

BEING RERECORDED TO ADD  
MIDDLE INITIAL "E" ON FRONT  
PAGE

50-  
Meyers Road Extension  
Map 3-2E-1  
Tax Lot 40

CITY OF OREGON CITY, OREGON

PERMANENT SLOPE EASEMENT

KNOW ALL MEN BY THESE PRESENTS, THAT James <sup>F</sup> Nevin, Margery L. Waite  
Harold J. Nevin, & Louise D. Nevin hereinafter called the GRANTOR being  
lawfully seized in fee simple of the following described premises, 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, maintain and repair, with  
necessary access thereto, of a slope cut or fill, occasioned by the  
construction, operation and maintenance of a public road and appurtenances,  
over and within that certain real property described as follows, to wit:

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

IT IS EXPRESSLY UNDERSTOOD that this easement does not convey any  
right, title or interest to the surface soil, nor any other rights except  
those expressly stated in this easement, not prevent Grantors from the full  
use and dominion thereover, provided, however, that such use shall not be  
permitted to damage or destroy lateral support to the highway, and provided  
further that nothing herein contained shall grant to said public and  
thereafter to any future agency created for the above stated purposes the  
right to excavate beneath existing buildings or deposit fill materials  
against existing buildings or deposit fill materials against existing  
buildings above the top of the foundations thereof, but is understood and  
agreed that the City of Oregon City shall never be required to remove the  
dirt or other materials placed by it upon said property nor shall said City  
be subject to any damages to the grantors, their heirs and assigns, by  
reason thereof, or by reason of the slopes constructed thereon, or by reason  
of change of grade at the street or highway abutting on said property.

IN CONSIDERATION of the premises, City of Oregon City agrees that if  
its successors or assigns should cause said road to be vacated, the rights  
of the public in the above described easement will be forfeited and shall  
immediately revert to the Grantors, their successors and assigns in the case  
of any such event.

And the Grantors do covenant that they are lawfully seized in fee  
simple of the above granted premises and have the right to grant the above  
described permanent slope easement.

The true and actual consideration paid for the easement is one dollar.  
However, the actual consideration consists of other value given which is  
whole consideration; i.e., the survey and plans for the improvement of a  
portion of Meyers Road.

TO HAVE AND TO HOLD, the above described and granted premises for the  
purposes hereinbefore set forth unto the City forever.

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 27 day of \_\_\_\_\_, 19\_\_; 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

Harold J. Nevin  
Harold J. Nevin

James F. Nevin  
James F. Nevin

Margery L. Waite  
Margery L. Waite

Louise D. Nevin  
Louise D. Nevin

**Personal Acknowledgment**

STATE OF \_\_\_\_\_ )  
County of \_\_\_\_\_ ) SS.

Personally appeared the above named Harold J. Nevin and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

\_\_\_\_\_  
NOTARY PUBLIC FOR OREGON

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

**Personal Acknowledgment**

STATE OF OREGON )  
County of Multnomah ) SS.

Personally appeared the above named James F. Nevin and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

Terri D. Gorecki  
NOTARY PUBLIC FOR OREGON

My Commission Expires: 12/27/94

(OFFICIAL SEAL)

(OFFICIAL SEAL)

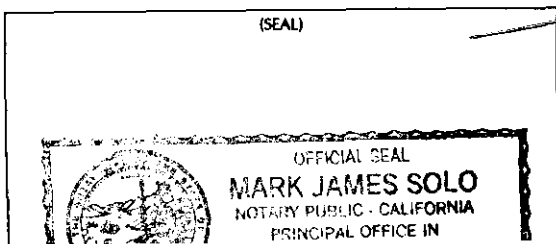


STATE OF CALIFORNIA )  
COUNTY OF San Diego ) SS.

On July 19, 1991, before me, the undersigned Notary Public, personally appeared  
\* Harold J. Nevin \*

(personally known to me) or (proved to me on the basis of

(SEAL)



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Personal Acknowledgment  
STATE OF OREGON

County of Clackamas

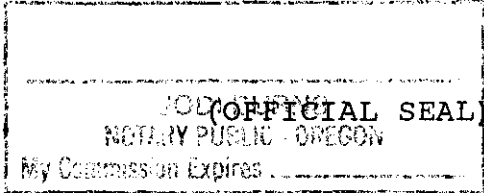
ss.

Personally appeared the above  
named Louise D. Nevin and  
acknowledged the foregoing  
instrument to be her voluntary act  
and deed.

Before me:

NOTARY PUBLIC FOR OREGON

My Commission Expires: 12/10/93



Personal Acknowledgment  
STATE OF OREGON

County of Multnomah

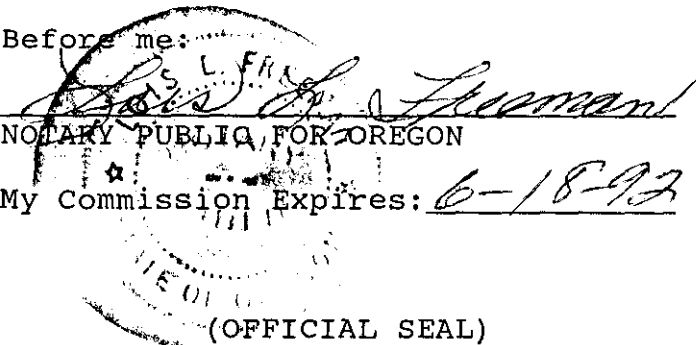
ss.

