

30-  
28BB  
TL 1202/1300  
**CITY OF OREGON CITY, OREGON  
SANITARY SEWER EASEMENT**

KNOW ALL MEN BY THESE PRESENTS, THAT **David Holland** hereinafter called the GRANTOR, does 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 a sewer line, mains, and conduits over across and through the following described land:

Parcel 1 A tract of land situated in the N.W. 1/4 of Section 28, T.2S., R.2E., W.M., in the George Abernathy D.L.C. No. 58, Clackamas County, Oregon, also being a portion of that tract of land conveyed by quit claim deed from Richard J. Manning to David Holland, recorded in Fee No. 85-10101 on March 27, 1985, Clackamas County Deed Records, being more particularly described as follows:

The East 10.0 feet of said Holland Tract.

The area of the permanent easement is 1,977 square feet (0.045 acres);

Parcel 2 A tract of land situated in the N.W. 1/4 of Section 28, T.2S., R.2E., W.M., in the George Abernathy D.L.C. No. 58, Clackamas County, Oregon, also being a portion of that tract of land conveyed by deed to David A. Holland, recorded in Fee No. 87-32431 on July 15, 1987, Clackamas County Deed Records, being more particularly described as follows:

The West 10.0 feet of the East 313.5 feet of the South 165.0 feet of Block 57, "CLACKAMAS HEIGHTS", a duly recorded subdivision plat.

The area of the permanent easement is 1,650 square feet (0.038 acres);

Parcel 3 A tract of land situated in the N.W. 1/4 of Section 28, T.2S., R.2E., W.M., in the George Abernathy D.L.C. No. 58, Clackamas County, Oregon, also being a portion of that tract of land conveyed by quit claim deed from Richard J. Manning to David Holland, recorded in Fee No. 85-10101 on March 27, 1985, Clackamas County Deed Records, being more particularly described as follows:

Being the West 10.0 feet of the North 160.0 feet of the East 313.5 feet of Block 50, "CLACKAMAS HEIGHTS", a duly recorded subdivision plat.

The area of the permanent easement is 1,600 square feet (0.037 acres);

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

The GRANTOR does bargain, sell, convey, transfer and deliver unto CITY a temporary easement and right-of-way upon, across and under so much of the aforesaid land as described as:

Parcel 1 Being the East 25.0 feet of said Holland Tract.

Sidelines subject to lengthening and/or shortening so as to terminate upon the grantor's property line.

Parcel 2 Being the West 25.0 feet of East 313.5 feet of the South 165.0 feet of said Block 57.

Parcel 3 Being the West 25.0 ft. of the North 175.0 feet of the East 313.5 ft. of said Block 50.

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 **One thousand three hundred fifty and no/100 dollars (\$1,350.00)**, 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 of any encumbrance that would prevent or limit the use of the property for a sanitary sewer or result in such easement being subject to extinguishment, and from any encumbrance not of record as of November 6, 1991.

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 15<sup>th</sup> day of November, 1991; 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.

  
David Holland

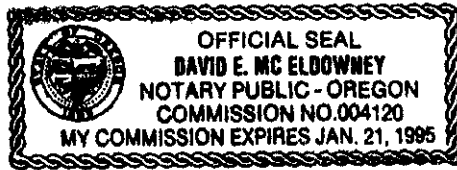
STATE OF OREGON

County of Multnomah

)  
)  
)  
2 ss.

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

Before me:



*David E. McElDowney*  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: JAN. 21, 1995

