

Return to:
City Recorder
City of Oregon City
PO Box 351
Oregon City, Oregon 97045-0021

Assessor Map 2-2E-28A Tx Lt 01703

CITY OF OREGON CITY, OREGON

EASEMENT

KNOW ALL MEN BY THESE PRESENTS, THAT Mario Messina, Nancy Powers, and Sharon Weaver, hereinafter called the GRANTORS, does 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 a storm drainage line and ditch, along with a temporary construction 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.

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.

CITY acknowledges that the temporary construction easement will expire 180 days after the date the project work is completed, or on June 1, 1996, whichever is sooner.

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.

IN WITNESS WHEREOF, the GRANTOR has executed this instrument this 7th day of October, 1995.

Individuals

General Partnerships

Mario Messina
Mario Messina

Sharon A. Weaver
Sharon Weaver

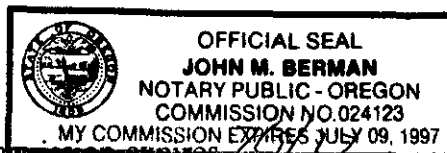
Nancy Powers
Nancy Powers

Personal Acknowledgment

STATE OF OREGON)
) ss.
County of Clackamas)

Personally appeared the above named Mario Messina, Nancy Powers, and Sharon Weaver and acknowledged the foregoing instrument to be their voluntary act and deed.
Before me:

[Signature]
NOTARY PUBLIC FOR OREGON



My commission expires 7/9/97

Mario Messina, Nancy Powers, Sharon Weaver
14590 Holcomb Blvd
Oregon City, Oregon 97045
(Grantor's Name and Address)

City of Oregon City
320 Warner Milne Road
PO Box 351
Oregon City, OR 97045-0021
(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.

[Signature]
Mayor

(OFFICIAL SEAL)

[Signature]
City Recorder

Space reserved for County Record's Office

10-18-95



Exhibit "A"

Legal Description

Permanent Storm Drainage Easement

A parcel of land located in Township 2 South, Range 2 East, Section 28, of the Willamette Meridian, in Oregon City, in Clackamas County, being more particularly described as follows:

COMMENCING at the North West corner of Lot 2, Holcomb Hill subdivision, a duly recorded subdivision in Clackamas County, Oregon; **THENCE** South 83°28'30" East, along the north line of said lot 2, a distance of 39.30, to the **POINT OF BEGINNING**; **THENCE** continuing South 83°28'30" East, along the north line of said lot 2, a distance of 15.41 feet, to a point on said north line; **THENCE** South 56°02'32" West, a distance of 48.22 feet, to a point; **THENCE** South 10°09'00" West, a distance of 151.74 feet, to a point; **THENCE** South 41°24'50" East a distance of 61.07 feet, to a point; **THENCE** South 8°09'03" West, a distance of 11.67 feet, to a point on the south line of said lot 2; **THENCE** North 71°48'05" West, along the said south line, a distance of 15.23 feet, to a point; **THENCE** North 8°09'03" East, a distance of 8.67 feet, to a point; **THENCE** North 41°24'50" West, a distance of 54.69 feet, to a point; **THENCE** North 10°09'08" East, a distance of 160.82 feet, to a point; **THENCE** North 56°02'03" East, a distance of 40.71 feet, to the **POINT OF BEGINNING**.

Above described parcel contains 2,735 square feet, more or less.

