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

3-2-90-01500

## CITY OF OREGON CITY, OREGON

### SLOPE EASEMENT

**KNOW ALL MEN BY THESE PRESENTS, THAT Jerry N. Malin**, 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 Jerry N. Malin, and recorded as Recorder's Fee No. 91-66456, Film Records of Clackamas County, Oregon; the said parcel being that portion of said property included in a strip of land 35 feet 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 0+00 of Glen Oak Road, said Centerline Station being North 5.51 feet and West 1405.12 feet from the South 1/4 corner of Section 9, Township 3 South, Range 2 East of the Willamette Meridian; thence South 88°48'07" East 336.50 feet to a point of curvature; thence 83.97 feet along the arc of a 220.37 foot radius curve to the left through a central angle of 21°50'00" (the long chord of which bears North 80°16'53" East 83.47 feet) to a point of tangency; thence North 69°21'53" East 0.46 feet to a point of curvature; thence 85.91 feet along the arc of a 220.37 foot radius curve to the right through a central angle of 22°20'09" (the long chord of which bears North 80°31'58" East 85.36 feet) to a point of tangency; thence South 88°17'58" East 902.19 feet to said South 1/4 corner of Section 9; 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.

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

The parcel of land to which this description applies contains 3,960 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.

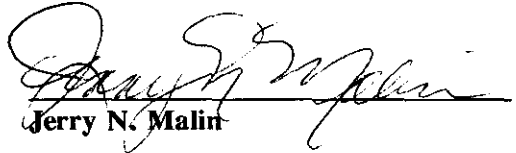
Upon completion of the construction, the CITY shall restore the surface of the property to a neat and orderly condition and shall indemnify and hold the GRANTOR harmless against any and all loss, cost or damage arising out of the exercise of the rights granted herein.

The true consideration of this conveyance is SEVEN HUNDRED FIFTY AND NO/100 DOLLARS (\$750.00), 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.

IN WITNESS WHEREOF, the GRANTOR has executed this instrument this 12th day of July, 1993.

  
Jerry N. Malin

STATE OF OREGON                    )  
  )ss  
County of Clackamas            )

Personally appeared the above named **Jerry N. Malin** and acknowledged the foregoing instrument to be his voluntary act and deed.



Before me:

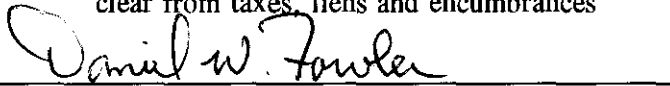
  
NOTARY PUBLIC FOR OREGON

My Commission Expires: December 6, 1994

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

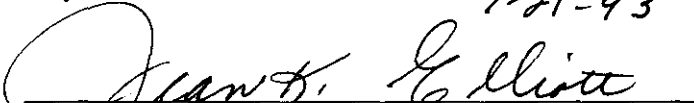
Jerry N. Malin  
14385 S Carus Road  
Oregon City, OR 97045

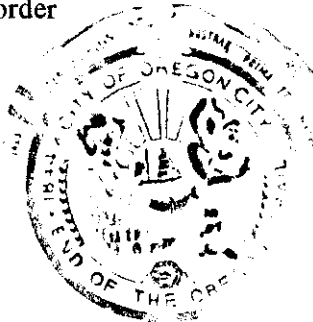
Accepted on behalf of the city of Oregon City on the condition that the property dedication is free and clear from taxes, liens and encumbrances

  
Mayor

(OFFICIAL SEAL)

Space reserved for County Record's Office

  
City Recorder





1"=60'

E.

3-2E-9D  
1500

MALIN, JERRY N.  
91-66456

SL. ESMT. 3,960 SQ.FT. M/L

3-2E-9D  
1401

35'

35'

13+00

20'  
20'

14+00

15+00

16+00

17+00

GLEN OAK ROAD

3-2E-16B  
100

1/4 CORNER  
14+09.03

3-2E-16A  
800

3



# CITY OF OREGON CITY

INCORPORATED 1844

## COMMISSION REPORT

TO THE HONORABLE MAYOR AND COMMISSIONERS

FOR AGENDA

DATED

July 21, 1993

Page

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Subject: Easement Acceptance  
Glen Oak Sanitary Sewer Project

Report No. 93-151

On July 21, 1993, City Commission agenda is a road slope easement for the Glen Oak Sanitary Sewer Project. Copies of the easement document and the settlement agreement are attached for Commission review. This easement is for road reconstruction. The City accepted jurisdiction of Glen Oak Road in 1992.

It is recommended that the City Commission adopt a motion accepting this easement, and authorize the Mayor and City Recorder to execute respectively.

CHARLES LEESON  
City Manager

attach.

cc - Henry Mackenroth, Project Engineer



# CITY OF OREGON CITY

Incorporated 1844

## DEVELOPMENTAL SERVICES DEPARTMENT

Planning, Building,  
Engineering

320 Warner Milne Road

Oregon City, OR 97045

Parcel (503) 657-0895

Tax ID#: 32E 9D 1E 1500 FAX (503) 657-3339

July 12, 1993

Jerry N. Malin  
14385 S Glen Oak Road  
Oregon City, OR 97045

Subject: **Glen Oak Sanitary Trunk and Road Improvement Project**

Dear Mr. Malin:

The City of Oregon City is planning the construction of the above captioned project. As you are aware through our discussions, property you own will be affected by this project. A Slope Easement will be necessary in order to give the City the legal right to complete the construction of the street.

In exchange for executing the documents and granting the above rights, and subject to approval, the City agrees to the following:

1. To compensate you, in full, for the Slope Easement in the amount of \$750.00
2. To clean up the construction debris at the conclusion of the project.
3. To remove the two big fir trees in front yard of home. The City of Oregon City assumes all liability in removal of the trees.

The total compensation for the above is \$750.00. Payment will be made in approximately 30 days. Thank you for your cooperation with Oregon City.

Sincerely,

Henry Mackenroth, Project Manager

By: Harvey F. Rose, Agent

pc: Mackenroth

3-2-9D-01500

SCOPE EASEMENT  
MALIN

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item #1 { #2

CLACKAMAS County  
Doc. # 93-68311

ENV #13