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

GRANTOR  
David Holland  
206 NE 41st Avenue  
Portland, OR 97232

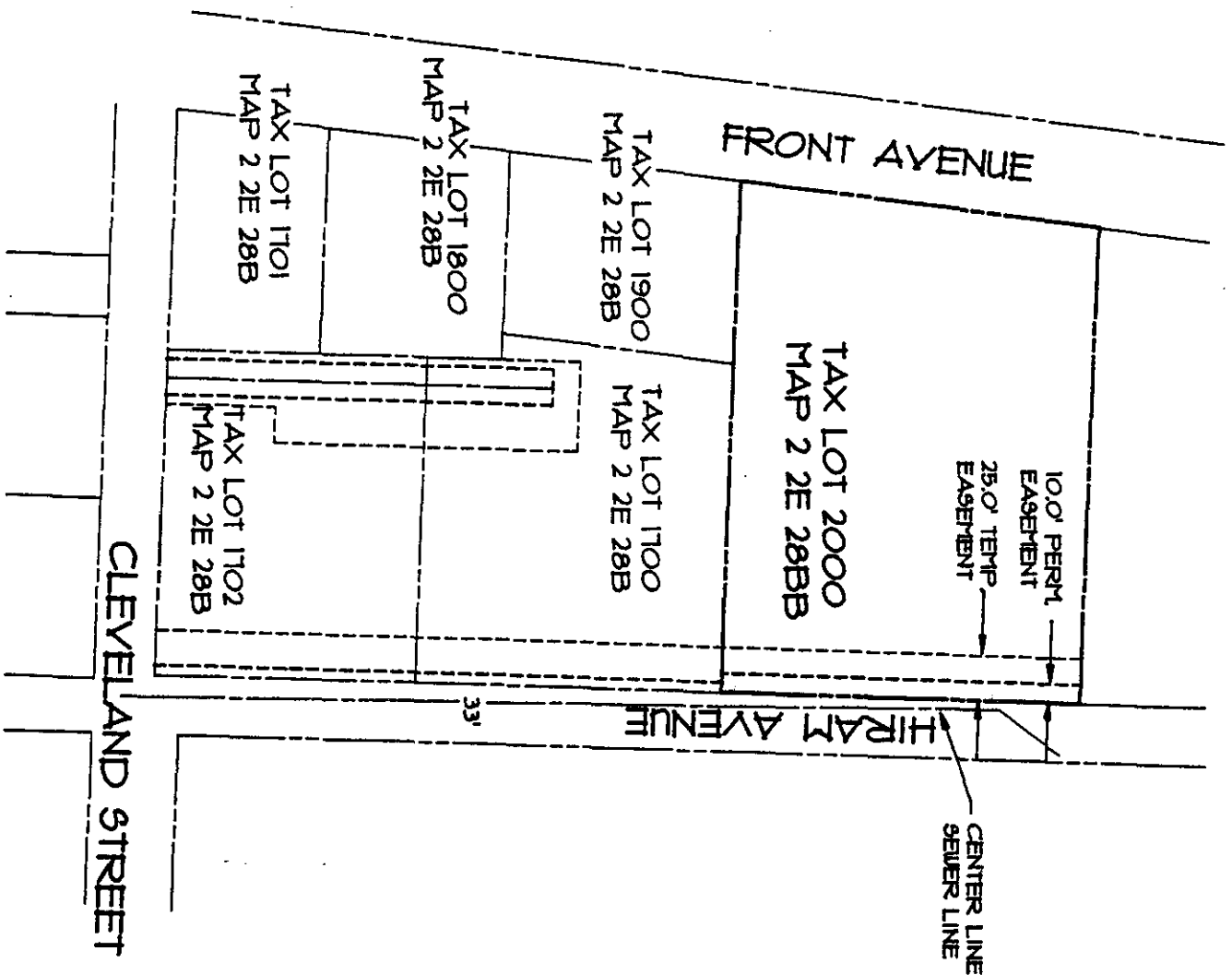
Accepted on behalf of the City of Oregon City on the condition that the easement granted is free and clear from taxes, liens and encumbrances.

*David W. Fowler*  
\_\_\_\_\_  
Mayor  
*Frank K. Elliott*  
\_\_\_\_\_  
City Recorder

After recording return to:  
City Engineer, City of Oregon City  
320 Warner Milne Road  
Oregon City, OR 97045



SCALE: 1" = 100'



