

PUBLIC UTILITY EASEMENT RELEASE

RESOLUTION NO. 2016 - 61

A Resolution authorizing the release of a portion of an existing public utility easement, located in the City of McMinnville, Yamhill County, Oregon.

RECITALS:

The purpose of this conveyance is to release a portion of the existing 10' wide public utility easement dedicated by Partition Plat 1999-44, recorded in Instrument No. 199920460, Yamhill County Plat records, more particularly described in attached Exhibit "A" and as shown by the attached Exhibit "B".

The easement area is not needed for public utility purposes and the release of the easement area will allow for the efficient development of the subject property.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF McMINNVILLE, OREGON as follows:

1. That the City of McMinnville does hereby release the existing, unneeded public utility easement described herein, and the former easement will not be an impediment to issuance of a building permit on this property.

Adopted by the Common Council of the City of McMinnville at a regular meeting held the 23rd day of August 2016 by the following votes:

Ayes: Drabkin, Hill, Jeffries, Menke, Ruden, Yoder

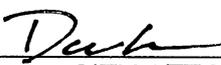
Nays: _____

Approved this 23rd day of August 2016.



 MAYOR

Approved as to form:



 CITY ATTORNEY

After Recording
Return to: City of McMinnville
 231 NE Fifth Street
 McMinnville OR 97128

EXHIBIT "A"

Date: 21 July 2016

PEG, LLC - Easement to be Released - Legal Description

A portion of that certain 10' wide P.U.E along the south line of Partition Plat 1999-44 in Section 23, Township 4 South, Range 4 West, City of McMinnville, Yamhill County, Oregon, the south line of said portion being more particularly described as follows:

Beginning at the southwest corner of said Partition Plat 1999-44; thence North $89^{\circ}52'34''$ East 245.78 feet along the south line of said Partition Plat 1999-44 to the beginning of a curve in said south line; thence easterly 10.46 feet along said south line which is a curve concave to the north having a radius of 20.00 feet (chord= North $74^{\circ}53'34''$ East 10.34 feet) to a point that is 10.00 feet west of the east line of Parcel 1 of Partition Plat 2003-18, when measured at right angles, as shown by Exhibit "B".

Leland MacDonald
MacDonald & Assoc.
Land Surveyors
3765 Riverside Drive
McMinnville, OR 97128
Phone: 503-472-7904



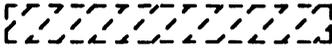
Exhibit "B"

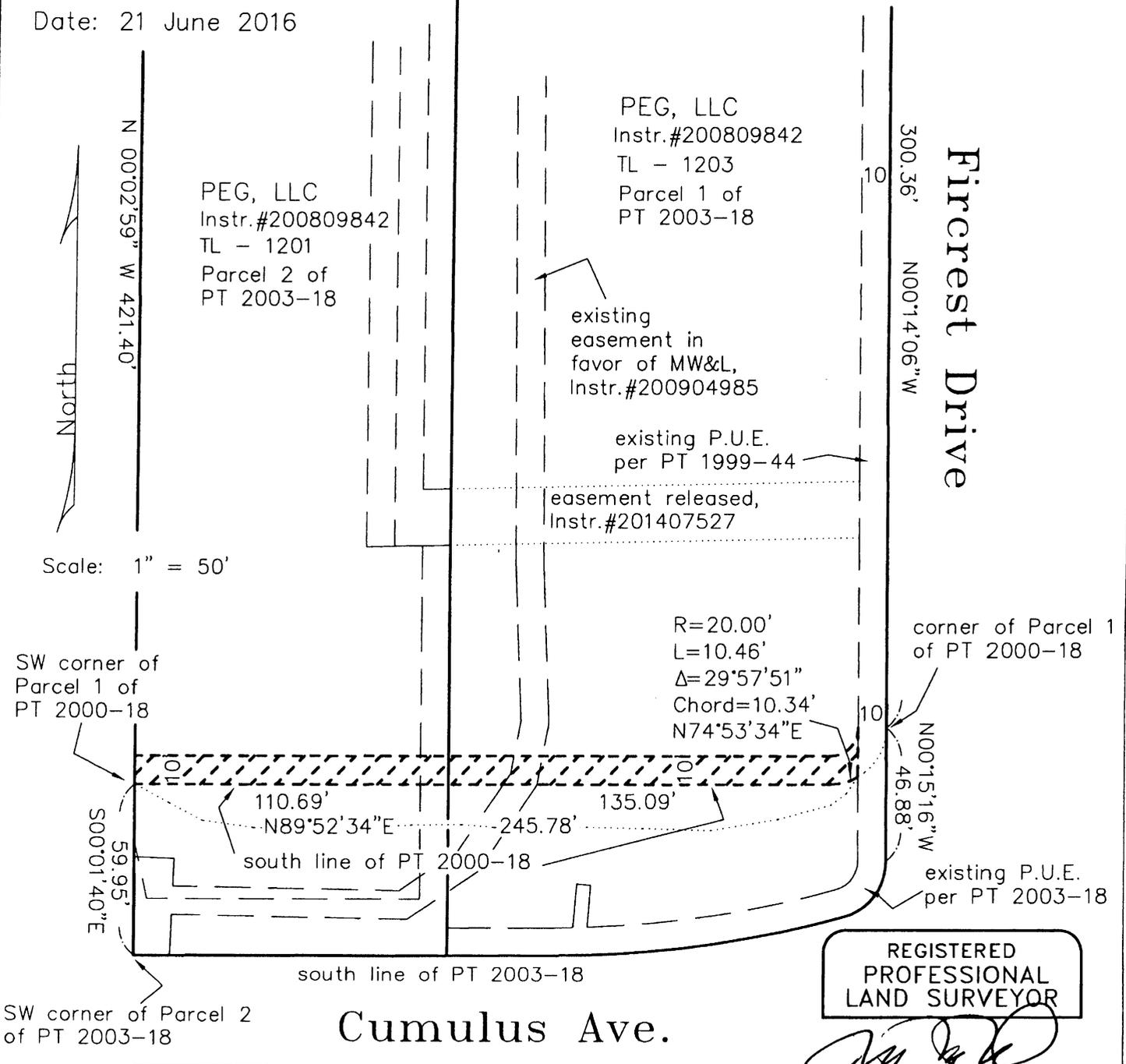
Location: SW 1/4 of Section 23, T. 4 S., R. 4 W., WM., City of McMinnville, Yamhill County, OR

Tax Lot: 4423 - 1201 & 1203

Date: 21 June 2016

Legend

- = existing easement
-  = portion of 10' wide existing easement along the south line of Partition Plat 1999-44 to be released



REGISTERED
PROFESSIONAL
LAND SURVEYOR

Leland A. MacDonald
OREGON
January 16, 2002
LELAND A. MACDONALD
53226

Expires 31 December 2016
7795

3 Mile Lane

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