

Planning Department 231 NE Fifth Street ∘ McMinnville, OR 97128 (503) 434-7311 Office o (503) 474-4955 Fax www.ci.mcminnville.or.us

Office Use Only: File No. Date Received 7-18-Receipt No. 18m0144 Received by\_

# **Partition Application**

Applicant Information  Applicant is: ☑ Property Owner ☐ Contract Buyer ☐ Option Holder	□ Agent □ Other					
Applicant Name MARILY W WORRIX	Phone 503 472 4565					
Contact Name(If different than above)	Phone					
Address 516 NE 3rd St.						
City, State, Zip Mannrille, OR 97128						
Contact Email marilynd bookartsstudio.com						
Property Owner Information						
Property Owner Name(If different than above)	Phone					
Contact Name	Phone					
Address						
City, State, Zip						
Contact Email						
Site Location and Description (If metes and bounds description, indicate on separate sheet)  Property Address 22   Sw Bills St. MeMinnylle, OR 97128  Assessor Map No. R420 - DA - 03500 Total Site Area 1.86 acres  Subdivision Block Lot						
Comprehensive Plan Designation Residential Zoning Designation R-2						

	Proposed Parcel Size: #1 6 Geres #2 1.23 Acres #3
2.	Current Land Use: bare land
3.	Purpose of the partition request: create two buildable lots
4.	Topography: <u>easterly</u> slope
5.	Method of Sewage Disposal:  (Note: If septic field, this application must be accompanied by a letter of approval from the County Sanitarian indicating their approval. The Sanitarian can be contacted through the Yamhill County Planning Department.)
6.	Water Supply: Cty
ln :	addition to this completed application, the applicant must provide the following:
	A site plan (drawn to scale, with a north arrow, legible, and of a reproducible size), indicating all required information as listed in the information sheet and in <u>Section 17.53.060</u> ( <u>Submission of Tentative Partition Plan</u> ) of the Zoning Ordinance, or, if applicable, <u>Section 17.53.080</u> ( <u>Submission of Future Development Plan</u> ).
	☐ A Title Report or Subdivision Guarantee prepared within 60 (sixty) days of the application date.
	☐ Payment of the applicable review fee, which can be found on the <u>Planning Department</u> web page.
	ertify the statements contained herein, along with the evidence submitted, are in all spects true and are correct to the best of my knowledge and belief.
res	ertify the statements contained herein, along with the evidence submitted, are in all spects true and are correct to the best of my knowledge and belief.  Marilan Warre Date
Ap	Marilan Warre



After recording return to: Marilyn Dell Worrix Trust 516 NE 3rd St McMinnville, OR 97128

Until a change is requested all tax statements shall be sent to the following address: Marilyn Dell Worrix Trust 516 NE 3rd St McMinnville, OR 97128

File No.: 1031-2835087 (MWG) Date: March 22, 2017 Vamhili County Official Records 201705213

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Stn=0 MILLSA 03/30/2017 04:15:00 PM
3Pgs S15 00 S11 00 S5 00 S20 00 \$51.00

L Brian Van Bergen, County Clerk for Vamilii County, Cregon, certify the circumstance intensitied herein was recorded in the Clerk

Brian Van Bergen - County Clerk

THIS SPACE RESERVED FOR RECORDER'S USE

#### STATUTORY WARRANTY DEED

Marcia C. Blevins, Grantor, conveys and warrants to Marilyn Dell Worrix, Trustee of the Marilyn Dell Worrix Trust dated September 13, 2000, Grantee, the following described real property free of liens and encumbrances, except as specifically set forth herein:

See Legal Description attached hereto as Exhibit A and by this reference incorporated herein.

Subject to:

Covenants, conditions, restrictions and/or easements, if any, affecting title, which may appear in the public record, including those shown on any recorded plat or survey.

