

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the Matter of the Acceptance of a Deed) ORDER ACCEPTING DEED #88-182a
from Glenn A. Widing, Granting to) FOR SLOPE EASEMENT
Multnomah County a Perpetual Easement)
for the Construction and Maintenance of) REGNER ROAD
a Slope Easement) (South of S.E. Elliott Street)
_____) Item 88-136

It appearing to the Board at this time that the Glenn A. Widing, has tendered to Multnomah County a deed conveying a perpetual easement necessary for construction and maintenance of a slope easement on the real property hereinafter described; and

It further appearing that said perpetual easement is necessary for the construction and maintenance of said slope easement, and the Director of the Department of Environmental Services of Multnomah County has recommended that said deed be accepted;

NOW THEREFORE, IT IS HEREBY ORDERED that said deed of Glenn A. Widing, conveying to Multnomah County a perpetual easement for construction and maintenance of a slope easement on the following real described property situated in the county of Multnomah, state of Oregon, to-wit:

A parcel of land for the construction and maintenance of slopes, situated in the northeast one-quarter of Section 15, T1S, R3E, W.M., Multnomah County, Oregon, being more particularly described as follows:

Beginning at the southeast corner of that tract of land conveyed to Glenn A Widing, by instrument recorded December 31, 1985, in Book 1875, Page 207, deed records of Multnomah County, Oregon, said corner lying on the westerly right-of-way line of Regner Road, County Road No. 1275 (said right-of-way line lying 30.00 feet northwesterly, when measured at right angles, of the centerline of Regner Road); thence northeasterly along said right-of-way line on the arc of a 507.50 foot radius curve to the right through a central angle of 4°45'27", an arc distance of 42.13 feet (the chord bears N 26°15'17" E, 42.13 feet) to a point of tangency; thence N 28°38'00" E, continuing along said right-of-way line a distance of 217.89 feet to the northeast corner of said WIDING TRACT; thence S 61°59'35" W along the northerly line of said WIDING TRACT, a distance of 36.45 feet; thence S 28°38'00" W, along a line that is parallel to and 20.00 feet northwesterly (when measured at right angles) of said westerly right-of-way line of Regner Road a distance of 102.81 feet; thence S 61°22' W, along a line that is perpendicular to centerline station 10+00.00, P.O.T., Regner Road, a distance of 10.00 feet; thence S 28°38'00" W, along a line that is parallel to and 10.00 feet northwesterly (when measured at right angles) of said westerly right-of-way line, a distance of 84.64 feet to a point of curvature; thence southwesterly continuing along said parallel line on the arc of a 517.50 feet radius tangent curve to the left through a central angle of 5°17'06", an arc distance of 47.73 feet (the chord bears S 25°59'27" W, 47.72 feet) to a point on the south line of said WIDING TRACT; thence N 88°22'05" E along said south line, a distance of 11.06 feet to the true point of beginning.

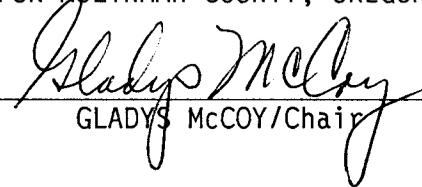
Order Accepting Deed for Slope Easement
Regner Road (South of S.E. Elliott Street)
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Page 2

Containing 3,668 square feet, more or less.

As shown on attached map marked Exhibit "A", and hereby made a part of
this document.

