

City of Newberg - Community Development
PO Box 970 - 719 E. First Street
Newberg, OR 97132

PUBLIC STORM DRAINAGE EASEMENT

FOR CONVENIENCE ALL INFORMATION THAT NEEDS TO BE DELETED, FILLED IN OR CHANGED IS HIGHLIGHTED.

In consideration of the sum of \$ -0- and other valuable consideration, WALTER L. JOYCE & ARLIS JOYCE, herein called Grantors, do hereby convey to the City of Newberg, a municipal corporation, hereinafter called Grantee, a perpetual and permanent easement, for the purposes of constructing, installing, using, repairing, and maintaining a storm drainage facility across the following described real property:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD said easement to said Grantee, for the use and purpose herein above described.

It is further understood that:

1. The Grantor(s) hereby release(s) the City of Newberg, its agents and employees, assigns and successors of any and all liability for damage to the remaining lands resulting from this conveyance and further absolves the Grantee from any damage not controlled by their actions.
2. The rights granted herein shall not be construed to interfere with or restrict use of the premises by Grantor(s), their heirs or assigns, with respect to the construction and maintenance of property improvements along and adjacent to the premises herein described, so long as the same are so constructed as to not impair or interfere with the use and maintenance of access of utilities herein above authorized.
3. The Grantee hereby agrees to restore the easement to its original condition, as close as is practical to do so, upon completion of the construction.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

IN WITNESS WHEREOF, the parties have executed this document on this 12th day of May, 2000

D & D PROPERTIES:

Richard L. D
Daniel D. D

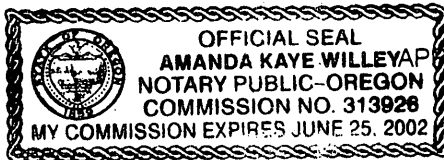
Walter L. Joyce
Arllis Joyce
WALTER L. JOYCE
ARLLIS JOYCE

STATE OF OREGON)
County of Yamhill) s.s.

This instrument was acknowledged before me this 15th day of May, 2000, by Walter L. Joyce and Arllis Joyce
signee name

Amanda Kay Willey
Notary Public for Oregon
My Commission expires: 6/25/02

CITY OF NEWBERG



Duane R. Cole
Duane R. Cole, City Recorder
Dated: June 1, 2000

Terrence D. Mahr
Terrence D. Mahr, City Attorney
Dated: 6/1/00

Recorded in Official Yamhill County Records
CHARLES STERN, COUNTY CLERK



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41.00

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20.00 10.00 11.00

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EXHIBIT "A"

Lilly Estates
Storm Drainage Easement
Project No.: 1145-02
March 1, 2000

EASEMENT DESCRIPTION

A strip of land, 15 feet in width, situate in the Southwest one-quarter of Section 20, Township 3 South, Range 2 West, Willamette Meridian, Yamhill County, Oregon, being more particularly described as follows:

The southerly 15.00 feet of that tract of land conveyed to Walter L. Joyce, et ux., by deed recorded in Film 223, Page 0937, Yamhill County Clerk's Office; being bounded westerly by the easterly line of that tract conveyed to Daniel R. Schneider, et ux., by deed recorded in Film 276, Page 0553, Yamhill County Clerk's Office; and bounded southerly by the northerly lines of those tracts conveyed to David Hugh Lilly, et ux., by deed recorded in Fee No. 199613684 and Michael L. Fingerut, et ux., by deed recorded in Fee No. 199412089, Yamhill County Clerk's Office; excepting that portion lying easterly of the centerline of Hess Creek.

Containing 2,600 square feet, more or less.

EXHIBIT "A"

WYNOOSKI STREET

D.R. SCHNEIDER, ET UX.
FILM 276, PAGE 0553

PROPOSED 15' WIDE
STORM DRAINAGE
EASEMENT

D.H. LILLY, ET UX.
FEE NO. 199613684

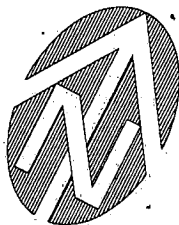
W.L. JOYCE, ET UX.
FILM 223, PAGE 0937

175'±

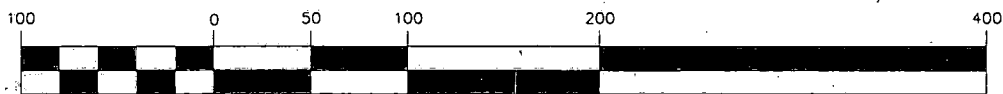
15.00'

APPROXIMATE
CENTERLINE OF
HESS CREEK

M.L. FINGERUT, ET UX.
FEE NO. 199412089



GRAPHIC SCALE



(IN FEET)
1 inch = 100 ft.

