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Return to:  
City Recorder  
City of Oregon City  
320 Warner Milne Road  
Oregon City, Oregon 97045

Mountain View Addition

Map#: 3-2E-5BB  
TL: 1602

**CITY OF OREGON CITY, OREGON**

**EASEMENT**

**KNOW ALL MEN BY THESE PRESENTS, THAT MAYWOOD COMPANY, INC.**, hereinafter called the GRANTOR, do(es) hereby grant unto 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, and maintain STORM SEWER FACILITIES on the following described land:

See attached Exhibit "A" Sketch for Legal Description and attached Exhibit "B" Legal Description

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

GRANTOR reserves the right to use the surface of the land walk ways, plantings and related uses. Such uses undertaken by the GRANTOR shall not be inconsistent or interfere with the use of the subject easement area by the CITY. No building or utility shall be placed upon, under or within the property subject to the foregoing easement during the term thereof.

Upon completion of the construction, the CITY shall restore the surface of the property to a neat and orderly condition and shall indemnify and hold the GRANTOR harmless against any and all loss, cost or damage arising out of the exercise of the rights granted herein.

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 CITY'S successors in interest and assigns that GRANTOR is lawfully seized in fee simple of the above granted premises, free from all encumbrances and that GRANTOR and their heirs and personal representatives shall warrant and forever defend the said premises and every part thereof 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.

**98-066994**

IN WITNESS WHEREOF, the GRANTOR has executed this instrument this 19 day of Dec, 1997 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.

Individuals

General Partnerships

\_\_\_\_\_  
Signer's Name

\_\_\_\_\_  
Signer's Name

Corporation

Limited Partnership

Maywood Co Inc  
Corporation/Partnership Name

John J. Korda Pres.  
Signer's Name, Title

\_\_\_\_\_  
Signer's Name, Title

(If executed by a corpoproration  
affix corporate seal)

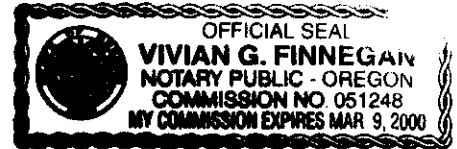
Personal Acknowledgment  
STATE OF OREGON )  
 ) ss.  
County of \_\_\_\_\_ )

Personally appeared the above named  
\_\_\_\_\_ and acknowledged the foregoing  
instrument to be \_\_\_\_\_  
voluntary act and deed.

Corporate Acknowledgment  
STATE OF OREGON )  
 ) ss.  
County of Clackamas )

Personally appeared John L. Todd 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 later 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  
acknowledged said instrument to be its voluntary  
act and deed.

(OFFICIAL SEAL)



Before me:

Vivian G. Finnegan  
NOTARY PUBLIC FOR OREGON

My commission expires 3-09-00

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(Grantor's Name and Address)

City of Oregon City  
320 Warner Milne Road  
Oregon City, OR 97045

(Grantee's Name and Address)

