

**AFTER RECORDING RETURN TO:**

City of Newberg - Community Development  
PO Box 970 - 414 E. First Street  
Newberg, OR 97132

CITY OF NEWBERG  
CITY RECORDER INDEX NO. 1949

**FIRE ACCESS AND WATER LINE EASEMENT**

In consideration of the sum of \$ 0.00 and other valuable consideration, Ronald C. Davison and Thomas L. Davison, 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 using, repairing, and maintaining a water line and for use of a fire access road 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.

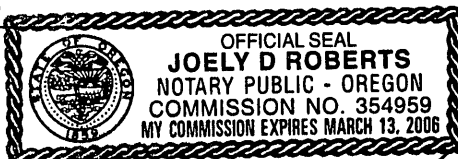
IN WITNESS WHEREOF, the parties have executed this document on this 25 day of July, 2002.

Thomas L. Davison  
Thomas L. Davison  
Ronald C. Davison  
Ronald C. Davison

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

This instrument was acknowledged before me this 25 day of July, 2002 by Ronald C. Davison, Thomas L. Davison as tenants in common.

Joely D Roberts  
Notary Public for Oregon  
My Commission expires: 3-13-06



CITY OF NEWBERG  
ACCEPTED:

James H. Bennett  
James H. Bennett, City Recorder  
Dated: 8/5/02

APPROVED AS TO FORM

Terrence D. Mahr  
Terrence D. Mahr, City Attorney  
Dated: 7/31/02

OFFICIAL YAMHILL COUNTY RECORDS  
CHARLES STERN, COUNTY CLERK

200216185



\$31.00

00097873200200161850020026

08/16/2002 12:00:50 PM

DMR-EDMR Cnt=1 Stn=2 ANITA

\$10.00 \$10.00 \$11.00

1/2

**AFTER RECORDING RETURN TO:**

City of Newberg - Community Development  
PO Box 970 - 414 E. First Street  
Newberg, OR 97132

---

**EXHIBIT "A"**

A Tract of land in Section 20, Township 3 South, Range 2 West of the Willamette Meridian in Yamhill County, Oregon particularly described as follows:

Beginning at the Southwest corner of that tract of land described in deed from J. R. & T. Limited Liability Company Ronald C. Davison and Thomas L. Davison and recorded in Instrument No. 199812345, said point being S 89° 44' 22" W 507.56 feet and N 00° 15' 38" W 30.00 feet from an iron rod at the centerline intersection of Hancock Street and Elliott Street; thence

N 89° 44' 22" E 35.92 feet along the North margin of Hancock Street; thence N 00° 02' 17" W 129.31 feet to a point of curvature; thence Northeasterly along the arc of a 236.81 foot radius curve to the right 81.01 feet (Long Chord bears N 9° 45' 45" E 80.62 feet); thence N 19° 33' 47" E 58.01 feet to the North line of said Davison tract; thence S 89° 59' 24" W 69.13 feet to the Northwest corner of said tract; thence S 00° 02' 36" E 263.57 feet to the point of beginning.

1/2