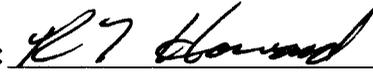
be accepted by the county and placed of record in the County of Multnomah,
state of Oregon.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNMAH COUNTY, OREGON


GLADYS McCOY/Chair



LARRY F. NICHOLAS, P.E.
County Engineer/Director

By: 

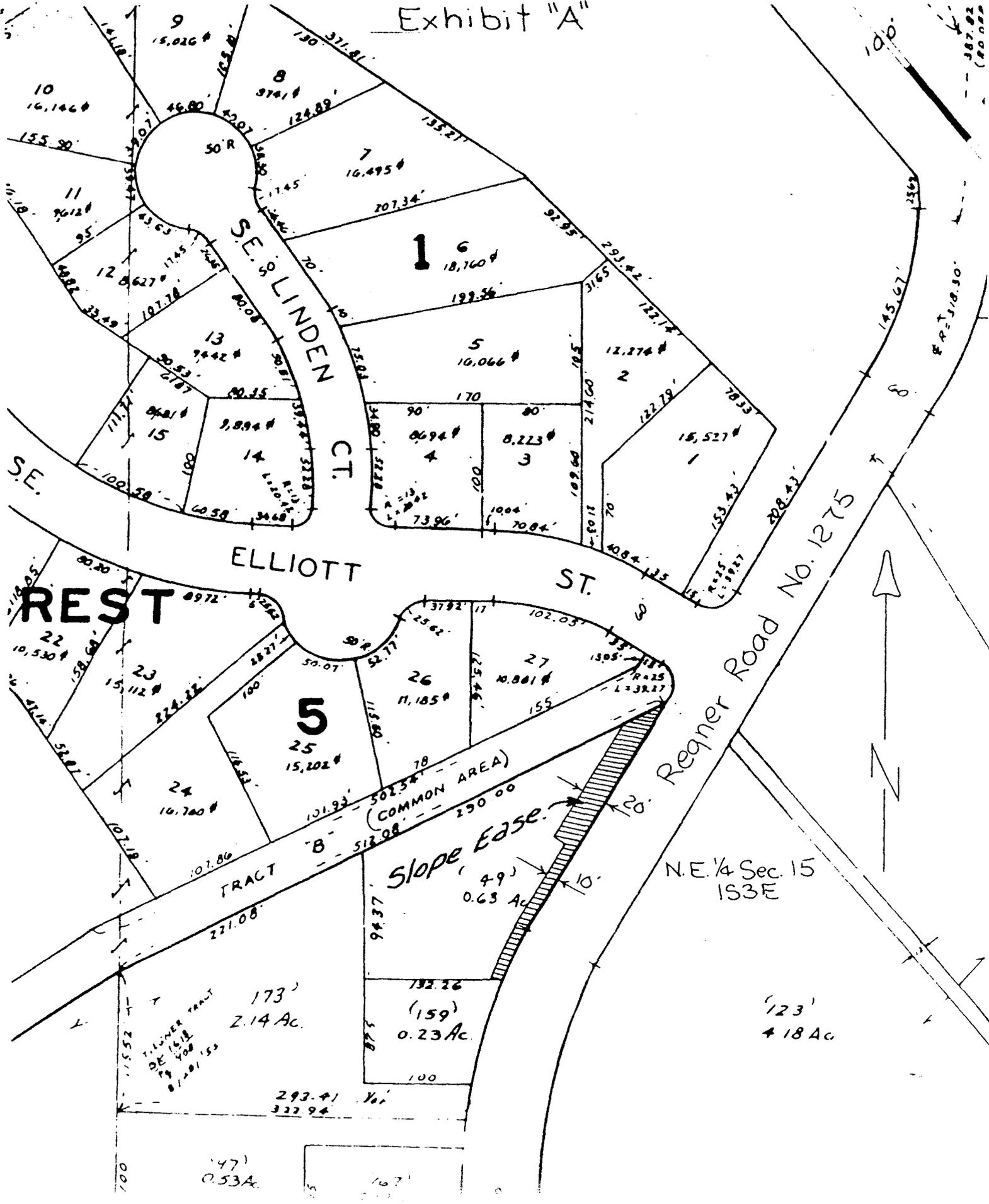
APPROVED AS TO FORM:

LAURENCE KRESSEL
County Counsel

By: 

0657W/4625V

Exhibit "A"



(Easement-Individual)