Temporary Construction Easement

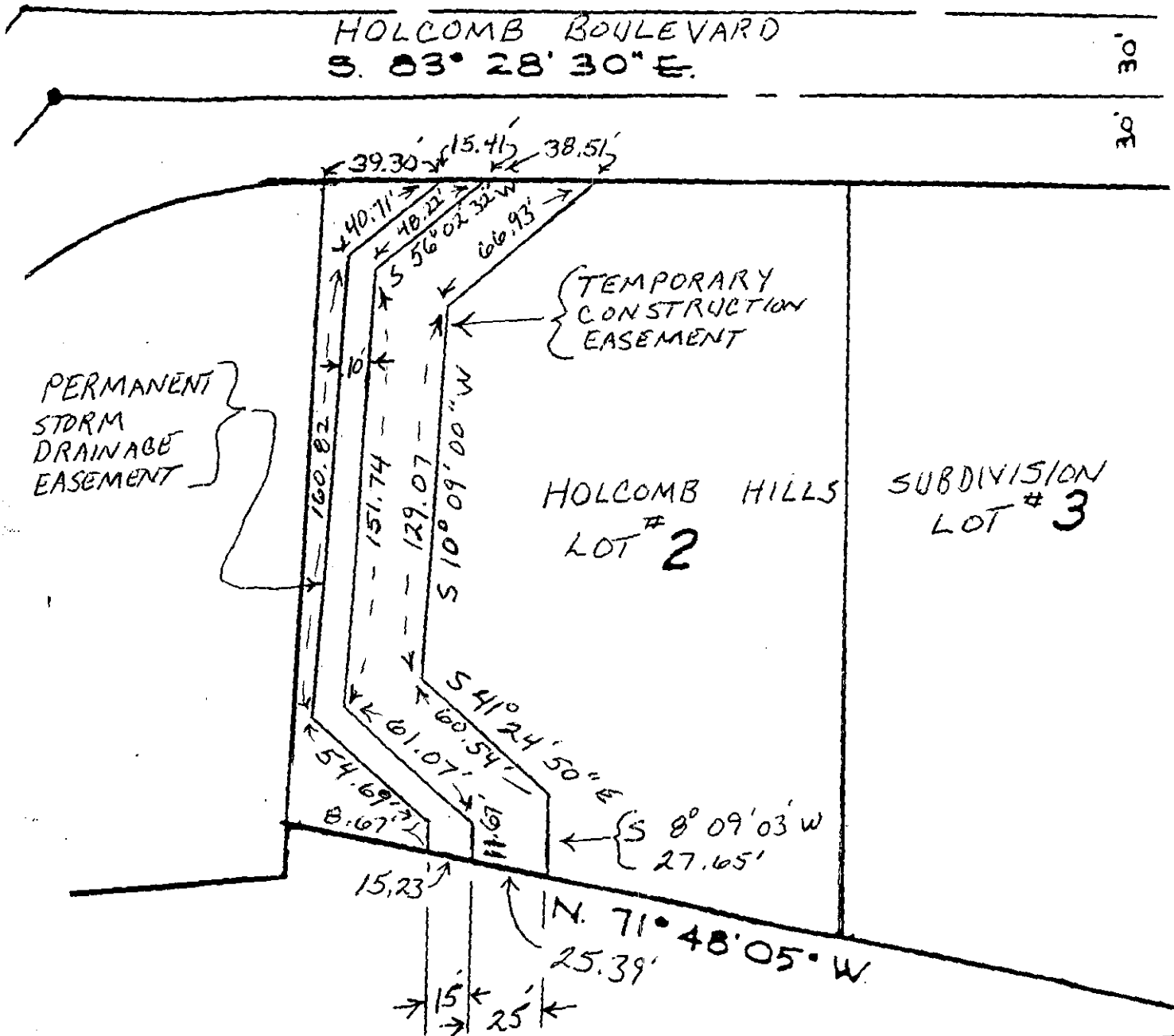
A parcel of land located in Township 2 South, Range 2 East, Section 28, of the Willamette Meridian, in Oregon City, in Clackamas County, being more particularly described as follows:

COMMENCING at the North West corner of Lot 2, Holcomb Hill subdivision, a duly recorded subdivision in Clackamas County, Oregon; **THENCE** South 83°28'30" East, along the north line of said lot 2, a distance of 54.71, to the North East corner of the above described permanent drainage easement, and the **POINT OF BEGINNING**; **THENCE** South 83°28'30" East, continuing along the north line of said lot 2, a distance of 38.51 feet, to a point; **THENCE** South 56°02'32" West, a distance of 66.93 feet, to a point; **THENCE** South 10°09'00" West, a distance of 129.07 feet, to a point; **THENCE** South 41°24'50" East, a distance of 60.54 feet, to a point; **THENCE** South 8°09'03" West, a distance of 27.65 feet, to a point on the south line of said lot 2; **THENCE** North 71°48'05" West, along the said south line, a distance of 25.39 feet, to the South West corner of the above described permanent drainage easement; **THENCE** North 8°09'03" East, a distance of 11.67 feet, to a point; **THENCE** North 41°24'50" West, a distance of 61.07 feet, to a point; **THENCE** North 10°09'08" East, a distance of 151.74 feet, to a point; **THENCE** North 56°02'03" East, a distance of 48.22 feet, to the **POINT OF BEGINNING**.

Above described parcel contains 6,961 square feet, more or less.

