

# MORROW COUNTY LAND PARTITION PLAT NO. 2009-3

SITUATED IN SECTION 35  
TOWNSHIP 4 NORTH, RANGE 26 EAST, W.M.  
MORROW COUNTY, OREGON.

### GENERAL NOTES

- SECTION AND SECTION SUBDIVISION LINES SHOWN ARE PROTRACTED FOR GENERAL INFORMATION ONLY. ROAD AND EASEMENT LINES SHOWN ARE APPROXIMATE.
- ALL BEARINGS AND DISTANCES SHOWN ARE APPROXIMATE. NO SURVEYING WAS PERFORMED FOR THIS PARTITION PLAT. LINES AND AREAS MAPPED ON THIS UNSURVEYED PARTITION MAY CHANGE UPON EXECUTION OF A GROUND SURVEY.
- REVERSIONARY RIGHTS TO ANY PORTIONS OF VACATED COUNTY OR PUBLIC ROADS ARE CONTROLLED BY STATE STATUTE. BOUNDING LINES SHOWN ON THIS PARTITION PLAT ARE NOT INTENDED TO LIMIT STATUTORY REVERSION RIGHTS WITHIN THE PARTITION AREA.

### SURVEYORS CERTIFICATE AND NARRATIVE

THIS PARTITION PLAT WAS PREPARED AT THE REQUEST OF THE CIMMIYOTTI ESTATE. THE PURPOSE OF THE PARTITION WAS TO MAP PARCELS 1 AND 2. NO GROUND SURVEY WAS PERFORMED. THE APPROXIMATE LOCATION OF EASEMENTS AND ENCUMBRANCES ARE SHOWN OR NOTED FROM REFERENCE DOCUMENTS INDICATED.

I, WILLIAM R. WELLS, A PROFESSIONAL LAND SURVEYOR REGISTERED IN THE STATE OF OREGON, DO HEREBY CERTIFY THAT I HAVE SHOWN THE UNSURVEYED PARCELS ON THIS PARTITION PLAT IN ACCORDANCE WITH ORS CHAPTER 92, AS REVISED, AND MORROW COUNTY ORDINANCE. I HEREBY DESIGNATE THE SOUTHWEST CORNER OF SECTION 35, TOWNSHIP 4 NORTH, RANGE 26 EAST, W.M., AS THE "INITIAL POINT" FOR THIS PARTITION. SAID PARTITION PLAT AREA BEING SITUATED IN MORROW COUNTY, OREGON AND DESCRIBED AS FOLLOWS:

TOWNSHIP 4 NORTH, RANGE 26 EAST, W.M.:

SECTION 35: SOUTH HALF

EXCEPTING THEREFROM ALL COUNTY ROAD RIGHT-OF-WAYS AND SUBJECT TO EASEMENTS AND ENCUMBRANCES OF RECORD.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*William R. Wells*  
WILLIAM R. WELLS, PLS

*William R. Wells*  
OREGON  
JULY 22, 1977  
WILLIAM R. WELLS  
1106  
RENEWS 6/30/10

### EASEMENT AND ENCUMBRANCES:

TOGETHER WITH AND SUBJECT TO:

- A PERPETUAL EASEMENT OVER AND ACROSS AN ADJOINING STRIP OF LAND TEN (10) FEET WIDE NORTH OF AND PARALLEL WITH THE SOUTH BOUNDARY LINE OF THE NORTH HALF OF SECTION 35, FOR THE PURPOSE OF A PRIVATE UNIMPROVED ROADWAY, SHOWN ON PLAT, RECORDED AT M-42051, MORROW COUNTY DEED RECORDS.
- 30 FOOT PERPETUAL, NON-EXCLUSIVE EASEMENT TO MAINTAIN A WATER PIPE ACROSS THE S 1/2 OF SECTION 35, T4N., R36E., W.M., MORROW COUNTY OREGON, SHOWN ON PLAT, RECORDED AT M-47357, MORROW COUNTY DEED RECORDS.
- MEMORANDUM OF WATER DELIVERY AGREEMENT, BETWEEN POTLATCH FOREST HOLDINGS, INC., AND CIMMIYOTTI, RECORDED AT 2007-18533, MORROW COUNTY RECORDS. WATER DELIVERY AGREEMENT APPLIES TO ALL OF PARTITIONED LAND.

NOTE:  
THE RECORD DOCUMENT DESCRIBING PARTITIONED LANDS AND EASEMENT IS BARGAIN AND SALE DEED TO PAUL C. CIMMIYOTTI AND ANN CIMMIYOTTI, RECORDED JANUARY 24, 1994 AS M-42051, MORROW COUNTY MICROFILM RECORDS.