Regner Road
(S. of S.E. Elliott Street)
Item 88-136

KNOW ALL MEN BY THESE PRESENTS, That Glenn A. Widing in consideration of the sum of \$2,250.00 and other good and valuable considerations to him paid by Multnomah County, a political subdivision of the State of Oregon, does hereby grant unto said Multnomah County, its successors and assigns, a perpetual easement for the construction, use and maintenance of slope easement through, over, under, along, and within the following described parcel of land:

A parcel of land for the construction and maintenance of slopes, situated in the northeast one-quarter of Section 15, T1S, R3E, W.M., Multnomah County, Oregon, being more particularly described as follows:

Beginning at the southeast corner of that tract of land conveyed to Glenn A Widing, by instrument recorded December 31, 1985, in Book 1875, Page 207, deed records of Multnomah County, Oregon, said corner lying on the westerly right-of-way line of Regner Road, County Road No. 1275 (said right-of-way line lying 30.00 feet northwesterly, when measured at right angles, of the centerline of Regner Road); thence northeasterly along said right-of-way line on the arc of a 507.50 foot radius curve to the right through a central angle of $4^{\circ}45'27''$, an arc distance of 42.13 feet (the chord bears $N 26^{\circ}15'17'' E$, 42.13 feet) to a point of tangency; thence $N 28^{\circ}38'00'' E$, continuing along said right-of-way line a distance of 217.89 feet to the northeast corner of said WIDING TRACT; thence $S 61^{\circ}59'35'' W$ along the northerly line of said WIDING TRACT, a distance of 36.45 feet; thence $S 28^{\circ}38'00'' W$, along a line that is parallel to and 20.00 feet northwesterly (when measured at right angles) of said westerly right-of-way line of Regner Road a distance of 102.81 feet; thence $S 61^{\circ}22' W$, along a line that is perpendicular to centerline station 10+00.00, P.O.T., Regner Road, a distance of 10.00 feet; thence $S 28^{\circ}38'00'' W$, along a line that is parallel to and 10.00 feet northwesterly (when measured at right angles) of said westerly right-of-way line, a distance of 84.64 feet to a point of curvature; thence southwesterly continuing along said parallel line on the arc of a 517.50 feet radius tangent curve to the left through a central angle of $5^{\circ}17'06''$, an arc distance of 47.73 feet (the chord bears $S 25^{\circ}59'27'' W$, 47.72 feet) to a point on the south line of said WIDING TRACT; thence $N 88^{\circ}22'05'' E$ along said south line, a distance of 11.06 feet to the true point of beginning.

Containing 3,668 square feet, more or less.

As shown on attached map marked Exhibit "A", and hereby made a part of this document.

It is understood and agreed that no buildings shall be erected upon said premises without the written consent of the Board of County Commissioners.

IN WITNESS WHEREOF, the grantor S above named, have hereunto set their hand S this 31ST day of August A.D., 1988

APPROVED:

LARRY F. NICHOLAS, P.E.
County Engineer

By: [Signature]

By: Estate of Glenn A. Widney by:
Glenn A. Widney, Grantor

APPROVED AS TO FORM:

LAURENCE KRESSEL
County Counsel

[Signature]
[Signature]

[Signature]
Co Executors

By: _____

STATE OF Oregon, County of Multnomah

SIGNED BEFORE ME August 17, 1988 personally appeared the above-named William J. Welch, who acknowledged the foregoing instrument to be his voluntary act.

[Signature]
Notary Public for Said State
My Commission expires 3-11, 1989

STATE OF Oregon, County of Multnomah

SIGNED BEFORE ME August 17, 1988 personally appeared the above-named N. N. Heimbach, who acknowledged the foregoing instrument to be his voluntary act.

[Signature]
Notary Public for Said State
My Commission expires 3-11, 1989

STATE OF Oregon, County of Multnomah

SIGNED BEFORE ME August 31, 1988, personally appeared the above-named Karin J. Widney, who acknowledged the foregoing instrument to be her voluntary act.