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

Daniel W. Fowler

Mayor

Sean K. Elliott  
City Recorder 1-7-98

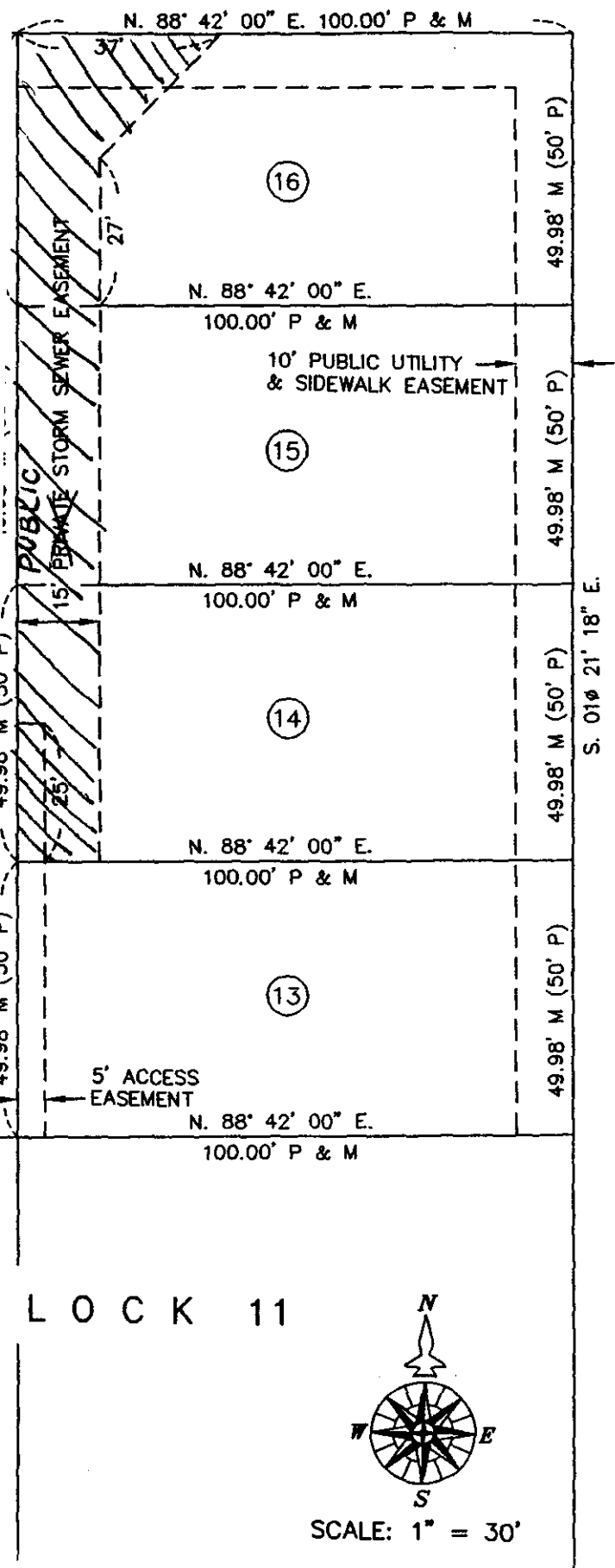


(OFFICIAL SEAL)

40'

