

40-
30-
Meyers Road Extension
Map 3-2E-8D
Parts of TLs 605 and 608

PERMANENT SLOPE EASEMENT
TO
CITY OF OREGON CITY

ColumbiaKnit, Inc., an Oregon corporation (hereinafter "Grantor") grants to the City of Oregon City, its successors in interest and assigns (hereinafter "Grantee") a permanent easement and right-of-way, including the permanent right to construct, maintain, and repair, with necessary access thereto over the within-described property, of a slope cut or fill occasioned by the construction, operation and maintenance of a public road and appurtenances, over and within that portion of the real property described on the attached Exhibit A and depicted on the attached Exhibit B (which Exhibits are hereby incorporated by reference), but excluding therefrom any real property which is not included in the property described in a Real Estate Contract dated September 7, 1984 and recorded September 11, 1984 as Recorder's Fee no. 84-31844, Clackamas County Records; TO HAVE AND TO HOLD the within-described easement for the purposes herein set forth forever.

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, nor does it prevent Grantor from enjoying the full use and dominion thereover, provided, however, that such use shall not damage or destroy lateral support to the highway.

Nothing contained herein grants to Grantee or to any other public agency any right to excavate beneath existing buildings or deposit fill materials against existing buildings; subject to that exception the Grantee shall never be required to remove dirt or other materials placed by it upon said property nor shall Grantee be liable to Grantor for damages by reason thereof, or by reason of the slopes that Grantee constructs thereon, or by reason of change of grade at the street or highway abutting on said property.

In consideration of the above, Grantee agrees that if Grantee, its successors or assigns should cause said road to be vacated, the rights of the public in the above-described easement shall be forfeited and shall immediately revert to Grantor, its successors, or assigns.

The true consideration for this conveyance is \$1; however, the actual consideration includes other value which is the whole consideration, being Grantee's survey and plans for an improvement of a portion of Meyers Road.

Grantor covenants to and with Grantee that Grantor is lawfully seized of a vendee's interest in the within-described real property under the terms of a Real Estate Contract dated September 7, 1984 and recorded September 11, 1984 as Recorder's Fee no. 84-31844,

Clackamas County Records. No warranty or covenant is made as to any encumbrance created or suffered on or before September 6, 1984. Grantor covenants and agrees to pay all amounts owing on the above-described Real Estate Contract as they become due.

DATED this 25th day of July, 1991.

COLUMBIAKNIT, INC.

By:

J. J. Kryszek
Jakob Kryszek
President

State of Oregon)
County of Multnomah) ss.

This instrument was acknowledged before me this 25th day of July, 1991 by Jakob Kryszek as President of ColumbiaKnit, Inc., an Oregon corporation.

GRANTOR:
ColumbiaKnit, Inc.
5200 SE Harney Drive
Portland, OR 97206

TO

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

Before Me:

Karen M. Jones
Notary Public for the State
of Oregon
My Commission expires 6/9/94

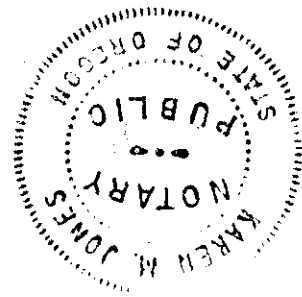
Accepted on behalf of the City of Oregon City.

David W. Fowler
Mayor

Jean K. Elliott
City Recorder

After Recording Return To:

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



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June 3, 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 | 13+00 | 45 feet left | |
| | 13+00 | to | 15+50 | 50 feet left | |
| | 15+50 | to | 18+50 | 40 feet left | |
| | 18+50 | to | 26+00 | 45 feet left | |
| | 26+00 | to | 29+50 | 50 feet left | |
| | 29+50 | to | 31+50 | 55 feet left | |
| | 31+50 | to | 32+50 | 45 feet left | |
| | 32+50 | to | 38+00 | 40 feet left | |
| | 38+00 | to | 41+00 | 45 feet left | |
| | 41+00 | to | 42+50 | 35 feet left | |
| | 42+50 | to | 43+00 | 40 feet left | |
| | 43+00 | to | 44+50 | 35 feet left | |
| | 44+50 | to | 46+00 | 40 feet left | |
| | 46+00 | to | 47+00 | 45 feet left | |
| | 47+00 | to | 48+00 | 40 feet left | |
| | 48+00 | to | 52+00 | 45 feet left | |
| | 52+00 | to | 54+00 | 40 feet left | |
| | 54+00 | to | 55+24.50 | 35 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 | 23+50 | 45 feet right | |
| | 23+50 | to | 25+50 | 40 feet right | |
| | 25+50 | to | 30+00 | 45 feet right | |
| | 30+00 | to | 32+00 | 35 feet right | |
| | 32+00 | to | 34+00 | 40 feet right | |
| | 34+00 | to | 42+00 | 35 feet right | |
| | 42+00 | to | 42+00 | 45 feet right | |
| | 43+00 | to | 43+00 | 40 feet right | |
| | 44+00 | to | 44+00 | 35 feet right | |
| | 46+00 | to | 46+00 | 40 feet right | |
| | 47+50 | to | 47+50 | 45 feet right | |
| | 50+00 | to | 50+00 | 40 feet right | |
| | 52+00 | to | 52+00 | 45 feet right | |
| | 54+00 | to | 54+00 | 40 feet right | End |

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Oran D. Abbott

OREGON
JULY 30, 1975
ORAN D. ABBOTT
1056

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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 | |
| 3-2E-8C | 102 | Berger <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 |
|---------|-----|--------|

signed documents

Owner

Phone

| | |
|--------------------------------------------------|---------------------------|
| Gerber | 631-3358 |
| Berger | Unlisted |
| Meyers Rd. Investments c/o Dan Fowler | 655-1455 |
| Columbia Knit c/o Karen Jones | 774-7387 |
| Watson | 655-2387 |
| Nevin, Louise | 636-1145 |
| Harper, Scott | 655-6925, 657-0891 (work) |
| Brenner, Art | 659-8777 |
| Prince of Life Lutheran Church | 657-3100 |
| Felbick c/o Richard & Joan Grant | 362-1878 |
| Faith & Free Life Methodist Church c/o Mack Todd | 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 |
|---------|-----|--------|

signed documents

SLOPE EASEMENT

Meyers Road Extension
3-2E-8D, Parts of TLs 605 & 608
ColumbiaKnit Inc.

1991

3-2E-8D 605, 608

DOC# 91-49931

| pg | item |
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| 1815 | 4 |

Env#
520