

Meyers Rd. Sanitary Sewer
Map 3-2E-8D
Tax Lot 500

CITY OF OREGON CITY, OREGON

PUBLIC UTILITY(S) EASEMENT

KNOW ALL MEN BY THESE PRESENTS, THAT Meyer's Road Investments, Inc., an Oregon Corporation 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 sanitary sewer on the following described land:

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

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

The GRANTOR 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:

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

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 dollar, the receipt of which is hereby acknowledged by GRANTOR.

IN CONSIDERATION of the premises, City of Oregon City agrees that if it or its successors or assigns should cause said sanitary sewer 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 Grantor does covenant that it is lawfully seized in fee simple of the above granted premises and have the right to grant the above described permanent slope easement.

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 5th day of August, 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.

Individuals,
general partnerships

Corporation
limited partnership

Signer's Name

Meyer's Road Investments, Inc.
Corporation/Partnership Name

Signer's Name

by: Scott G. Klusmann V.P.
Signer's Name, Title

(if executed by a corporation
affix corporate seal)

Personal Acknowledgment

STATE OF OREGON

County of _____

ss.

Personally appeared the above
named _____ and
acknowledged the foregoing
instrument to be _____
voluntary act and deed.

Before me:

NOTARY PUBLIC FOR OREGON

My Commission Expires: _____

(OFFICIAL SEAL)

Meyer's Road Investments, Inc.

9840 S.E. 17th

Milwaukie, Oregon 97222

(Grantor's Name and Address)

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 easement granted is free and
clear from taxes, liens and
encumbrances.

Daniel W. Fawcett

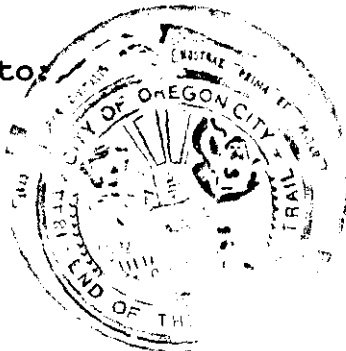
Mayor

John K. Elliott

City Recorder

After Recording Return to:

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



Corporate Acknowledgment

STATE OF OREGON

County of Clackamas

ss.

Personally appeared Scott G. Klusmann who being duly sworn,
did say that the former is the vice
president of Meyer's Road
Investments, Inc. a corporation, and
that the seal affixed to the
foregoing instrument was signed and
sealed in behalf of said corporation
by authority of its board of
directors; and above acknowledged
said instrument to be its voluntary
act and deed.

Before me:

William D. Finnegan
NOTARY PUBLIC FOR OREGON

My Commission Expires: 0309-92

(OFFICIAL SEAL)

Space reserved for County
Record's Office

3



W&H PACIFIC

1099 S.W. Columbia Street
Portland, Oregon 97201

August 7, 1991

Sewer Easement, Tax Lot 500 - Revised
File No.: 647-0101

A sewer easement over, across, in and through that tract of land described and conveyed to Meyers Road Investments, Inc., an Oregon Corporation in Fee No. 90-60344, records of Clackamas County, Oregon, situated in the Robert Caufield D.L.C. No. 53, in the southeast one-quarter of Section 8, Township 3 South, Range 2 East, Willamette Meridian, City of Oregon City, Clackamas County, Oregon, said easement being fifteen (15) feet in width and located 7.50 feet on each side of the following described centerline:

Beginning at the southwesterly corner of said parcel of land conveyed and described in Fee No. 90-60344, records of said County, said point bears North $18^{\circ}46'42''$ East 342.52 feet from the southeast or most southerly corner of the Samuel N. Vance D.L.C. No. 51 in said Township and Range; thence North $75^{\circ}36'57''$ East 1,362.56 feet to the **TRUE POINT OF BEGINNING** of this easement; thence North $14^{\circ}42'05''$ West 110.19 feet to an angle point; thence North $32^{\circ}15'47''$ West 150.89 feet to an angle point; thence to a point on the northerly line of said parcel North $09^{\circ}45'00''$ West 70.64 feet, said point also being the **TERMINUS** of this easement, said point also bears North $61^{\circ}49'49''$ East 1,360.52 feet from said **Point of Beginning**, the side lines of said 15 foot easement to be extended or shortened to meet at angle points and to terminate at the said southerly line and at the said northerly line of said parcel.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Oran D. Abbott

OREGON
JULY 30, 1976
ORAN D. ABBOTT
1066

4

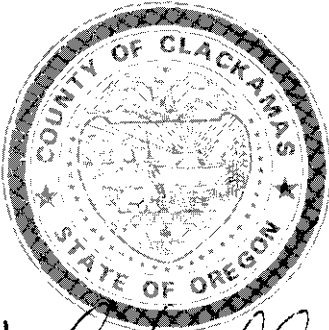


STATE OF OREGON
County of Clackamas

ss.

