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RECEIVED

APR 16 2001

UMATILLA COUNTY RECORDS

ODOT  
File 6910-002

PERMANENT EASEMENT FOR HIGHWAY RIGHT OF WAY

GARY M. KEY and CINDY KEY, husband and wife; BRIAN KEY and MERRIANNE R. KEY, husband and wife, Grantor, for the true and actual consideration of \$ 250.00 does grant to UMATILLA COUNTY, a political subdivision of the State of Oregon, Grantee, its successors and assigns, a permanent easement to construct, reconstruct, repair, and maintain a public highway and its appurtenances and facilities, and also to construct and maintain water, gas, electric and communication service lines, fixtures and facilities, and slopes, and appurtenances therefore, all upon, over and across the property described on Exhibit "A" attached hereto and by this reference made a part hereof.

Grantor covenants to and with Grantee, its successors and assigns, that Grantor is the owner of said property, and will warrant the easement rights herein granted from all lawful claims whatsoever.

Grantor agrees that the consideration recited herein is just compensation for the property or property rights conveyed, including any and all damages to Grantor's remaining property, if any, which may result from the acquisition or use of said property or property rights. However, the consideration does not include damages resulting from any use or activity by Grantee beyond or outside of those uses expressed herein, if any, or damages arising from any negligence.

In construing this document, where the context so requires, the singular includes the plural and all grammatical changes shall be made so that this document shall apply equally to corporations and to individuals.

2-7-01 Rerecorded to add legal description. Previously recorded on Reel 386 Page 555 or as fee number 2001-3860555 on original recordation date of April 16, 2001.



RETURN TO AND TAX STATEMENT TO  
OREGON DEPARTMENT OF TRANSPORTATION  
RIGHT OF WAY SECTION  
355 CAPITOL STREET NE, ROOM 420  
SALEM OR 97301-3871

Account No.: 140384 TL 4503

Property Address: 50796 Ernest Lane  
Milton-Freewater OR 97862

State of Oregon )  
County of Umatilla )

This instrument was received  
and recorded on

04-20-01 at 12:40

in the record of document  
code type DE-CORR

Location R387-0293  
Document number 2001-3870293  
Fee 0.00

Office of County Records

*Jean Hampshire*  
Records Officer

It is understood and agreed that the delivery of this document is hereby tendered and that terms and obligation hereof shall not become binding upon Umatilla County, unless and until accepted and approved by the recording of this document.

Dated this 9 day of March, 2001.

Gary M. Key  
Gary M. Key

Cindy Key  
Cindy Key

Brian Key  
Brian Key

Merrienne R. Key  
Merrienne R. Key

STATE OF OREGON, County of Umatilla

Dated March 9, 2001. Personally appeared the above named Gary M. Key and Cindy Key, who acknowledged the foregoing instrument to be their voluntary act. Before me:



Cecelia A. Leighty  
Notary Public for Oregon

My Commission expires 8/30/04

STATE OF OREGON, County of Umatilla

Dated March 9, 2001. Personally appeared the above named Brian Key and Merrienne R. Key, who acknowledged the foregoing instrument to be their voluntary act. Before me:



Cecelia A. Leighty  
Notary Public for Oregon

My Commission expires 8/30/04

Accepted on behalf of Umatilla County

Jeanne D. Roberts



Janice M. Holman

William S. Hansen

Office of County Records  
Attest Jeanne D. Roberts  
Records Officer







**PERMANENT ROADWAY, UTILITY AND SLOPE MAINTENANCE EASEMENT  
ALONG THE EASTERLY RIGHT-OF-WAY OF  
HARRIS ROAD, UMATILLA COUNTY  
DRY CREEK BRIDGE PROJECT  
GARY M. KEY AND CINDY KEY AND BRIAN KEY AND MERRIANNE R. KEY  
TAX LOT 6N 34 4503**

A parcel of land to serve as a permanent roadway, utility, and slope maintenance easement, together with all appurtenances thereto, said parcel located within the Northeast One-quarter of Section 36, Township 6 North, Range 34 East of the Willamette Meridian, Umatilla County, Oregon, said easement being 7.315 meters in width, and more particularly described as:

Commencing at Engineer's Centerline Station 0+148.576 as shown on the State of Oregon, Department of Transportation, Dry Creek Bridge design plans, said point bears N87°23'08"E a distance of 774.984 meters from the Northwest Corner of said Section 36, marked by a brass capped monument; **Thence** S41°03'04"E on a radial line a distance of 6.096 meters to a point on the Easterly Right of Way of Harris Road (Umatilla County Road #697), **The True Point of Beginning** of the easement being described; **Thence** N87°44'12"E along the North section line of said Section 36 a distance of 10.841 meters to a point 7.315 meters left of said Easterly Right of Way at Engineer's Station 0+141.765; **Thence** along a line parallel to and concentric with said Easterly Right of Way a distance of 17.706 meters to a point 7.315 meters left of said Easterly Right of Way at Engineer's Station 0+156.000; **Thence** N33°19'02"W along a radial line 7.315 meters to said Easterly Right of Way at Engineer's Station 0+156.000; **Thence** along said Easterly Right of Way, parallel to and concentric with said Engineer's Centerline a distance of 8.247 meters, to the Point of Beginning of this description, containing 95.6 square meters.

The Basis of Bearing used in this description is the Oregon State Plane Coordinate System, North Zone. To obtain true North bearings rotate clockwise 01°14'26". The distances are reduced to ground.

Prepared by Anderson-Perry & Associates, inc.  
November 17, 2000



2001-3870293 4 of 4

**REGISTERED  
PROFESSIONAL  
LAND SURVEYOR**

*Michael B. Posada*

OREGON  
JAN. 20, 1898  
**MICHAEL B. POSADA**  
028485

EXPIRES 12-31-02

DATE 11-17-00

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FAX (509) 529-8102

BAKER CITY, OR 97814-2621  
BASCHÉ-SAGE PLACE  
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FAX (541) 523-9275