

RETURN TO:

Tax Lot # _____

Affidavit of Farm/Forest Use

(Type or print all property owner names and addresses)

I/we the undersigned do hereby affirm:

THAT I/we are the owners(s) or contract purchaser(s) of the property described as follows, to-wit:

THAT the subject property is located in an area designated by Yamhill County Planning and Development, 525 NE 4th St, McMinnville, OR 97128, for agricultural or forest uses. It is the county policy to protect agricultural and forest operations from conflicting land uses in such designated areas. Accepted agricultural practices in this area may create inconveniences for the owners or occupants of this property. However, Yamhill County does not consider it the agricultural or forest operator's responsibility to modify accepted practices to accommodate the owner or occupants of this property, with the exception of such operator's violation of state law.

THAT by signing this affidavit I/we acknowledge that I/we are prohibited from pursuing a claim for relief or cause of action alleging injury from farming or forest practices for which no action or claim is allowed under ORS 30.936 or 30.937.

THAT this affidavit is to complete the requirements for approval by Yamhill County in Docket No. _____ for the placement of a dwelling on the above described property which shall run with the land and is intended to and hereby bind my/our heirs, assigns, lessees and successors.

In Witness Whereof, the said party has executed this instrument this _____ day of _____, 20____.

STATE OF OREGON
COUNTY OF _____

The foregoing instrument was affirmed before me this ____ day of _____, 20____.
by _____.

Notary Public
My Commission Expires: _____

Recorded pursuant to Yamhill County Zoning Ordinance No. 310, as amended.

Instructions for Filing Farm/Forest Affidavit

1. This Affidavit is required when the County approves a new dwelling or permits the creation of a non-farm or non-forest parcel in an area designated by the County as farm or forest land.
2. The attached Declaratory Statement must be filled out and signed before a Notary Public. Documents must be typewritten or printed legibly. Documents cannot be accepted until complete and accurate.
3. Names of **ALL** current property owners who appear on the property deed or contract shall be shown in the appropriate space at the top of the document, and each property owner must sign the form in the presence of a Notary Public. The names on the affidavit must match the names of property owners on the property deed or contract.
4. Property description: the property description must be **IDENTICAL** to what has been recorded in the Yamhill County Deed Records or as proposed to be recorded (in the case of partitioning or lot line adjustment). A copy of the deed, containing the legal description of the property, may be obtained in the County Clerk's office, located at 414 NE Evans Street, McMinnville, Oregon 97128. If the legal description of the property is too lengthy to fit in the space provided, the words "see attached Exhibit A" may be written in the space and the legal description attached as an additional page or multiple pages.
5. The notarized Affidavit shall be returned to the Planning Department for review. After approval by the Planning Director, the applicant shall record the Affidavit with the County Clerk. The fee for recording documents is \$41 for the first page and \$5 for each additional page. After recording, a copy of the Affidavit must be submitted to the Planning Department before building or septic permits will be issued.
6. If you have any questions about this Affidavit, or the recording procedure, please contact the Planning Department at 503-434-7516.