RECEIVED BY  
Morrow County Surveyor  
Date JUNE 9 2009  
Rec'd By SKB  
No. 1546-C

### OWNERS DECLARATION AND EASEMENT DESIGNATION

SHANNON C. COLLINS, AS PERSONAL REPRESENTATIVE OF THE ESTATE OF ANN R. CIMMIYOTTI, AN UNDIVIDED ONE-HALF INTEREST AND SHANNON C. COLLINS AND JAMES E. HOULE, AS CO-TRUSTEES OF THE PAUL C. CIMMIYOTTI DISCLAIMER TRUST, AN UNDIVIDED ONE-HALF INTEREST, OWNERS OF THE LANDS DESCRIBED IN THE SURVEYORS CERTIFICATE, DO HEREBY ACKNOWLEDGE THAT WE HAVE CAUSED SAID LANDS TO BE PARTITIONED INTO PARCELS UNDER ORS CHAPTER 92 AS REVISED, AND THE PROVISIONS OF THE MORROW COUNTY DEVELOPMENT ORDINANCE.

WE HEREBY DESIGNATE THE NEW INGRESS-EGRESS AND UTILITY EASEMENTS SHOWN AS RESERVED FROM PARCEL 1 AND APPURTENANT TO PARCEL 2.

*Shannon C. Collins*  
SHANNON C. COLLINS, AS PERSONAL REPRESENTATIVE OF THE ESTATE OF ANN R. CIMMIYOTTI AND CO-TRUSTEE OF OF THE PAUL C. CIMMIYOTTI DISCLAIMER TRUST

*James E. Houle*  
JAMES E. HOULE  
CO-TRUSTEE OF THE PAUL C. CIMMIYOTTI DISCLAIMER TRUST

### ACKNOWLEDGMENT

STATE OF OREGON) SS  
COUNTY OF UMATILLA)

THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME ON THIS 27<sup>th</sup>  
DAY OF May 2009.

BY SHANNON C. COLLINS AS PERSONAL REPRESENTATIVE OF THE ESTATE OF ANN R. CIMMIYOTTI AND CO-TRUSTEE OF OF THE PAUL C. CIMMIYOTTI DISCLAIMER TRUST

*Paula S. Smeets*  
NOTARY PUBLIC FOR THE STATE OF OREGON:

MY COMMISSION EXPIRES: 9/11/2012

MY COMMISSION NUMBER: 432481

### ACKNOWLEDGMENT

STATE OF OREGON) SS  
COUNTY OF UMATILLA)

THIS INSTRUMENT WAS ACKNOWLEDGED BEFORE ME ON THIS 26<sup>th</sup>  
DAY OF May 2009.

BY JAMES E. HOULE  
CO-TRUSTEE OF THE PAUL C. CIMMIYOTTI DISCLAIMER TRUST

*Carol Thompson*  
NOTARY PUBLIC FOR THE STATE OF OREGON:

MY COMMISSION EXPIRES: 10/18/10

MY COMMISSION NUMBER: 410514

### APPROVALS

APPROVED THIS DAY 8<sup>th</sup> OF June 2009.

*John Bloom*  
MORROW COUNTY SURVEYOR

APPROVED THIS DAY \_\_\_\_ OF \_\_\_\_\_ 2009.

N/A  
MANAGER, WEST EXTENSION IRRIGATION DISTRICT

APPROVED THIS 1<sup>st</sup> DAY OF June 2009.

*Walter McLean*  
MORROW COUNTY PLANNING DIRECTOR

ALL AD VALOREM AND SPECIAL ASSESSMENTS DUE PURSUANT TO LAW HAVE BEEN ASSESSED AND COLLECTED.

*Greg Paul*  
MORROW COUNTY ASSESSOR

DATE: 6-9-09 2009.

*Greg Paul*  
MORROW COUNTY TAX COLLECTOR

DATE: 6-9-09 2009.

