigned Notary Public, personally

appeared Ray C. Hallberg
and Dianne R Cassidy

who being duly sworn, each for himself and not
one for the other did say that the former is the

member president

and that the latter is the member secretary

of Cinnamon Square LLC

_____, 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.

NOTARY PUBLIC FOR OREGON

My Commission Expires: 10-30-2008

Stamp seal below

Stephen Pfeifer

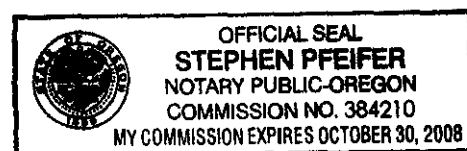


EXHIBIT A

A portion of that real property in the NW ¼ of the NE ¼ of Section 8, T3S, R2E, W.M., Clackamas County, Oregon as described and recorded in Reference No. 2001-005013, Deed Records of Clackamas County, Oregon, said portion being more particularly described as follows:

PUBLIC PEDESTRAIN EASEMENT

Beginning at the point of intersection of the Northerly right-of-way line of Gaffney Lane and the Easterly right-of-way line of Bertha Drive in the City of Oregon City;

Thence Northwesterly along said Easterly right-of-way line of Bertha Drive 18.50 feet to a point;

Thence Northeasterly, parallel to the Northerly right-of-way line of Gaffney Lane, 100.00 feet, to a point;

Thence Southeasterly, parallel to the Easterly right-of-way line of Bertha Drive, 18.50 feet more or less, to a point on the Northerly right-of-way line of Gaffney Lane;

Thence Southwesterly, along the Northerly right-of-way line of Gaffney Lane, 100.00 feet more or less, to the point of beginning.

The parcel of land to which this description applies contains 1,850 square feet more or less.

PUBLIC UTILITY AND SLOPE EASEMENT

Beginning at the point of intersection of the Northerly right-of-way line of Gaffney Lane and the Easterly right-of-way line of Bertha Drive in the City of Oregon City;

Thence Northwesterly along said Easterly right-of-way line of Bertha Drive 5.00 feet to a point;

Thence Northeasterly, parallel to the Northerly right-of-way line of Gaffney Lane, 175.68 feet more or less, to a point on the Easterly line of said parcel recorded in Reference No. 2001-005013;

Thence Southeasterly, along the Easterly right-of-way line of said parcel recorded in Reference No. 2001-005013, 5.35 feet, to a point on the Northerly right-of-way line of Gaffney Lane;


Thence Southwesterly, along the Northerly right-of-way line of Gaffney Lane, 174.00 feet more or less, to the point of beginning.

The parcel of land to which this description applies contains 875 square feet more or less.



COMMISSION REPORT: CITY OF OREGON CITY
TO THE HONORABLE MAYOR AND COMMISSIONERS

320 Warner Milne Road----(503) 657-0891

 INCORPORATED 1844	Agenda Item No.: 4.3	Topic: Public Sidewalk, Public Utility and Road Slope Easement for the Gaffney Lane Sidewalk Project (On the Cinnamon Square Apartment Property) (OCPW05-002)
	Report No.: 05-040	
	Agenda Type: DISCUSSION/ACTION	
	Meeting Date: April 6, 2005	Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Prepared By: John Knapp	Reviewed By: Nancy Kraushaar	Approved By: E. Patterson

RECOMMENDATION:

It is recommended that the City Commission adopt a motion accepting this Sidewalk, Public Utility and Road Slope Easement and authorize the Mayor and City Recorder to execute it.

REASON FOR RECOMMENDATION:

This Easement provides the needed additional easement area for public sidewalk, public utilities and street supporting slopes (for CITY sidewalk, street, road, right-of-way, and public utilities), for a portion of the Gaffney Lane Sidewalk project. This easement is on the Cinnamon Square Apartment property and is needed to save a large tree. The Easement is attached for Commission review.

BACKGROUND:

On the April 6, 2005, agenda is the Sidewalk, Public Utility and Road Slope Easement, for a portion of Gaffney Lane Sidewalk project along the frontage of the Cinnamon Square Apartment property – a City Public Works Division Project File No. OCPW05-002.