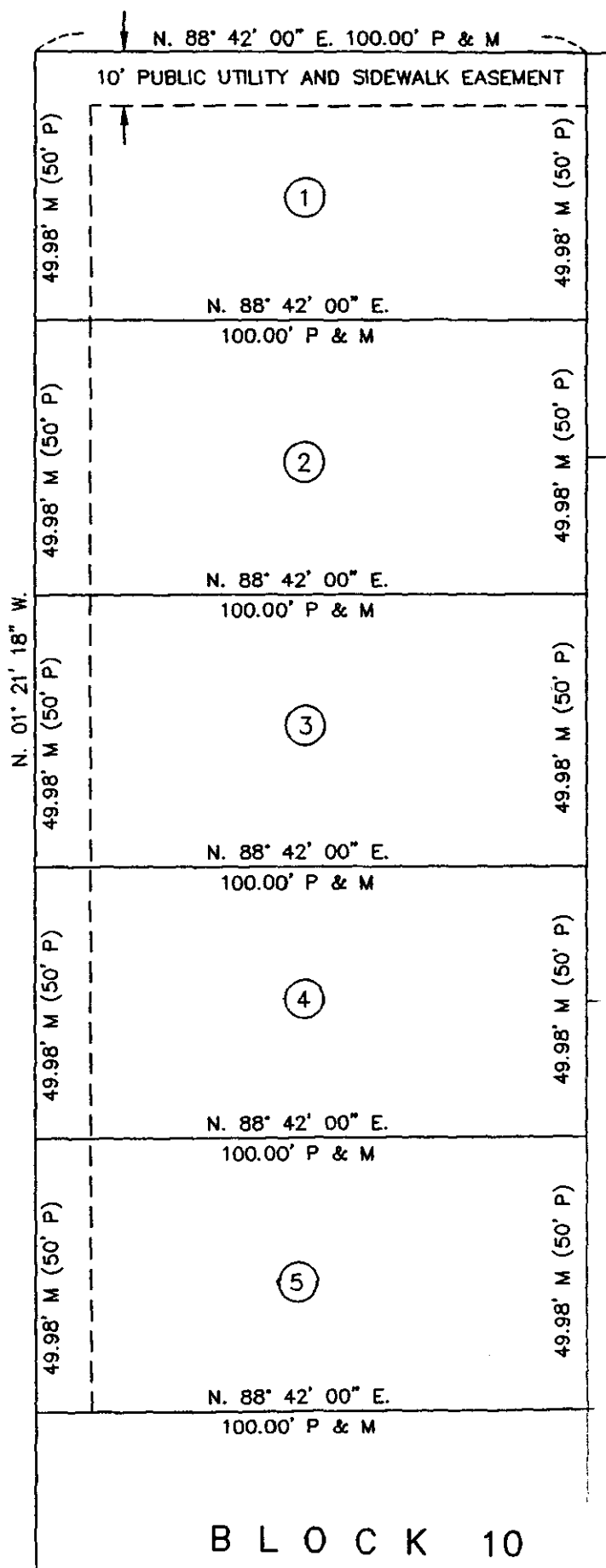
C A S C A D E

S T R E E T



40'

W A R R E N S T R E E T



EASEMENT DESCRIPTION FOR  
PRIVATE STORM SEWER  
IN LOTS 14, 15, AND 16, BLOCK 11  
MOUNTAIN VIEW ADDITION, OREGON CITY

#3899  
11/17/97 WC

EXHIBIT "B"

PART OF LOTS 14, 15, AND 16, BLOCK 11, "MOUNTAIN VIEW ADDITION TO OREGON CITY", A SUBDIVISION OF RECORD (PLAT NO. 69), IN THE NORTHWEST-QUARTER OF SECTION 5, TOWNSHIP 3 SOUTH, RANGE 2 EAST, AND THE SOUTHWEST-QUARTER OF SECTION 32, TOWNSHIP 2 SOUTH, RANGE 2 EAST, WILLAMETTE MERIDIAN, CLACKAMAS COUNTY, OREGON, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 14 AND RUNNING THENCE, ALONG THE WEST LINES OF SAID LOTS 14, 15, AND 16, N.01°21'18"W., 149.94 FEET TO THE NORTHWEST CORNER OF SAID LOT 16, THENCE, ALONG THE NORTH LINE OF SAID LOT 16, N.88°42'00"E., 37.00 FEET; THENCE, DEPARTING SAID NORTH LINE, S.42°25'29"W., 31.80 FEET TO A POINT WHICH LIES 15.00 FEET EAST OF, MEASURED PERPENDICULAR TO, THE WEST LINE OF SAID LOT 16; THENCE, PARALLEL WITH THE WEST LINES SAID LOTS 14, 15, AND 16, S.01°21'18"E., 126.96 FEET TO THE SOUTH LINE OF SAID LOT 14; THENCE, ALONG SAID SOUTH LINE, S.88°42'00"W., 15.00 FEET TO THE POINT-OF-BEGINNING.

STATE OF OREGON 98-066994  
CLACKAMAS COUNTY  
Received and placed in the public  
records of Clackamas County  
RECEIPT# AND FEE: 76476 \$35.00  
DATE AND TIME: 07/23/98 09:40 AM  
JOHN KAUFFMAN, COUNTY CLERK

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**CITY OF OREGON CITY**  
INCORPORATED 1844  
**COMMISSION REPORT**

FOR AGENDA  
DATED  
January 7, 1998

Page 1 of 1

TO THE HONORABLE MAYOR AND COMMISSIONERS

**Subject:** Public Easement Acceptance- Mountain View Addition

**Report No. 98-01**

On the January 7, 1998 Commission agenda, are the attached Public Easements for the construction, reconstruction and maintenance of Warren and Cascade Streets in the "Mt. View Addition" - City Engineering File Number PI97-01. This project has been approved and is described by attached Exhibits "A", "B" and "C". The following Public Easements were required as a condition of approval for development:

1. An Access Easement for Map 3-2E-5BB, Tax Lots 13 and 14 of Block 11 of Mt. View Addition.
2. A Storm Sewer Easement for Map 3-2E-5BB, Tax Lots 14, 15, and 16 of Block 11 of Mt. View Addition.
3. A Public Utility and Sidewalk Easement for Map 3-2E-5BB, Tax Lots 1, 2, 3, 4, and 5 of Block 10 of Mt. View Addition.

It is recommended that the City Commission accept the easements and authorize the Mayor and the City Recorder to execute.