STATE OF OREGON) SS  
COUNTY OF MORROW)

I HEREBY CERTIFY THAT THIS PLAT WAS RECEIVED ON AND

FILED FOR RECORD ON THIS 9<sup>th</sup> DAY OF

June 2009

AT 3:54:54 O'CLOCK Pm AS FILE NO. 2009-24003

MORROW COUNTY CLERK

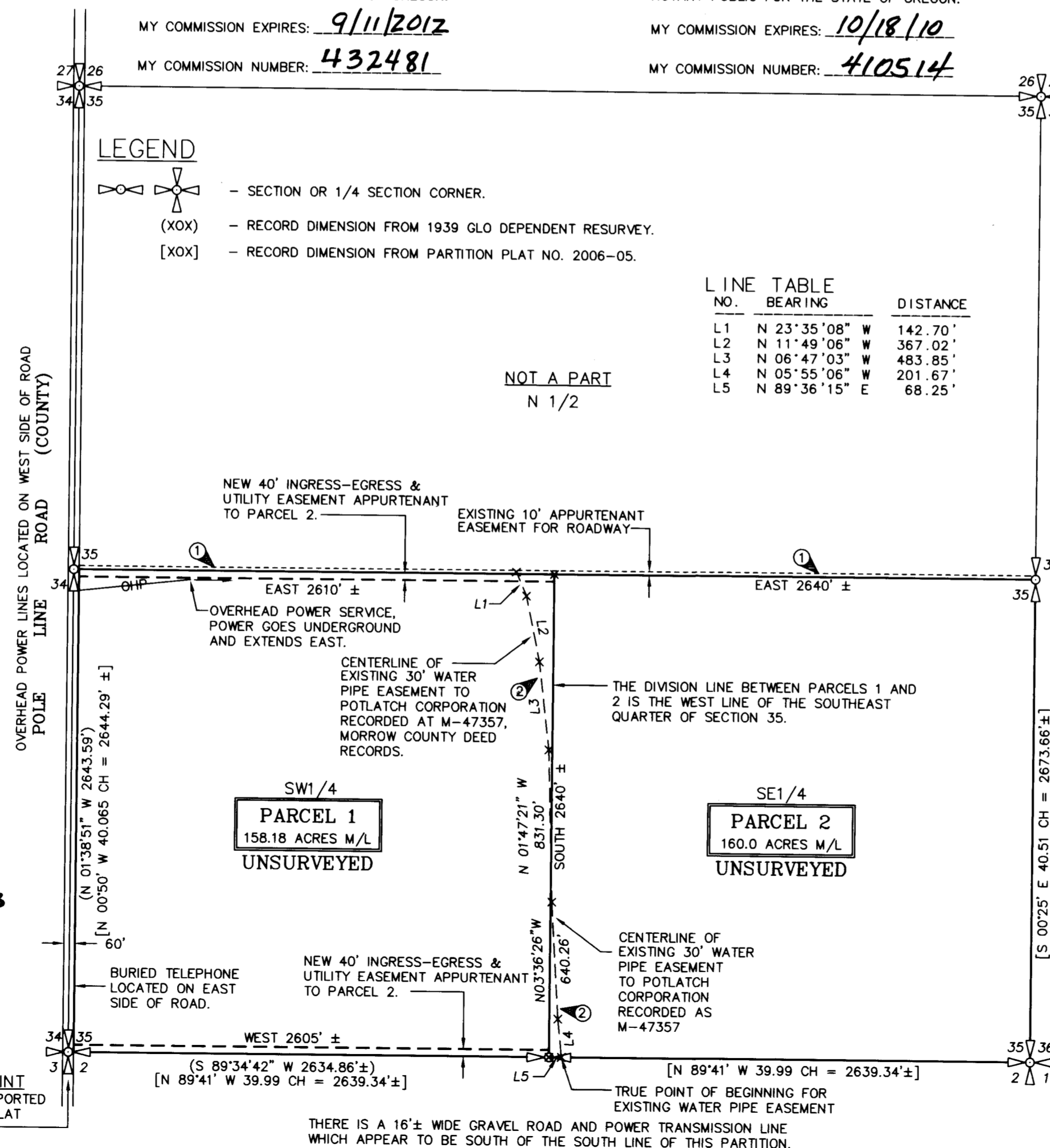
BY: DEPUTY

I CERTIFY THIS IS AN EXACT COPY OF

MORROW COUNTY PARTITION PLAT NO. 2009-3

*William R. Wells*  
WILLIAM R. WELLS, PLS

INITIAL POINT  
5/8" REBAR REPORTED  
ON PARTITION PLAT  
NO. 2006-5.



WELLS SURVEYING  
2602 N.E. RIVERSIDE PLACE  
P.O. BOX 1696  
PENDLETON, OR 97801  
PHONE: (541) 276-6362

PROJECT:  
LAND PARTITION FOR:  
CIMMIYOTTI ESTATE

DATE: 01/09 DR. BY: DMT  
CK. BY: WRW NO: 08-1206

LOCATED IN SECTION 35,  
TOWNSHIP 4 NORTH, RANGE 26 EAST, W.M.,  
MORROW COUNTY, OREGON.