I, John Kauffman, County Clerk, for the County of Clackamas, do hereby certify that the instrument of writing was received for recording in the records of said county at

91 OCT -1 PM 1:22



Witness my hand and seal affixed

John Kauffman
JOHN KAUFFMAN
County Clerk

Recording Certificate
CCP-R4 (Rev. 6/91)

91 49923

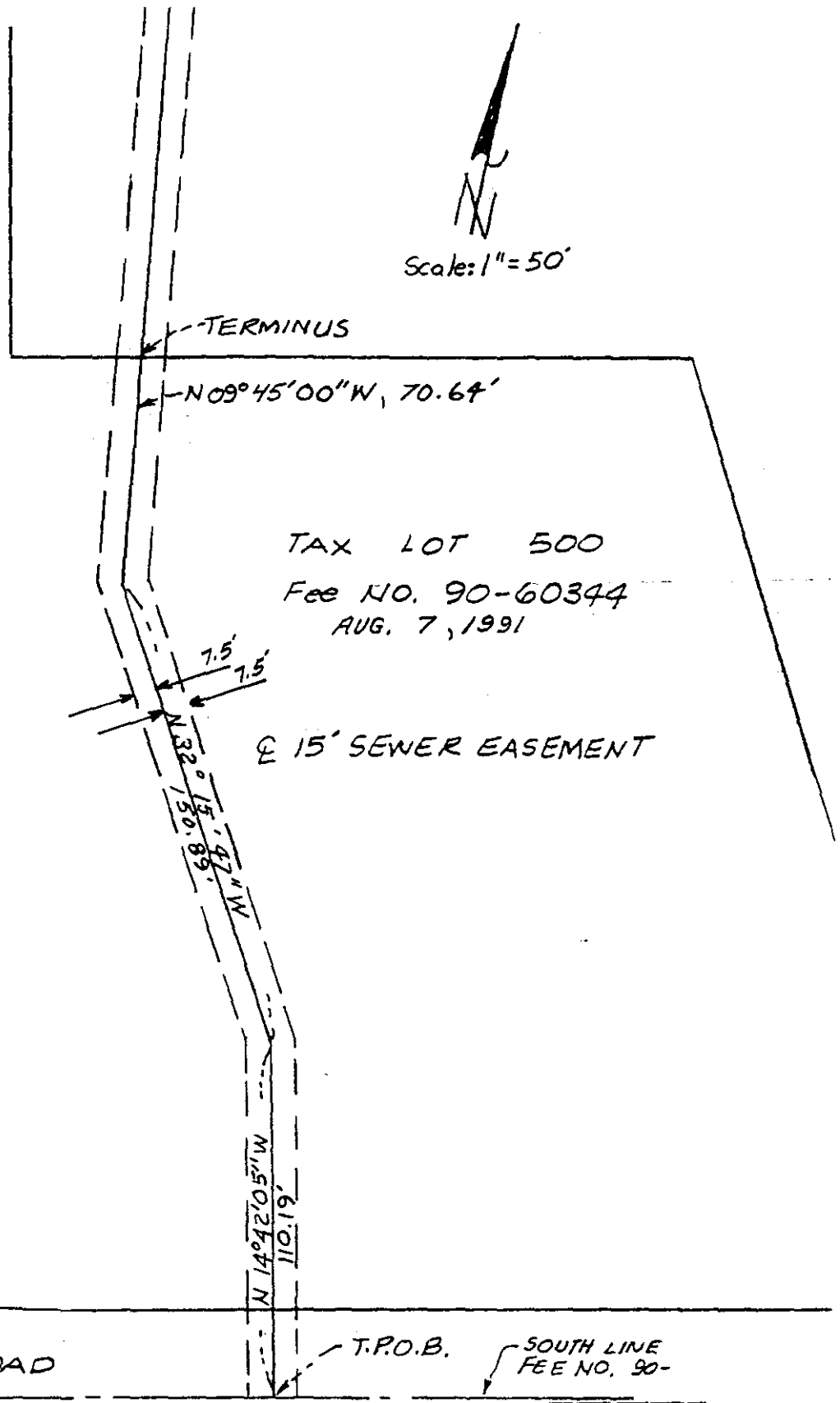


EXHIBIT
SEWER EASEMENT - TAX LOT 500

W&H PACIFIC
1099 S.W. Columbia Street
Portland, Oregon 97201
(503) 227-0455
Fax (503) 274-4607

Planning • Engineering • Surveying • Landscape Architecture



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
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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
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signed documents

SANITARY SEWER

(116)

Meyers Road Sanitary Sewer
3-2E-8D, TL 500
Meyers Road Investments, Inc.

1991

3-2E-8D 500

DOG#91-49923 (purple)

Pg / item	
1715	8
1815	1

Env#
514