Personally appeared the above  
named Margery L. Waite and  
acknowledged the foregoing  
instrument to be her voluntary act  
and deed.

Before me:

NOTARY PUBLIC FOR OREGON

My Commission Expires: 6-18-93



Louise D. Nevin  
1903 Egan Way  
Lake Oswego, Oregon 97034

Margery Waite  
7730 SE 30th  
Portland, Oregon 97202

James D. Nevin  
7071 SW Parbara Lane  
Portland, Oregon 97223

Harold J. Nevin  
1442 Calle Altura  
La Jolla, California 92037

(Grantor's Names and Addresses)

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

Alan K. Elliott  
City Recorder

After Recording Return to:

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



July 31, 1991

**Legal Description - Slope Easement  
Meyers Road  
File: 4-647-0102**

Two strips of land located in the south one-half of Section 8, Township 3 South, Range 2 East of the Willamette Meridian in Clackamas County, Oregon, said strip being variable in width and lying on both sides of the following described centerline of the newly proposed Meyer's Road:

Beginning at engineer's centerline station 10+00, said station being on the northeasterly boundary of the John S. Howland D.L.C. No. 45 and bearing North  $45^{\circ}15'43''$  West 1,974.28 feet from the southeasterly corner thereof; thence South  $45^{\circ}15'43''$  East along said D.L.C. line 1,261.29 feet to engineer's centerline Station 22+61.29 and a point of curvature; thence 773.91 feet along the arc of a 750.00 foot radius curve to the left through a central angle of  $59^{\circ}07'20''$  (the long chord of which bears South  $74^{\circ}49'23''$  East 740.03 feet) to a point of tangency at engineer's centerline station 30+35.20; thence North  $75^{\circ}36'57''$  East 964.21 feet to a point of curvature at engineer's centerline station 39+99.41; thence 133.06 feet along the arc of a 630.00 foot radius curve to the right through a central angle of  $12^{\circ}02'34''$  (the long chord of which bears North  $81^{\circ}38'14''$  East 132.17 feet) to a point of tangency at engineer's centerline station 41+31.82; thence North  $87^{\circ}39'31''$  East 20.47 feet to a point of curvature at engineer's centerline station 41+52.29; thence 132.42 feet along the arc of a 630.00 foot radius curve to the left through a central angle of  $12^{\circ}02'34''$  (the long chord of which bears North  $81^{\circ}38'14''$  East 132.17 feet) to a point of tangency at engineer's centerline station 42+84.71; thence North  $75^{\circ}36'57''$  East 192.32 feet to a point of curvature at engineer's centerline station 44+77.03; thence 272.40 feet along the arc of a 630.00 foot radius curve to the right through a central angle of  $24^{\circ}46'25''$  (the long chord of which bears North  $88^{\circ}00'10''$  East 270.28 feet) to a point of reverse curvature at engineer's centerline station 47+49.43; thence 272.40 feet along the arc of a 630.00 foot radius curve to the left through a central angle of  $24^{\circ}46'25''$  (the long chord of which bears North  $88^{\circ}00'10''$  East 270.28 feet) to a point of tangency at engineer's centerline station 50+21.83; thence North  $75^{\circ}36'57''$  East 502.67 feet to engineer's centerline station 55+24.49 and the POINT OF TERMINUS of this described centerline, said point bears North  $73^{\circ}33'18''$  East 2,749.64 feet from the southeasterly corner of said Howland D.L.C. No. 45.

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EXHIBIT 'A'

**PARCEL 1 (Left of centerline)**

A strip of land lying between a line 30.00 feet left of the above described centerline and a line connecting the following points:

Begin	10+00	to	11+00	40 feet left	
	11+00	to	12+50	45 feet left	
	12+50	to	15+50	50 feet left	
	15+50	to	17+75	38 feet left	
	17+75	to	26+00	45 feet left	
	26+00	to	29+50	50 feet left	
	29+50	to	32+50	55 feet left	
	32+50	to	38+00	40 feet left	
	38+00	to	41+00	50 feet left	
	41+00	to	42+50	35 feet left	
	42+50	to	43+50	40 feet left	
	43+50	to	47+00	50 feet left	
	47+00	to	55+24.50	45 feet left	End

**Parcel 2 (Right of Centerline)**

A strip of land lying between a line 30.00 feet right of the above described centerline and a line connecting the following points:

Begin	16+65	to	21+50	40 feet right	
	21+50	to	30+00	45 feet right	
	30+00	to	31+50	35 feet right	
	31+50	to	37+00	40 feet right	
	37+00	to	47+50	35 feet right	
	47+50	to	50+00	55 feet right	
	50+00	to	54+65	45 feet right	End



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# CITY OF OREGON CITY

INCORPORATED 1844

## COMMISSION REPORT

FOR AGENDA 13

DATED

August 7, 1991

TO THE HONORABLE MAYOR AND COMMISSIONERS

Page 1 of 1

Subject: Right-of-Way Dedication and  
Public Utility and Slope Easement  
Acceptance - Meyers Road  
Extension Project

Report No. 91-142

On the August 7, 1991 City Commission agenda is a series of Right-of-Way Dedications and Public Easements for the Meyers Road project that are ready for Commission acceptance. Attached is a summary list of those that are ready for acceptance along with the documents for Commission review.

