



426 0039

2002-4260039 1 of 3

RECEIVED

OCT 09 2002

ODOT File 6909-003

421 0678

PERMANENT EASEMENT

UMATILLA COUNTY RECORDS

JOHN WALTER HALL, Grantor, for the true and actual consideration of \$ 500.00 does grant unto the STATE OF OREGON, by and through its DEPARTMENT OF TRANSPORTATION, Grantee, its successors and assigns, a permanent easement to construct and maintain an access road over and across the property described on Exhibit "A" attached hereto and by this reference made a part hereof.

IT IS UNDERSTOOD that the easement herein granted does not convey any right or interest in the above-described property, except for the purposes stated herein, nor prevent Grantor from the use of said property; provided, however, that such use does not interfere with the rights herein granted.

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.

RECEIVED

DEC 09 2002

UMATILLA COUNTY RECORDS

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.: 101324, 500

Property Address: Route 1, Box 19 Pendleton, OR 97801

This document is being re-recorded to add an Exhibit A to that document recorded in Reel 421 and Page 678, or as Fee number 2002-4260039

State of Oregon )
County of Umatilla )

This instrument was received and recorded on 12-09-02 at 3:15

In the record of document code type DE-CORR

Location R426-0039
Document number 2002-4260039
Fee 15.00

Office of County Records

Records Officer (Signature)

State of Oregon )
County of Umatilla )

This instrument was received and recorded on 10-09-02 at 3:00

In the record of document code type DE-EAS

Location R421-0678
Document number 2002-4210678
Fee 31.00

Office of County Records

Records Officer (Signature)

PIONEER TITLE CO. 60306
126 SE Court, Pend. OR, 97801

8/12/02
Page 1 of 2 - EA
gmh



2002-4260039 2 of 3

ODOT  
File 6909-003

It is understood and agreed that the delivery of this document is hereby tendered and that terms and obligations hereof shall not become binding upon the State of Oregon Department of Transportation, unless and until accepted and approved by the recording of this document.

Dated this 30<sup>th</sup> day of September, 2002.

John Walter Hall  
John Walter Hall

STATE OF OREGON, County of Umatilla

Dated Sept. 30<sup>th</sup>, 2002. Personally appeared the above named John Walter Hall, who acknowledged the foregoing instrument to be his voluntary act. Before me:

Julie Parsons  
Notary Public for Oregon  
My Commission expires 5-1-05

Accepted on behalf of the Oregon Department of Transportation

[Signature]





2002-4260039 3 of 3

Exhibit "A"  
Page 1/2John Walter Hall  
Route 1, Box 19  
Pendleton, Oregon 97801

2N 33 07 00500

**Access Easement**

That portion of a 20.00 foot wide strip of land lying within that tract of land conveyed to John Walter Hall by Personal Representative's Deed recorded April 4, 1989 in Book R178, Page 060, Umatilla County Deed Records, said tract being located in the southwest one-quarter of the northwest one-quarter of Section 7, Township 2 North, Range 33 East of the Willamette Meridian, Umatilla County, Oregon, said strip being 10.00 feet on each side of the following described centerline, with sidelines lengthening or shortening as necessary to intersect property lines and create a continuous strip:

**BEGINNING** at the west quarter corner of said Section 7; thence N42°32'35"E 653.26 feet to an angle point on the north line of that tract of land conveyed to the Oregon State Game Commission by deed recorded April 6, 1959 in Book 253, Page 568, Umatilla County Deed Records; thence N87°37'56"E along said north line 106.61 feet to an angle point; thence S82°27'33"E 83.67 feet to an angle point; thence N86°10'56"E 66.20 feet to the northeast corner of said Oregon State Game Commission Tract; thence at right angles, N03°49'04"W 10.00 feet to the **TRUE POINT OF BEGINNING** of the centerline being herein described; thence S86°10'56"W 65.20 feet; thence N82°27'33"W 83.54 feet; thence S87°37'56"W 108.22 feet; thence S79°00'26"W 165.27 feet; thence S81°11'41"W 124.61 feet; thence S88°43'56"W 66.40 feet to the north right of way line of the Union Pacific Railroad and the terminus of the centerline being described.

Together with a 10.00 foot wide strip of land being 10.00 feet on the right, or northerly, side of the following described line, with sideline lengthening or shortening as necessary to intersect property lines and create a continuous strip:

**BEGINNING** at the terminus of the above described centerline; thence along the north right of way line of the Union Pacific Railroad, on a curve of radius 2,812.54 feet concave northerly, through a central angle of 02°01'57" (which chord bears N74°26'55"W 99.77 feet), an arc distance of 99.77 feet to a point on the west line of said Section 7 and the terminus of the line being described, from which the west quarter corner of said Section 7 bears S00°57'04"E 466.01 feet.

Said Access Easement contains 13,028 square feet or 0.30 acre, more or less.