Map No. 3-2E-08AB

Tax Lot 00500

Gaffney Lane Sidewalk project

(Public Works Division Project File No. OCPW05-002)

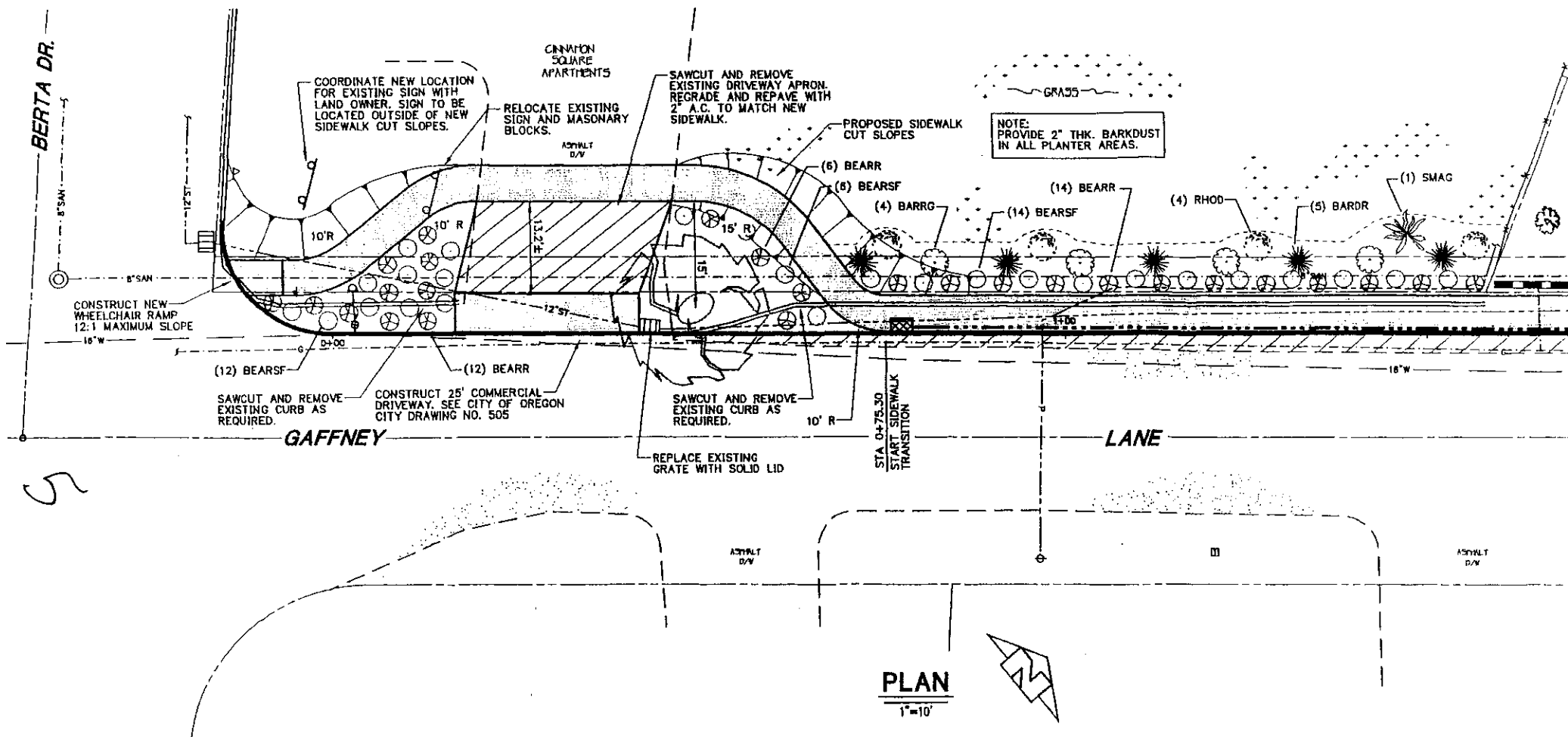
BUDGET IMPACT: FY(s): N/A

Funding Source: N/A

Attachment 1: Sidewalk, Public Utility & Slope Easement

Approved

CINNAMON SQUARE
APARTMENTS SITE



SKETCH / EASEMENT AREA

PUBLIC ACCESS (SIDEWALK),
PUE & SLOPE EASEMENT

3-2E-08AB TL 500

CINNAMON SQUARE LLC

CLACK CO. Doc. # 2005-036395

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