Staff is still working to obtain the execution of documents from the other property owners listed and will bring these to the Commission for acceptance when negotiations are completed.

It is recommended that the City Commission adopt a motion accepting the Right-of-Way Dedications and the Public Utility and Slope Easements attached and authorize the Mayor and City Recorder to execute respectively.

CHARLES LEESON  
City Manager

JGB/im

attach.

cc - Development Services Director  
- Neal Robinson, Project Manager

# Meyers Road Extension Project

August 7, 1991

## **R/W Dedications**

3-2E-8C	100	Gerber, Hollowell, Radosevich, Ballard
3-2E-8C	102	Berger <i>yes</i>
3-2E-8D	500, 600	Meyers Road Investments <i>yes</i>
3-2E-8D	605	Columbia Knit
3-2E-8D	900	Watson
3-2E-17	300	Watson, Nevin, Waite, Harper, Brenner
3-2E-17	400	Nevin, Waite

## **Sanitary Sewer Easements**

3-2E-8D	401	Prince of Life Lutheran Church <i>no</i>
3-2E-8D	500	Meyers Road Investments <i>yes</i>
3-2E-8D	605	Columbia Knit (w/INGRESS/EGRESS)
3-2E-8D	790	Felbick (w/INGRESS/EGRESS) <i>no</i>
3-2E-9C	1200	Faith & Free Life Methodist Church (w/INGRESS/EGRESS) <i>yes</i>

## **Slope Easements**

3-2E-8C	100	Gerber, Hollowell, Radosevich, Ballard
<del>3-2E-8C</del>	<del>102</del>	<del>Berger</del> <i>not needed</i>
3-2E-8D	500, 600	Meyers Road Investments <i>yes</i>
3-2E-8D	605	Columbia Knit
3-2E-8D	900	Watson
3-2E-9C	1200	Faith & Free Life Methodist Church <i>yes</i>
3-2E-17	300	Watson, Nevin, Waite, Harper, Brenner
3-2E-17	400	Nevin, Waite

## **Ingress/Egress**

3-2E-8D	900	Watson
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signed documents

## Owner

Gerber  
Berger  
Meyers Rd. Investments c/o Dan Fowler  
Columbia Knit c/o Karen Jones  
Watson  
Nevin, Louise  
Harper, Scott  
Brenner, Art  
Prince of Life Lutheran Church  
Felbick c/o Richard & Joan Grant  
Faith & Free Life Methodist Church c/o Mack Todd

## Phone

631-3358  
Unlisted  
655-1455  
774-7387  
655-2387  
636-1145  
655-6925, 657-0891 (work)  
659-8777  
657-3100  
362-1878  
653-0422

## Meyers Road Extension Project

July 30, 1991

### R/W Dedications

✓ 3-2E-8C	100	Gerber, Hollowell, Radosevich, Ballard
3-2E-8C	102	Berger
3-2E-8D	500, 600	Meyers Road Investments
3-2E-8D	605	Columbia Knit faxed
✓ 3-2E-8D	900	Watson
✓ 3-2E-17	300	Watson, Nevin, Waite, Harper, Brenner
✓ 3-2E-17	400	Nevin, Waite

### Sanitary Sewer Easements

3-2E-8D	401	Prince of Life Lutheran Church
3-2E-8D	500	Meyers Road Investments
3-2E-8D	605	Columbia Knit (w/INGRESS/EGRESS) faxed
3-2E-8D	790	Felbick (w/INGRESS/EGRESS)
3-2E-9C	1200	Faith & Free Life Methodist Church (w/INGRESS/EGRESS)

### Slope Easements

✓ 3-2E-8C	100	Gerber, Hollowell, Radosevich, Ballard
3-2E-8C	102	Berger
3-2E-8D	500, 600	Meyers Road Investments
3-2E-8D	605	Columbia Knit faxed
✓ 3-2E-8D	900	Watson
3-2E-9C	1200	Faith & Free Life Methodist Church
✓ 3-2E-17	300	Watson, Nevin, Waite, Harper, Brenner
✓ 3-2E-17	400	Nevin, Waite

### Ingress/Egress

3-2E-8D	900	Watson
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signed documents



SLOPE EASEMENT

3-2E-17, TL 400

James NEVIN  
Margery WAITE  
Harold/Louise NEVIN

1991

(10)

3-2E-17 400

DOC# 92-09150

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Env. 328