The true consideration for this conveyance is \$100,000.00. (Here comply with requirements of CRS 93.030)

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007. SECTIONS 2 TO 9 AND 17, INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING APPROPRIATE CITY OR COUNTY PLANNING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.

Dated	this _0 /_ day of/	11/11	20_/ //.	
Marcia C.	8 C /5/6	21/14	ال يابع:	
STATE OF	Oregon Yamhili	) )ss.		
This instrument was acknowledged before me on this 30th day of Much 2017				
	OFFICIAL SEAL GIANINA R BATTAGLIA VOTAHY PUBLIC-OREGON CUMMISSION NO. 480217 SION ECPIRES JULY 29, 2017		Notary Public for Oregon My commission expires: July 29, 2017	

APW: 154219

File No.: 1031-2835087 (MWG)

#### **EXHIBIT A**

LEGAL DESCRIPTION: Real property in the County of Yamhill, State of Oregon, described as follows:

A parcel of ground being 218.25 feet wide in a Northerly-Southerly direction, and extending to the center of Cozine Creek and lying East of the Blevins home in the City of McMinnville, being a portion of the property more particularly described as follows:

Beginning at the Southwest corner of Lot No. 11 in Cozine's Second Addition to the City of McMinnville, Yamhiil County, Oregon; thence running East about 626 feet to the center of Cozine Creek; thence Northerly along the center of said Creek 225 feet to a point 15 feet North of the line of Lot No. 13 in said Cozine's Second Addition; thence West about 629 feet to the West line of Lot No. 4 in said Cozine's Second Addition; thence South 218.25 feet to the place of beginning.

SAVE AND EXCEPT the West 100 feet of said premises, which said West 100 feet will be bound on the West side thereof by a line drawn down the center of the street commonly known as Elm Street.

NOTE: This legal description was created prior to January 1, 2008.

Recorded in Official Yamhill County Records
CHARLES STERN, COUNTY CLERK
30,00

After recording, please raturn to: City of McMinnville 230 NE Second Street McMinnville, OR 97128

199605561 3:14pm 04/12/96

081 927912 10 64 900202 1 9 D13 4 20 69 10 80 9 68 8 8 8 8 6 6 0 . 68

Consideration in terms of dollars is \$400

### DEED OF PERMANENT EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that Marcia Blavins, hereinatter called the Grantor, being lawfully seized in fee simple of the following described premises, does hereby grant to the City of McMinnville (a political subdivision of the State of Oregon), hereinafter called Grantee and unto Grantee's successors and assigns, for the use of the public a permanent easement for the construction, installation and continued maintenance of a sanitary sewer line and associated manholes, under and across forever, all that certain real property situated in the County of Yamhilli and State of Oregon, shown on the attached Exhibit "A" and being more particularly described as follows, to wit:

PARCEL I - PERMANENT EASEMENT Described on Exhibit "A," attached thereto and by this reference made a part hereof.

Grantor also grants to Grantee, its employees, agents, and employees of independent contractors performing work under contract for the City of McMinnvillo, a Temporary Construction Easement for a work area to be used by said Grantee in connection with the construction of the Cozine Trunkline Project, as designed, adjacent to the above-described tract being more fully described in Parcel I. Said Temporary Construction Easement is for the purpose of entering said property to do any work necessary to the construction and installetion of said Cozine Trunkline Project which lies within the following described tract of land, more particularly described as follows, to-wit:

PARCEL II - TEMPORARY CONSTRUCTION EASEMENT
Described on Exhibit "A", attached hereto
and by this reference made a part hereof.

The term and duration of this temporary Construction Essement shall be for a pariod of two (2) years, from May 31, 1996, or upon completion of the above-mentioned construction project, whichever is sooner.

IT IS UNDERSTOOD that the temporary easement herein granted does not convey any permanent right or interest in the above-described Parciel II which includes the surface soil, except as expressly stated herein, nor prevent Granter from the use of said property; provided, however, that such use shall not be permitted to interfere with the rights herein granted or endanger the senitary sewer line or manholes.

