

RECEIVED

After recording, please return to:

JUL 22 2003

Umatilla County Commissioners  
c/o Douglas Olsen, Counsel  
216 S.E. 4th Street  
Pendleton, Oregon 97801

443 0044

UMATILLA COUNTY RECORDS

PERMANENT EASEMENT FOR ROAD RIGHT OF WAY

*Handwritten initials: OS*

KNOW ALL PERSONS BY THESE PRESENTS that we, the undersigned, PAULINE A. SURFACE and ROXY SUSAN MAY, Grantors, for good and valuable consideration of <sup>\$1000-</sup> [REDACTED], receipt of which is hereby acknowledged, do grant, bargain, sell and convey to UMATILLA COUNTY, a political subdivision of the State of Oregon, Grantee, its successors, assigns, and permittees, a permanent easement to construct, reconstruct, repair, and maintain a public road and highway, and its appurtenances and facilities, including utility services lines and facilities, upon, over and across the lands of the undersigned, situated in the County of Umatilla, State of Oregon, consisting of certain property along Seven Hills Road (County Rd.#668) adjacent to the County right of way, and more particularly described as follows:

See Exhibit A attached

The undersigned covenant that they are the owners of the above-described lands and that said lands are free and clear of encumbrances and liens of whatsoever character except those held by the following persons:

Subject to all prior easements and encumbrances of Record.

Grantor agrees the consideration set out in this document is just compensation for the property, including any and all damages to Grantor's remaining property, if any, which may result from the acquisition or use of the property and the construction of improvement of the public way, excepting that the consideration does not include any damages arising from any negligence of Grantee.

16 IN WITNESS WHEREOF, the undersigned have set their hands this day of July, 2003.

*Pauline Surface*  
*Roxy S. May*

Original to: Commissioner's Journal  
Copy to: Doug Olsen, County Counsel

Washington  
State of Oregon )  
Wallowa ) ss  
County of Umatilla )

7/16/03, 2003.

Personally appeared before me the within named Pauline Surface & Lucy S. May, and acknowledged the foregoing to be her voluntary act and deed.

[Signature]

Notary Public for Oregon  
Michelle M. Jones  
Commission expires 4/19/07

State of Oregon )  
County of Umatilla ) ss

July 21, 2003

Personally appeared before me the within named William W. Haggell, Dennis D. Doherty, Emile M. Holeman, and acknowledged the foregoing to be her voluntary act and deed.



Marcia Wells  
Notary Public for Oregon

ACCEPTED BY UMATILLA COUNTY  
by its Board of Commissioners

William S. Hansell  
William S. Hansell, Chair

Dennis D. Doherty  
Dennis D. Doherty, Commissioner

Emile M. Holeman  
Emile M. Holeman, Commissioner



Office of County Records  
Attest Jeanne Thompson  
Records Officer





EXHIBIT "A"

*Pauline*

The legal description for Tax Lot 5N35 300, ~~Richard Scott~~ Surface & *Roxy May*

A portion of land lying in the Northwest Quarter of the Northwest Quarter of Section 4, Township 5 North, Range 35 East, Willamette Meridian, Umatilla County, Oregon, being a part of Tract I of that land conveyed to Richard Scott Surface by the deed recorded May 25th, 1993 as document number 93-182490 in microfilm Reel 235 at Page 1555 of the deed records of Umatilla County, said portion of land being more particularly described as follows:

Commencing at the Northwest Corner of said Section 4, thence along the North line of said Section 4, N89°49'53"E a distance of 159.03 feet; Thence S0°10'07"E a distance of 23.06 feet to a point on the South line of Seven Hills Road (road number 668) as said road was legalized by the instrument recorded March 19, 2003 as instrument number 2003-4320588 of the records of Umatilla County, said point being the True Point of Beginning for this description; thence along said South line, S89°02'53"E a distance of 74.91 feet to a point on the Westerly line of that tract of land conveyed to Umatilla County by the Warranty Deed recorded in Book 77 at Page 342 of the Deed Records of Umatilla County, thence along said Westerly line S31°32'48"W a distance of 18.39 feet; thence N79°51'48"W a distance of 66.30 feet; thence N0°10'07"W a distance of 5.25 feet to the True Point of Beginning. Containing 0.02 acres more or less.

State of Oregon        )  
                                  )  
County of Umatilla    )

This instrument was received and recorded on

07-22-03 at 11:15

in the record of instrument code type DE-EAS

Instrument Number 2003-4430044  
Fee 0.00

Office of County Records

*Jeanne Hemphill*  
\_\_\_\_\_  
Records Officer