

RECEIVED

After recording, please return to:

JUL 15 2003

Umatilla County Commissioners  
c/o Douglas Olson, Counsel  
316 N.E. 4th Street  
Pendleton, Oregon 97801

UMATILLA COUNTY  
RECORDS

442 0286

PERMANENT EASEMENT FOR ROAD RIGHT OF WAY

KNOW ALL PERSONS BY THESE PRESENTS that we, the undersigned, MARVIN HENRY SAMS and BEVERLY P. SAMS, Grantors, for good and valuable consideration of \$1,200.00, 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 a width of 4 feet on the straight part of the road and 8 feet around the curved part of the road , 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:

Bank of America, N.A., as Beneficiary of Trust Deed Dated June 26, 2001, recorded June 28, 2001, Instrument No. 2001-3920203, Office of County Records, Umatilla County, Oregon; and 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.

IN WITNESS WHEREOF, the undersigned have set their hands this 30 day of June, 2003.

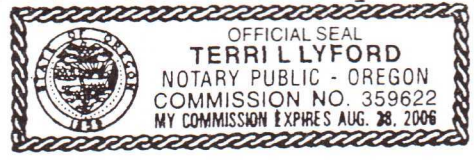
Beverly P. Sams

Marvin Henry Sams

State of Oregon )  
 ) ss  
County of Umatilla )

June 30, 2003.

Personally appeared before me the within named Beverly P. & Marvin Henry Sams, and acknowledged the foregoing to be their voluntary act and deed.



Terri L. Lyford  
Notary Public for Oregon exp 8-28-2006

ACCEPTED BY UMATILLA COUNTY  
by its Board of Commissioners

**ASSENT**

William S. Hansell, Chair

Dennis D. Doherty  
Dennis D. Doherty, Commissioner

Emile M. Holeman  
Emile M. Holeman, Commissioner

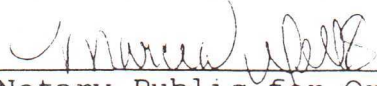


State of Oregon )  
 ) ss  
County of Umatilla )

July 14, 2003.

Personally appeared before me the within named ~~William S. Hansell~~, Dennis D. Doherty, and Emile M. Holeman, and acknowledged the foregoing to be the voluntary act and deed of Umatilla County, Oregon.



  
\_\_\_\_\_  
Notary Public for Oregon

ATTEST:  
Office of County Records

  
\_\_\_\_\_  
Records Officer



2003-4420286 3 of 4





EXHIBIT "A"

The legal description for Tax Lot 6N3534C-1700:

A portion of land in the southwest quarter of Section 34, Township 6 North, Range 35 East, Willamette Meridian, Umatilla County, Oregon lying northerly of a line which lies southerly of the southerly right of way line of County Road No. 734 (COUNTY ROAD ) in said Section 34 and being all of that portion of those lands conveyed to Marvin H. Sams, Beverly P. Sams, and Daniel H. Sams identified as Tract I by the deed recorded in Reel 199 at Page 254 of the deed records of said Umatilla County, lying northerly of said line with said line being more particularly described as follows:

Beginning at a point which lies S0°00'00"E a distance of 463.95 feet more or less from the west quarter corner of said Section 34, said point lying 4 feet southerly when measured at right angles to the southerly right of way line of said County Road No. 734, thence S59°00'00"E, parallel with and 4 feet southerly of said southerly right of way line a distance of 2546.2 feet more or less to a point on the West line of said Sams tract; thence continuing parallel with and 4 feet southerly of said southerly right of way line a distance of 481.80 feet; thence 81.55 feet along the arc of a curve to the right having a central angle of 31°49'13" and a radius of 146.85 feet, the long chord of which bears S30°51'31"E a distance of 80.51 feet; thence S14°56'55"E a distance of 30.40 feet more or less to a point on the westerly right of way line of said County Road No. 734; thence East a distance of 20 feet more or less to a point on the north - south centerline of said section 34.

Containing 0.08 acres more or less.

State of Oregon )  
County of Umatilla )

This instrument was received and recorded on

07-15-03 at 2:00

in the record of instrument code type DE-EAS

Instrument Number 2003-4420286  
Fee 0.00

Office of County Records

*Jean Hemphill*  
Records Officer