Tax Lot 3500 4-4-20DA Northeast 1/4 of the Southeast 1/4 of Section 20 Twp. 4 S., Rge 4 W., W.M.

A portion of that tract of land situated in the Northeast one-quarter of the Southeast onequarter of Section 20, Township 4 South, Range 4 West of the Willamette Meridian, Yamhill County, City of McMinnville, Oregon and being more particularly described in a Bargain and Sale Deed to Marcia Blevins, recorded on January 10, 1992 in Deed Film Volume 263 Page 2089 of Yamhill County Deed and Mortgage Records.

# Permanent Easement Main Trunkline:

A portion of that tract of land being a 20.00 foot wide strip of land lying 10.00 feet on each side of the centerline described in Yamhill County Survey Number 10548. The sidelines of said strip shall be shortened or extended so as to intersect with the boundaries of said lands.

The permanent easement main trunkline effects said parcel between approximate centerline stations:

47+00 44+63 to

Contains an Total Permanent Easement Area of 4724 square feet, more or less

**Temporary Construction Easement:** 

A strip of land 10 feet in width coincident with and running the full length of the right side of the above permanent easement main trunkline and a strip of land 30 feet in width coincident with and running the full length of the left side of the above permanent easement main trunkline. All sidelines of said strips shall be shortened or extended so as to intersect with the boundaries of said lands.

Contains a Total Construction Easement Area of 9438 square feet, more or less.

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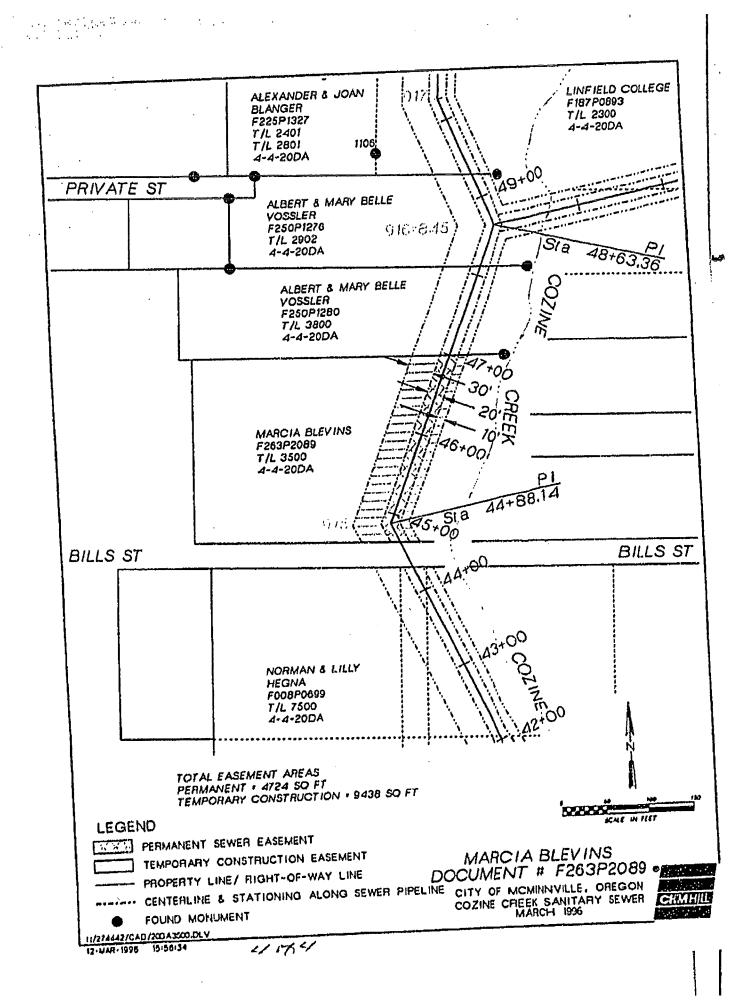
Grantor hereby covenants to and with Grantee, its successors and assigns, that said property is free from all encumbrances, except for easements, conditions and restrictions of record, and will warrant and defend the easement rights herein granted from all lawful claims whatsoever, except as stated herein.

