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35-2E-9D
TL 1200

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

CITY OF OREGON CITY, OREGON

SLOPE EASEMENT

KNOW ALL MEN BY THESE PRESENTS, THAT Alfred N. Hess and Dorothy Hess 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, and maintain ROAD SLOPES on the following described land:

A parcel of land lying in the Andrew Hood D.L.C. No. 44 in Section 9, Township 3 South, Range 2 East of the Willamette Meridian and being a portion of that property described in that deed to Alfred N. Hess & Dorothy Hess, and recorded in Book 488, Page 324, Film Records of Clackamas County, Oregon; the said parcel being that portion of said property included in a strip of land variable in width, lying northerly of and adjacent to the centerline of relocated Glen Oak Road, which centerline is described as follows:

Beginning at Engineer's Centerline Station 14+09.03 of Glen Oak Road, said Centerline Station being the South 1/4 corner of Section 9, Township 3 South, Range 2 East of the Willamette Meridian; thence South 88°25'58" East 2660.91 feet to the southeast corner of said Section 9, Township 3 South, Range 2 East of the Willamette Meridian.

The widths in feet of the strip of land above referred to are as follows:

Station to	Station	Width on Northerly Side of Center Line
17+75	21+30	35
21+30	23+25	40

Bearings are based upon the Oregon Coordinate System, North Zone.

The parcel of land to which this description applies contains 8,826 square feet, more or less.

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 for walkways, 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 \$3,100.00, the receipt of which is hereby acknowledged by GRANTOR.

94-091440

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 easement 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 18TH day of July, 1994.

Alfred N. Hess
Alfred N. Hess

Dorothy Hess
Dorothy Hess

STATE OF OREGON)
)ss
County of Clackamas)

Personally appeared the above named Alfred N. Hess and Dorothy Hess and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:



Nathan R. Pool
NOTARY PUBLIC FOR OREGON

My Commission Expires: 1/30/98

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

Alfred N. Hess and Dorothy Hess
14641 S Glen Oak Road
Oregon City, OR 97045

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

Timothy Fowler

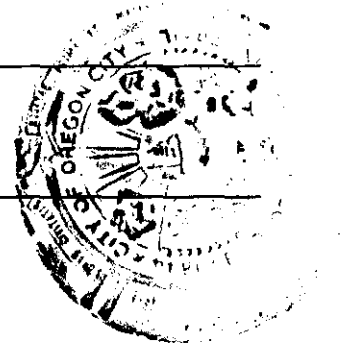
Mayor

8-17-94

John K. Elliott
City Recorder

(OFFICIAL SEAL)

Space reserved for County Record's Office



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CITY OF OREGON CITY

INCORPORATED 1844

COMMISSION REPORT

TO THE HONORABLE MAYOR AND COMMISSIONERS

FOR AGENDA

DATED

August 17, 1994

Page

1 of 1

Subject: Glen Oak Road Easements for
North Side of Glen Oak Road -
Arlan R. & Rita Patricia Netzel,
Royle & Sherry Clement,
Quintin & Aafke Peasley, and
Alfred & Dorothy Hess

Report No. 94-150

On the August 17, 1994 City Commission agenda are four Slope Easements for the North side of Glen Oak Road. The easements have been valued and negotiated by Right-of-Way Associates and will be utilized during the widening of Glen Oak Road. The property owners have accepted the City's offer of purchase of the easement rights.

It is recommended that the City Commission accept the easements, authorize the Mayor and City Recorder to execute for recording in Clackamas County Records.

CHARLES LEESON
City Manager

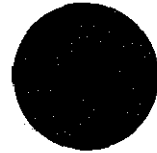
attach.

- cc
- Rich Carson, Director, Community Development
 - Henry Mackenroth, City Engineer
 - Arlan R. & Rita Patricia Netzel, 14511 Glen Oak Road
 - Royle & Sherry Clement, 14323 Glen Oak Road
 - Quintin & Aafke Peasley, 19978 Molalla Avenue
 - Alfred & Dorothy Hess, 14641 Glen Oak Road

SLOPE EASEMENT 1994

3-2E-9D TL 1200

Alfred & Dorothy Hess



Pg 1818

ITEM # 4

CLACKAMAS COUNTY

Doc. # 94-091440

ENV # 10