Charles Leeson  
City Manager

**CC:** Rich Carson, Community Development Director  
Jay Toll, Engineering Associate  
File PI97-01

## CITY OF OREGON CITY, OREGON

## PUBLIC UTILITY(S) EASEMENT

KNOW ALL MEN BY THESE PRESENTS, THAT MAYWOOD COMPANY, INC. 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 easement and right-of-way, including the permanent right to construct, reconstruct, operate and maintain \_\_\_\_\_ 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.

The GRANTORS bargain, sell, convey, transfer and deliver unto CITY a <sup>permanent</sup> ~~temporary~~ easement and right-of-way upon, across and under so much of the aforesaid land as described as: Storm and sewer

See attached Exhibit "C" Legal Description and attached Exhibit "D" Sketch for Legal Description.

It being understood that said temporary easement is only for the original excavation and construction of said utility line and upon the completion of the construction thereof shall utterly cease and desist, save and except for that portion hereinbefore described as being a permanent easement.

GRANTOR reserves the right to use the surface of the land for walkways, plantings, parking and related uses. Such uses undertaken by the GRANTOR shall not be inconsistent or interfere with the use of the subject easement area by the CITY. No building or utility shall be placed upon, under or within the property subject to the foregoing easement during the term thereof, however, without the written permission of the CITY.

Upon completion of the construction, the CITY shall restore the surface of the property to its original condition and shall indemnify and hold the GRANTOR harmless against any and all loss, cost or damage arising out of the exercise of the rights granted herein.

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 CITY's successors in interest and assigns that GRANTOR is lawfully seized in fee simple of the above granted premises, free from all encumbrances (no exceptions)

and that GRANTOR and their heirs and personal representatives shall warrant and forever defend the said premises and every part thereof 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.

\*\*\*\*\*  
AFTER RECORDING RETURN TO: City Recorder, City of Oregon City, 320 Warner Milne Road, Oregon City, Oregon 97045  
\*\*\*\*\*

IN WITNESS WHEREOF, the GRANTOR has executed this 19<sup>th</sup> day of Dec, 1997 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.

Individuals,  
general partnerships

Corporation  
limited partnership

Signer's Name

Corporation/Partnership Name  
MAYWOOD COMPANY, INC.

Signer's Name

Signer's Name, Title  
JOHN L. TODD, President

(if executed by a corporation  
affix corporate seal)

  
Signer's Name, Title

Signer's Name, Title

Personal Acknowledgment  
STATE OF OREGON

County of \_\_\_\_\_ )

) ss.

Personally appeared the above  
named \_\_\_\_\_ and  
acknowledged the foregoing instrument to be his  
voluntary act and deed.

Before me:

NOTARY PUBLIC FOR OREGON

My Commission Expires: \_\_\_\_\_

(OFFICIAL SEAL)

(Grantor's Name and Address)

City of Oregon City  
320 Warner Milne Road  
Oregon City, OR 97045

(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  
taxes, liens and encumbrances.

*Daniel W. Fowler*  
Mayor

*Stan H. Elliott* 1-7-98  
City Recorder

Corporate Acknowledgment  
STATE OF OREGON

County of Clackamas )

) ss.

Personally appeared John L. Todd 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 \_\_\_\_\_

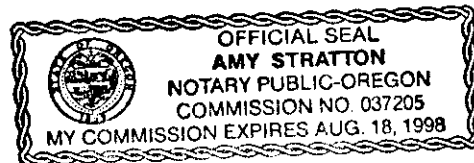
\_\_\_\_\_ a corporation, and that the seal  
affixed to the foregoing instrument was signed and sealed  
in behalf of said corporation by authority of its board of  
directors; and each of them acknowledged said instrument  
to be its voluntary act and deed.

Before me:

NOTARY PUBLIC FOR OREGON

My Commission Expires: 9-18-98

(OFFICIAL SEAL)



Space reserved for County  
Record's Office

# STORM EASEMENT

3-2E-5BB

TL 1602

Lots 14, 15, 16 OF Block 11  
OF Mountain View Addition  
plot

Waywood Co.

1998

Clark Co. Doc # 98-066994

O.C. page 1112 ITEM # 22

Env. 77