

2003 4540057



2003-4540057 1 of 4

State of Oregon)
County of Umatilla)

This instrument was received
and recorded on

12-16-03 at 10:00

in the record of instrument
code type DE-EAS

After recording, please return to:

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

FILE COPY

Instrument Number 2003-4540057
Fee 0.00

Office of County Records

Records Officer

RECEIVED

DEC 16 2003

UMATILLA COUNTY
RECORDS

PERMANENT EASEMENT FOR ROAD RIGHT OF WAY

KNOW ALL PERSONS BY THESE PRESENTS that we, the undersigned, **PREMIERE PARTNERS IV, LP**, Grantors, for good and valuable consideration, 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 Lower Dry Creek Road (County Rd.#647) at the corner of County Road, 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.

(SIGNATURE PAGE FOLLOWS)

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



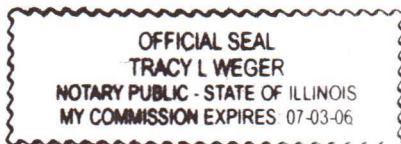
IN WITNESS WHEREOF, the undersigned have set their hands this 12 day of December, 2003.

PREMIERE PARTNERS IV, LP

BY: [Signature]
Randall E. Pope, President,
Westchester Group, Inc.,
General Partner of Cozad
Westchester Agricultural
Asset Management Partnership,
Manager, Premiere IV LLC,
General Partner,
Premiere Partners IV LP

State of Illinois)
County of Champaign) ss
December 12, 2003.

Personally appeared before me the within named Randall E. Pope for Premiere Partners IV, LP, and acknowledged the foregoing to be their voluntary act and deed.

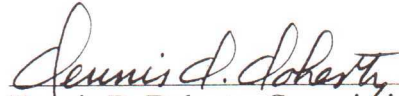


[Signature]
Notary Public for State of IL



ACCEPTED BY UMATILLA COUNTY
by its Board of Commissioners

William S. Hansell, Chair


Dennis D. Doherty, Commissioner

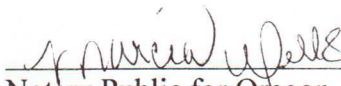

Emile M. Holeman, Commissioner



State of Oregon)
County of Umatilla) ss
December 16th, 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





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EXHIBIT A

A strip of land in the Northwest Quarter of the Southwest Quarter of Section 33, Township 6 North, Range 35 East, Willamette Meridian, Umatilla County, Oregon, being a portion of that land conveyed to Premiere Partners IV Limited Partnership, an Illinois limited partnership, by the deed recorded June 18, 1999 as document number 1999-3530074 of the Deed Records of said Umatilla County, said strip of land being more particularly described as follows:

Commencing at the West quarter corner of said Section 33, thence along the East - West centerline of said section, S89°57'08"E a distance of 1298.58 feet; thence at right angles to a point on the South right of way line of County Road (road number 517), S0°02'52"W a distance of 30.00 feet to the True Point of Beginning for this description; thence S0°17'36"E a distance of 5.20 feet; thence to a point on the Westerly line of that Permanent Easement for Road Right of Way conveyed to Umatilla County by the instrument recorded July 25th, 2003 as instrument number 2003-4430274 of the Deed Records of Umatilla County, S89°57'08"E a distance of 10.50 feet; thence along said Westerly line N0°17'36"W a distance of 5.20 feet to a point on the Southerly line of said County Road, thence along said Southerly line to the Point of Beginning, N89°57'08"W a distance of 10.50 feet.