CITY OF NEWBERG CITY RECORDER INDEX NO. /604 RETURN TO:

FAR WEST Venseer on 97132

After Recording, return to: City of Newberg City Attorney's Office 414 E. First Street Newberg, Oregon 97132

Recorded in Official Yamhill County Records CHARLES STERN, COUNTY CLERK

30.00

199807156 11:15am 04/21/98

001 10022218 10 04

1 0 D13 4 20.00 10.00 0.00 0.00 0.00 0.00

# ACCEPTANCE OF EASEMENT AND RE-RECORDING OF GRANT OF EASEMENT

The City of Newberg, an Oregon Municipal Corporation in Yamhill County accepts the easement granted to it in Grant of Easement recorded on October 24, 1997, referencing instrument number 199717889 on Yamhill Court Deed Records. A copy of said Grant of Easement is attached as attachment "A" to this document and re-recorded for identification purposes.

IN WITNESS WHEREOF, the City of Newberg executes this instrument on this 15th day of April, 1998.

CITY OF NEWBERG

Duane R. Cole, City Recorder

This instrument was acknowledged before me on this  $15^{\circ}$  day of  $40^{\circ}$ R. Cole, City Recorder of the City of Newberg.

Notary Public for Oregon

My Commission Expires on 10

Attachm	ent	"	<b>A</b> 3	,
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Recorded in Yamhill County, Oregon CHARLES STERN, COUNTY CLERK

25.00

After recording, return to:

199717889 11:50am 10/24/97

001 056437 09 05 000200

1 0 D13 3 15.00 10.00 0.00 0.00 0.00 0.00

## GRANT OF EASEMENT

FOR VALUABLE CONSIDERATION, in hand received, EDWARD J. ALLEN, ALICE R. ALLEN, MERLIN LANE, TRUSTEE OF THE LAND FAMILY TRUST PER AGREEMENT DATED OCTOBER 11, 1988, MARVIN CARLSON, AKA MARVIN M. CARLSON, and JOYCE CARLSON, AKA JOYCE M. CARLSON, and do hereby bargain, sell, grant and convey unto the City of Newberg and the general public a non-exclusive 20 foot wide utility easement over, under and upon the following described property, to wit:

### See Attached Exhibit A

This easement is intended to allow for the installation and maintenance of public sewer lines, storm sewer lines, public waterlines, public power lines, public telephone lines, TV cables, gas lines and any other customarily recognized utility.

The true and actual consideration for this conveyance, stated in terms of dollars is none.

IN WITNESS WHEREOF, the parties have executed this instrument on this 23 day of OCTOBER

Merlin Lane, Trustee of the

Lane Family Trust Per

Agreement dated October

11, 1938

Marvin Carlson

aka Marvin M. Carlson

Foyce Carlson aka Joyce M.

On the 22 day of

Carlson

STATE OF OREGON

SS.