Exhibit "B"

↑
N
1" = 50'



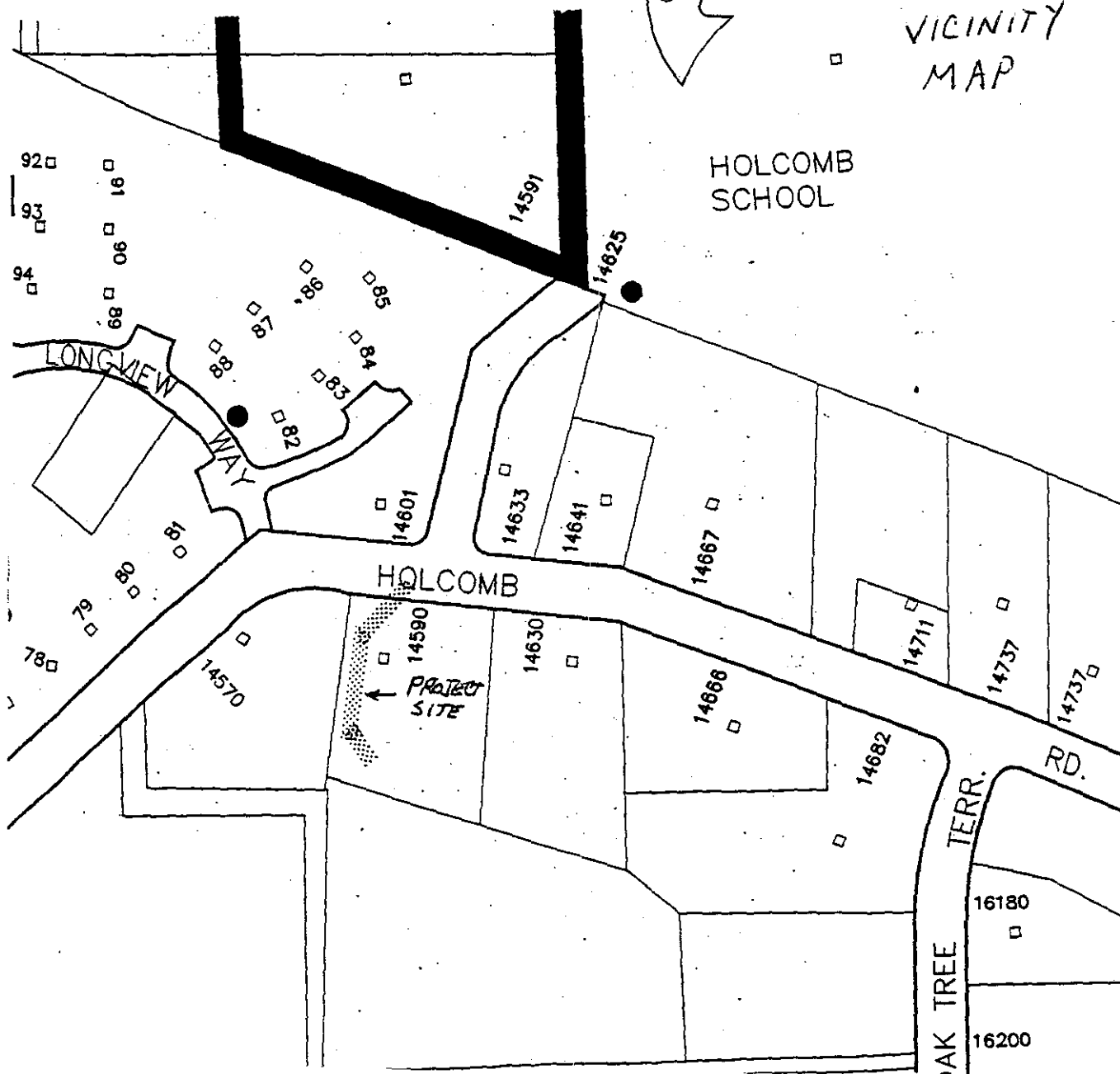
STATE OF OREGON 95-069616
CLACKAMAS COUNTY
Received and placed in the public
records of Clackamas County
RECEIPT# AND FEE: 27620 \$20.00
DATE AND TIME: 11/07/95 02:01 PM
JOHN KAUFFMAN, COUNTY CLERK

4



VICINITY
MAP

HOLCOMB
SCHOOL





CITY OF OREGON CITY

INCORPORATED 1844

COMMISSION REPORT

TO THE HONORABLE MAYOR AND COMMISSIONERS

15
FOR AGENDA

DATED

October 18, 1995

Page

1 of 1

Subject: Easement Acceptance
Storm Drainage

Report No. 95-147
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Transmitted herewith is an easement given to the City of Oregon City for the purpose of installing a storm drainage line. The easement is across property located at 14590 Holcomb Boulevard. There is both a permanent easement and a temporary construction easement being given.

It is recommended that the City Commission accept this easement and authorize the Mayor and City Recorder to execute and record the documents.

CHARLES LEESON
City Manager

- cc
- Rich Carson, Director, Community Development
 - Rick McClung, Director of Public Works
 - Henry Mackenroth, City Engineer

storm
(with)
(Temp.)

Easement

2-2E-28A

TL 01703

Mario Messina

Nancy Powers

Sharon Weaver

DOC# 95-069616

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page 318 # ~~12~~

ENVH
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