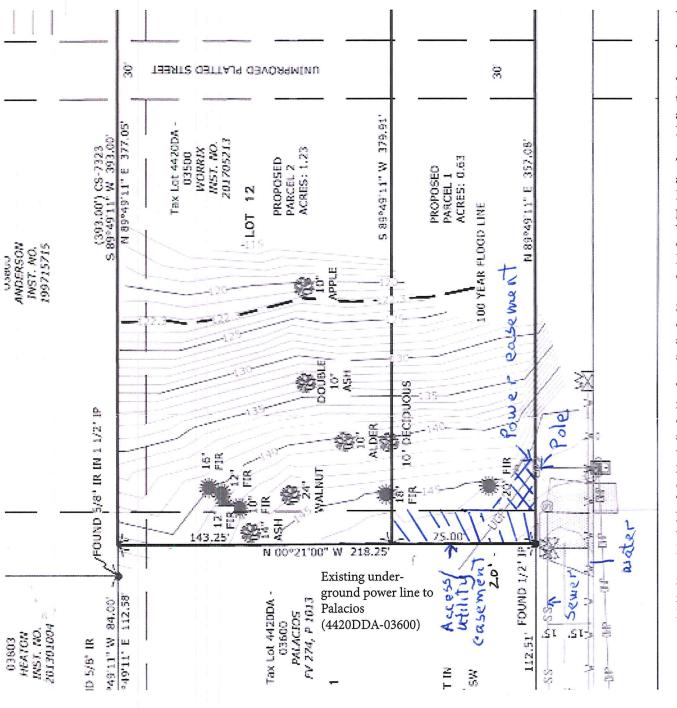
The True and Actual consideration received by Grantor for this conveyance, stated in terms of dollars is \$400.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

To Have and to Hold, the above described and granted premises unto the City of McMinnville for the public forever for the uses and purposes hereinabove mentioned.

IMCIAITING TOT THE PRESENT THE	
IN WITNESS WHEREO	of, the Grantor, above named, has caused this instrument to day of Liphil. 1998.
	By: Maria CBlevino
	Ву: 11/100000
	Ву:
STATE OF OREGON )	
County of Yamhill )	
appeared the above-named in his/her/their voluntary act and	
IN MATTALESS WHERE	OF, I have hereunto set my hand and affixed my official seal
the day and year last above w	Danales Johnson
OFFICIAL SEAL	Notary Public for the State of Oregon
CALCO DANALES JOHNBUM	My Commission Expires: 03-01-99
HOTARY PUBLIC OREGON	





## **Utility Details**

There will be two easements

The first will provide access and all utilities to Parcel 2. The easement will be 20' wide and will run the entire 75' feet of frontage on Parcel 1. It is striped on the map.

The second easement will be given to Water and Light and it will cover two issues. First it will cover an existing underground power line (plus 5' on either side) which provides service to tax lot 4420DA-03600 (Palacios). This line cuts across the SW corner of Parcel 1, creating a triangle of land in its SW corner (cross hatched on the map).

Secondly, Water and Light requires a 10' easement from the existing pole to the 20' access/utility easement noted above to get the service to Parcel 2

The easiest way to do both of these things is to grant Water and Light this triangular easement which would start at the pole, go about 25' west along Bills to the corner of the access/utility easement, then north about 20', (enough to give 5' on each side of the existing power lines) then back to the pole. This would cover the existing underground line and the 10' easement required to get lines to the access/utility easement for service to Parcel 2.

Sewer will be provided to Parcel 1 by connecting to the sewer line on the north side of Bills.