County of Yamhill

OFFICIAL SEAL JOHN W. CONNOLLY NOTARY PUBLIC - OREGON COMMISSION NO.029530

MY COMMISSION EXPIRES NOV OUT

1997, personally

for Merlin LANE

appeared the above named Edward J. Allen and acknowledged the
foregoing instrument to be his voluntary act and deed.
Before Elanseal DONNA MC DONALD
NOTARY PUBLIC - OREGON COMMISSION NO. 058485
MY COMMISSION EXPIRES JULY 1, 2000 Notary Public for Oregon
My commission expires: 1/1/2000
STATE OF OREGON ) ) ss
County of Yamhill )
On the $25$ day of October, 1997,
personally appeared the above named Alice R. Allen and
acknowledged the foregoing instrument to be her voluntary act
and deed.  Before me:
OFFICIAL SEAL WAY OF THE CONTRACT OF THE CONTR
DONNA MC DONALD Notary Public for Oregon
COMMISSION NO. 055435 My commission expires:  My commission expires:
STATE OF OREGORIZZEZ OFFICIAL SEAL
County of Yamhill ) ss. JOHN W. CONNOLLY NOTARY PUBLIC - OREGON COMMISSION NO CONTROL
MY COMMISSION EXPIRES NOV-09, 1997
On the 12 day of Velocity, 1997, personally appeared the above named Merlin Lane, Trustee of the
Land Family Trust per Agreement dated October 11, 1988, and
acknowledged the foregoing instrument to be his voluntary act
and deed.  Before me:
Notary Public for Oregon,
My commission expires: Nov. 9, 1997
STATE OF OREGON
County of Yamhill )
$1 \sim 1000$
On the day of Clark 1997,
On the day of low , 1997, personally appeared the above named Marvin Carlson aka Marvin M. Carlson, and acknowledged the foregoing instrument to be his
On the day of Of Officer, 1997, personally appeared the above named Marvin Carlson aka Marvin M. Carlson, and acknowledged the foregoing instrument to be his voluntary act and deed.
On the day of , 1997, personally appeared the above named Marvin Carlson aka Marvin M. Carlson, and acknowledged the foregoing instrument to be his voluntary set and deed.
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On the day of Of Officer, 1997, personally appeared the above named Marvin Carlson aka Marvin M. Carlson, and acknowledged the foregoing instrument to be his voluntary act and deed.
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On the day of, 1997, personally appeared the above named Marvin Carlson aka Marvin M. Carlson, and acknowledged the foregoing instrument to be his voluntary ear and deed.  **Proposition of Policy Seal Notary Public for Oregon My commission expires:
On the day of , 1997, personally appeared the above named Marvin Carlson aka Marvin M. Carlson, and acknowledged the foregoing instrument to be his voluntary and deed.  PONNA MC DONNALD, NOTARY PUBLIC OREGON  STATE OF GRAND ON NOTARY PUBLIC OREGON  COUNTY of Yamhill  On the day of My commission expires: 1/2000  On the day of My commission aka Joyce M.
On the day of personally appeared the above named Marvin Carlson aka Marvin M. Carlson, and acknowledged the foregoing instrument to be his voluntary pat and deed.  **Processor of the Commission Conficul State of Oregon My commission expires:  **On the day of My commission expires: 1997, personally appeared the above named Joyce Carlson aka Joyce M. Carlson, and acknowledged the foregoing instrument to be her
On the day of , 1997, personally appeared the above named Marvin Carlson aka Marvin M. Carlson, and acknowledged the foregoing instrument to be his voluntary and deed.  PONNA MC DONNALD, NOTARY PUBLIC OREGON  STATE OF GRAND ON NOTARY PUBLIC OREGON  COUNTY of Yamhill  On the day of My commission expires: 1/2000  On the day of My commission aka Joyce M.
On the day of the above named Marvin Carlson aka Marvin M. Carlson, and acknowledged the foregoing instrument to be his voluntal are and deed.  **Notary Public for Oregon My commission expires:  **Onther Donald Scale Commission No. 055435  **County of Yamhill )  On the day of day of personally appeared the above named Joyce Carlson aka Joyce M. Carlson, and acknowledged the foregoing instrument to be her voluntary act and deed.  **Before me:**  Before me:**  **Before me:**  **Before me:**  **Authorized Marvin Carlson aka Marvin Carlson aka Marvin Marvin Carlson aka Marvin Carlson aka Marvin Marvin Carlson aka Marvin Marvin Carlson aka Marvin Marvin Carlson aka Marvin Carlson aka Marvin Marvin Carlson aka Marvin Marvin Carlson aka Marvin Carlson aka Marvin Marvin Carlson aka Marvin Carlson aka Marvin Marvin Marvin Carlson aka Marvin Marvin Carlson aka Marvin Marvin Carlson aka Marvin Marvin Carlson aka Marvin Marvin Marvin Carlson aka Marvin Marvin Marvin Carlson aka Marvin M
On the day of personally appeared the above named Marvin Carlson aka Marvin M. Carlson, and acknowledged the foregoing instrument to be his voluntary at and deed.  **Donna MC Donald Sea Notary Public for Oregon My commission expires: 1/200  County of Yamhill  On the day of My commission expires: 1/200  Carlson, and acknowledged the above named Joyce Carlson aka Joyce M. Carlson, and acknowledged the foregoing instrument to be her voluntary act and deed.  Before me:  Notary Public for Oregon  Notary Public for Oregon  Notary Public for Oregon
On the day of personally appeared the above named Marvin Carlson aka Marvin M. Carlson, and acknowledged the foregoing instrument to be his voluntary at and deed.  **Polymer Public For Oregon My commission expires: 1/1/2000  **STATE OF CARLON OREGON My commission expires: 1/1/2000  **County of Yamhill On the day of personally appeared the above named Joyce Carlson aka Joyce M. Carlson, and acknowledged the foregoing instrument to be her voluntary act and deed.  **Before me: Notary Public for Oregon M.

# EXHIBIT A

A strip of land being 20 feet in width running parallel with and immediately adjacent to the southern boundary of both Parcel I and Parcel II hereinafter described:

### PARCEL I:

The East 50 feet of even width of the following described tract, to-wit:

Part of the Joseph B. Rogers Donation Land Claim in Township 3 South, Range 2 West of the Willamette Meridian, Yamhill County, oregon, described as follows:

Beginning at a point South 00°03' East 121.27 and North 89°35' East 145 feet from the Northeast corner of fractional Block 50 of EDWARDS ADDITION to the Town (now City) of Newberg, Yamhill County, Oregon, and being also on the North line of that tract conveyed from Keiling to Newton by deed recorded in Book 120, Page 511 of Yamhill County Deed records, at a point North 89°35' East 145 feet from the Northwest corner of said tract; thence North 00°03' West 147.4 feet; thence North 89°35' East 70 feet; thence South 00°03' West 147.4 feet; thence North 89°35' West 70 feet to the point of beginning.

#### PARCEL II:

Part of the Joseph B. Rogers Donation Land Claim in Township 3 South, Range 2 West of the Willamette Meridian, Yamhill County, Oregon, described as follows: Beginning at a point South 00°03' East 121.27 feet and North 89°35' East 215 feet from the Northeast corner of fractional Block 50 of EDWARDS ADDITION to the Town of Newberg, Yamhill County, Oregon, and being also on the North line of that tract conveyed from Keiling to Newton by deed recorded in Book 120, Page 511 of Yamhill County Deed records, at a point North 89°35' East 215 feet from the Northwest corner of said tract; thence North 00°03' West 147.4 feet; thence North 89°35' East 45.02 feet to the Westerly margin of Wynooski Street; thence South 27°0' East along said street line, 164.82 feet; thence South 89°35' West 119.72 feet to the point of beginning.

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