[Signature]
Notary Public for Said State
My Commission expires 11-14, 1989

Glenn A. Widing

Regner Road
(S. of S.E. Elliott Street)
Item 88-136

A parcel of land for the construction and maintenance of slopes, situated in the northeast one-quarter of Section 15, T1S, R3E, W.M., Multnomah County, Oregon, being more particularly described as follows:

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Containing 3,668 square feet, more or less.

As shown on attached map marked Exhibit "A", and hereby made a part of this document.

4-8-88

0658W/4625V

Exhibit "C"
File No. Items 88-136
Date _____, 1988

COUNTY'S OTHER OBLIGATIONS

County is to:

- A) Reconnect the existing driveway.

Any construction lying outside of the traveled portion and shoulders of the highway which is made for the use and benefit of the remaining property, either under the terms of this option or the construction plans, shall be completed in conformance with normal engineering construction practices and thereafter shall be maintained or reconstructed by the property owner, ~~in accordance with Section 374.305, et seq., ORS and other applicable statutes and regulations.~~ Grantors hereby grant County, its employees or contractors, permission to enter upon their remaining property for the purpose of performing any said construction work.

WGA
Estate of Glenn A. Widney by
William J. [Signature]
W. W. [Signature]
Co Executors

SCHWABE, WILLIAMSON & WYATT

ATTORNEYS AT LAW
Pacwest Center, Suites 1600-1800
1211 S.W. Fifth Avenue
Portland, Oregon 97204-3795
(503) 222-9981

WILLIAM D. PEEK

TELEX 4937535 SWK UI
TELECOPIER (503) 796-2900

August 1, 1988

Mr. Dale Rossman
Department of Environmental Services
Multnomah County
Transportation Division
1620 S.E. 190th
Portland, OR 97233

Re: State of Glenn A. Widing

Dear Mr. Rossman:

At the request of Mr. William J. Welch, I am enclosing Letters Testamentary for the above estate. This document evidences the authority of Mr. Welch, Karin Widing, and Norris N. Heinbuch to act on behalf of the estate in all matters. If you require anything further, please let me know.

Very truly yours,



William D. Peek

WDP/tt

Enclosure

cc: William J. Welch

MULTNOMAH COUNTY OREGON
DEPARTMENT OF PROBATE
LETTERS TESTAMENTARY

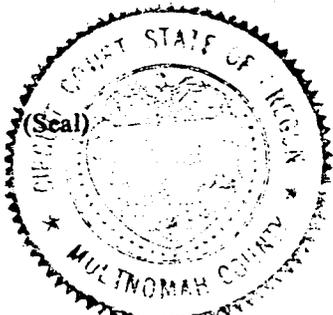
Case No. 86-10-92056

THIS CERTIFIES that the will of Glenn A. Widing
deceased, has been proved and Karin Widing, William J. Welch & Norris N. Heinbuch has/have been and
is/are at the date hereof the duly appointed, qualified and acting Co-Executors
(Executor(s) or Administrator(s) with the Will Annexed)
of the will and estate of the decedent.

IN WITNESS WHEREOF, I, as Clerk of the Circuit Court of the State of Oregon for the County of Multnomah, in which
proceedings for administration upon the said estate are pending, do hereby subscribe my name and affix the seal of said court this
10th day of October, 19 86.

Clerk of the Court

By Jane L. Dudgeon
Deputy.



CERTIFICATE

STATE OF OREGON, }
Multnomah County, } ss.

ADMINISTRATOR

I, _____ of the Circuit Court
of the State of Oregon, for Multnomah County, which Court has exclusive jurisdiction of all probate proceedings in said County, do hereby
certify that the foregoing copy of Letters Testamentary has been compared by me with the original, and that it is a correct transcript therefrom,
and of the whole of such original, as the same appears of record in my office and in my custody.

I further certify that said Letters are now in full force and effect.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said Court.

this OCT 10 1986

ADMINISTRATOR

_____ of the Court
By David N. Woods
Deputy.

