

After recording, return to:

Walter R. Gowell, City Attorney
P.O. Box 480
McMinnville, OR 97128

Send tax statements to:

No Change

PUBLIC UTILITIES EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that, **Yamhill County**, a subdivision of the State of Oregon, "Grantor" being the owner, for good and valuable consideration, does forever grant, transfer and convey unto the **City of Sheridan**, a municipal corporation of the State of Oregon, "Grantee" a permanent and perpetual easement for all public utilities over, under and across the full width and length of the entire easement area premises described as follows, to-wit:

A tract of land in Section 26, Township 5 South, Range 6 West of the Willamette Meridian in Yamhill County, Oregon, described as follows:

A portion of Van Ostrum Street that was vacated in Street Vacation Ordinance No. 1999-10, Instrument No. 2000-15071, Yamhill County Deed Records, and more particularly described as follows:

All that land bounded to the South by the centerline of Van Ostrom Street (now vacated), to the East by the right of way of Lincoln Street, to the North by Tract "B" of Sagan Park Estates, and to the West by the property described as "Parcel 3" in Partition 2007-25, recorded as Instrument No. 2007-09897, Yamhill County Deed Records.

TO HAVE AND TO HOLD the above-described permanent and perpetual public utilities easement unto said grantee in accordance with the conditions and covenants as follows:

The easement shall include the right for the said Grantee, or Grantee's agents, or other public utility providers, to excavate for and to construct, place, operate, maintain, repair, replace, relocate, inspect, and remove public pipelines and other utilities, with all appurtenances incident thereto or necessary therewith, and make excavations therefor from time to time, in, under, and through the above-described premises within said easement, and to cut and remove from said easement any trees and other obstructions which may endanger the safety or interfere with the use of said utility lines, or appurtenances attached to or connected therewith; and the right of ingress and egress to and over said above-described easement premises at any and all times for the purpose of repairing, renewing, excavating, replacing, inspecting, maintaining the utilities and appurtenances, and for doing anything necessary, useful or convenient for the enjoyment of the easements hereby granted.

Accepted by Yamhill County
Board of Commissioners on

4-21-16 by Board Order
16-138

Grantee upon the initial installation of any utility line and upon each and every occasion that the same be repaired, replaced, renewed, added to, or removed, shall reasonably restore the premises of the Grantor, and any improvements disturbed by the Grantee, to as good condition as they were prior to any such installation or work.

The easement granted herein, subject to the covenants and consideration set forth above, shall be appurtenant to and run with Grantee's tract and shall be binding upon the heirs, successors, and assigns of Grantor and Grantee..

WITNESS my hand and seats this 21st day of April, 2016.

YAMHILL COUNTY, OREGON

By: _____

By: _____

By: Allen Springer

STATE OF OREGON)
) ss.
COUNTY OF YAMHILL)

On this 21st day of April, 2016, before me personally appeared Mary Starrett and Stan Primozich, and Allen Springer, as the duly authorized Commissioners of Yamhill County, Oregon, and proved to me on the basis of satisfactory evidence to be the persons who signed the within instrument in my presence,

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on the day and year above written,



Keri Lyn Hinton
Notary Public for Oregon
My Commission Expires: June 16, 2018

Accepted on behalf of the City of Sheridan this ___ day of _____, 2016, by Walter R. Gowell, as City Attorney.