EXHIBIT FOR A PROPOSED
STORM DRAINAGE EASEMENT
S.W. 1/4 SEC.20, T3S, R2W, WM
YAMHILL COUNTY, OREGON

DATE	1MAR00
DRAWN BY	TGB
CHECKED BY	BRS
REVISIONS	
JOB NO.	1145-02



WESTLAKE
CONSULTANTS INC.

ENGINEERING ♦ SURVEYING ♦ PLANNING

PACIFIC CORPORATE CENTER
15115 S.W. SEQUOIA PARKWAY, SUITE 150 (503) 684-0652
TIGARD, OREGON 97224 FAX (503) 624-0157

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City of Newberg - Community Development
PO Box 970 - 719 E. First Street
Newberg, OR 97132

PUBLIC STORM DRAINAGE EASEMENT

FOR CONVENIENCE ALL INFORMATION THAT NEEDS TO BE DELETED, FILLED IN OR CHANGED IS HIGHLIGHTED.

WALTER L. JOYCE &

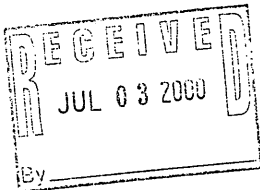
In consideration of the sum of \$ -0- and other valuable consideration, ARLIS JOYCE, herein called Grantors, do hereby convey to the City of Newberg, a municipal corporation, hereinafter called Grantee, a perpetual and permanent easement, for the purposes of constructing, installing, using, repairing, and maintaining a storm drainage facility across the following described real property:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD said easement to said Grantee, for the use and purpose herein above described.

It is further understood that:

1. The Grantor(s) hereby release(s) the City of Newberg, its agents and employees, assigns and successors of any and all liability for damage to the remaining lands & further absolves the Grantee from any damage not controlled by their actions.
2. The rights granted herein shall not be construed as assigns, with respect to the construction and herein described, so long as the same are subject to the access of utilities herein above authorized.
3. The Grantee hereby agrees to restore the easement to the condition as close as is practical to do so, upon completion of the construction.



THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

IN WITNESS WHEREOF, the parties have executed this document on this 12th day of May, 2000

D & D PROPERTIES:

Richard L. R.
David D. Thelander

Walter L. Joyce
ARLIS JOYCE

STATE OF OREGON
County of Yamhill) s.s.

This instrument was acknowledged before me this 15th day of May, 2000, by Walter L. Joyce and Arllis Joyce signee name

Amanda Kay Willey
Notary Public for Oregon
My Commission expires: 6/25/02

CITY OF NEWBERG



APPROVED AS TO FORM

Duane R. Cole
Duane R. Cole, City Recorder
Dated: June 1, 2000

Terrence D. Mahr
Terrence D. Mahr, City Attorney
Dated: 6/1/00

Recorded in Official Yamhill County Records
CHARLES STERN, COUNTY CLERK



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STATE OF OREGON,

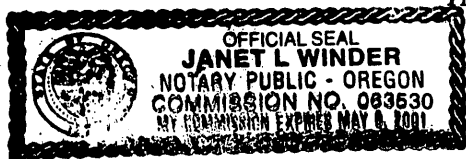
County of Yamhill

ss.

FORM No. 23—ACKNOWLEDGMENT.
Stevens-Ness Law Publishing Co. NL
Portland, OR 97204 © 1992

BE IT REMEMBERED, That on this 12th day of May, 2000, 19_____,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named Richard K. Brown

known to me to be the identical individual described in and who executed the within instrument and
acknowledged to me that he executed the same freely and voluntarily.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.

Janet L. Winder

Notary Public for Oregon

My commission expires 5/6/01

STATE OF OREGON,

County of Yamhill

ss.

FORM No. 23—ACKNOWLEDGMENT.
Stevens-Ness Law Publishing Co. NL
Portland, OR 97204 © 1992

BE IT REMEMBERED, That on this _____ day of May, 19_____,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named David D. Nielsen

known to me to be the identical individual described in and who executed the within instrument and
acknowledged to me that he executed the same freely and voluntarily.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.

Janet L. Winder

Notary Public for Oregon

My commission expires 5/6/01