# **SANITARY SEWER EASEMENT EXHIBIT MAP**

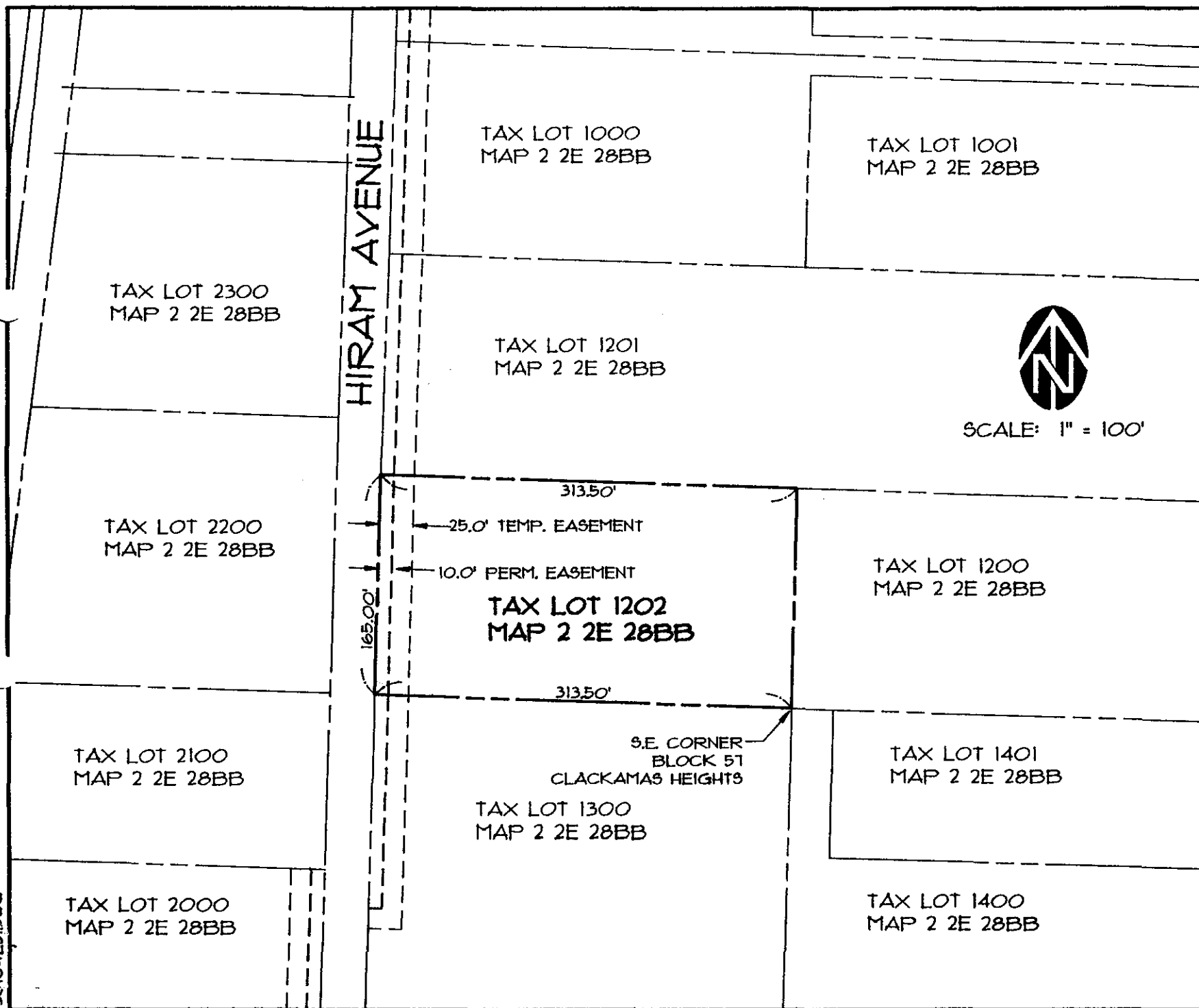
HOLCOMB - PARK PLACE  
SANITARY SEWER COLLECTION SYSTEM  
OREGON CITY, CLACKAMAS COUNTY, OREGON

PREPARED BY:  
WESTLAKE CONSULTANTS, INC.  
1340 SW HUNZIKER RD., STE. 204  
TIGARD OREGON 97223  
PH. (503) 684-0652

**MAP #: 2 2E 28BB  
TAX LOT NO: 2000**

DATE: 6-6-91  
DRAWN BY: KMR  
CHECKED BY: SPB

36104EB.DWG



**SANITARY SEWER EASEMENT  
EXHIBIT MAP**  
HOLCOMB - PARK PLACE  
SANITARY SEWER COLLECTION SYSTEM  
OREGON CITY, CLACKAMAS COUNTY, OREGON

PREPARED BY:  
**WESTLAKE CONSULTANTS, INC.**  
1340 SW LINZIKER RD., STE. 204  
TIGARD OREGON 97223  
PH. (503) 684-0652

**MAP NO: 2 2E 28BB  
TAX LOT NO: 1202**  
DATE: 6-28-91  
DRAWN BY: KMR  
CHECKED BY: SPB

JOB NO. 361-04

TAX LOT 2300  
MAP 2 2E 28BB

TAX LOT 2200  
MAP 2 2E 28BB

TAX LOT 2100  
MAP 2 2E 28BB

TAX LOT 2000  
MAP 2 2E 28BB

HIRAM AVENUE

TAX LOT 1201  
MAP 2 2E 28BB

TAX LOT 1202  
MAP 2 2E 28BB



SCALE: 1" = 100'

TAX LOT 1200  
MAP 2 2E 28BB

TAX LOT 1401  
MAP 2 2E 28BB

TAX LOT 1400  
MAP 2 2E 28BB

TAX LOT 1300  
MAP 2 2E 28BB

160.00'  
175.00'  
313.50'  
10.0' PERM. EASEMENT  
25.0' TEMP. EASEMENT

N.E. CORNER  
BLOCK 50  
CLACKAMAS HEIGHTS

**SANITARY SEWER EASEMENT  
EXHIBIT MAP**  
HOLCOMB - PARK PLACE  
SANITARY SEWER COLLECTION SYSTEM  
OREGON CITY, CLACKAMAS COUNTY, OREGON

PREPARED BY:  
**WESTLAKE CONSULTANTS, INC.**  
1340 SW HUNZIKER RD., STE. 204  
TIGARD OREGON 97123  
PH. (503) 684-0652

MAP NO: 2 2E 28BB  
TAX LOT NO: 1300

DATE: 6-28-91  
DRAWN BY: KMR  
CHECKED BY: SPB

JOB NO. 361-04

AUFFMAN  
County Clerk

County of  
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# CITY OF OREGON CITY

INCORPORATED 1844

## COMMISSION REPORT

TO THE HONORABLE MAYOR AND COMMISSIONERS

14  
FOR AGENDA

DATED

January 15, 1992

Page 1 of 1

Subject: Sanitary Sewer Easement Acceptance  
Park Place Sewer Project

Report No. 92-05

On the January 15, 1992 City Commission agenda are the following sanitary sewer easements for Commission acceptance:

Map	Tax Lot	Owner	Address	
20DA	2700	McKee, Edgar & Beverly Hays	18620 Boynton St.	Oregon City
20DA	2800	Glass, Eldean	15720 S. Harley,	Oregon City
20DD	4500	Kendrick, Steven R. & Debbie E.	16020 S. Short Ave.	Oregon City
20DD	4600	Kendrick, Robert E. & Virginia	15990 S. Short Ave.	Oregon City
21C	2900	Endres, Henry C. & Margaret M. c/o Pierce, Craig	13300 S. Clack. River Dr.	Oregon City
21CC	700	Tolle, Viola Jean	15921 S. Hunter Ave.	Oregon City
21CC	900	Tolle, Viola Jean	15921 S. Hunter Ave.	Oregon City
21CC	1000	Tolle, Viola Jean	15921 S. Hunter Ave.	Oregon City
28A	1200	Joli, Delores	14601 S. Holcomb Blvd.	Oregon City
28A	1600	Clackamas County	121 Library Court	Oregon City
28A	1715	Cornutt, David P.	534 E. Clarendon	Gladstone
28A	1718	Nelson, Douglas J. & Jacquelyn J.	16267 S. Oaktree Terrace	Oregon City
28BA	800	Clackamas Co. Housing Authority	13930 S. Gain	Oregon City
28BB	1202	Holland, David	206 NE 41st Ave.	Portland
28BB	1300	Holland, David	206 NE 41st Ave.	Portland
28BB	1400	Schleichert, Donald L. & Beth M.	16201 S. Hunter Ave.	Oregon City
28BB	1503	Schleichert, Donald L. & Beth M.	16201 S. Hunter Ave.	Oregon City
28BB	2000	Holland, David	206 NE 41st Ave.	Portland

Easement documents are available for review and will be at the meeting for signing.

It is recommended that the City Commission adopt a motion to accept the above sanitary sewer easements and authorize the Mayor and City Recorder to execute respectively.

CHARLES LEESON  
City Manager

JGB/im  
attach.

cc - Development Services Director  
- Neal Robinson, Project Engineer

PARK PLACE SEWER EASEMENT

28 BB TL 1202/1300

David HOLLAND

1992

2-2E-28 BB 1202/1300

DOC# 92-09195

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