

**CITY OF NEWPORT**

**RESOLUTION NO. 3867**

**A RESOLUTION AUTHORIZING THE  
EXERCISE OF EMINENT DOMAIN FOR RIGHTS-OF-WAY**

WHEREAS, the City of Newport is authorized to exercise the power of eminent domain under its Charter, under ORS Chapter 25, and under the law of the State of Oregon generally, when the exercise is deemed necessary by the governing body of the City of Newport to accomplish public purposes for which the city has responsibility; and

WHEREAS the City of Newport has the responsibility of providing safe transportation routes for commerce, convenience, and to adequately serve the traveling public; and

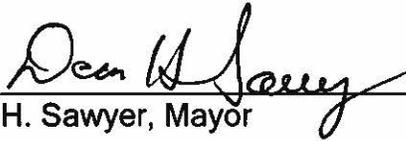
WHEREAS the project or projects known as Highway 101 and SE 35<sup>th</sup> Street Signalization Project has been planned in accordance with appropriate engineering standards for the construction, maintenance or improvement of said transportation infrastructure such that property damage is minimized, transportation promoted, and travelers safeguarded; and

WHEREAS to accomplish the projects or projects set forth above it is necessary to acquire the interests in the property described in Exhibit "A," attached to this resolution and, by this reference incorporated herein.

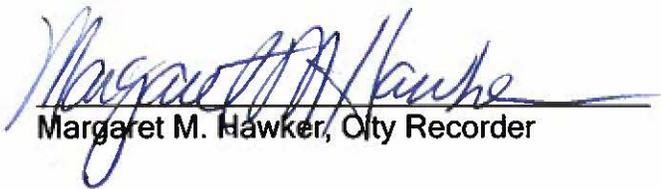
**THE CITY OF NEWPORT RESOLVES AS FOLLOWS:**

1. The foregoing statement of authority and need are, in fact, the case. The project or projects for which the property is required and being required are reasonably necessary in the public interest, and the same have been planned, designed, located, and will be constructed in a manner which will be most compatible with the greatest public good and the least private injury.
2. The power of eminent domain is hereby exercised with respect to each of the interests in property described in Exhibit A. Each is acquired subject to payment of just compensation and subject to procedural requirements of Oregon law.
3. The staff of the City of Newport, the Oregon Department of Transportation and the Oregon Attorney General are authorized and requested to attempt to agree with the owner and other persons in interest as to the compensation to be paid for each acquisition, and, in the event that no satisfactory agreement can be reached to commence and prosecute such condemnation proceedings as may be necessary to finally determine just compensation or any other issue appropriate to be determined by a court in connection with the acquisition. The acquisition is not intended to expand the jurisdiction of any court to decide matters determined above or determinable by the City of Newport.

4. The City of Newport expressly reserves jurisdiction to determine the necessity or propriety of any acquisition, its quantity, quality, or locality or abandon any acquisition. Adopted by the City Council of the City of Newport this 19<sup>th</sup> day of August, 2019.

  
\_\_\_\_\_  
Dean H. Sawyer, Mayor

ATTEST:

  
\_\_\_\_\_  
Margaret M. Hawker, City Recorder

**PARCEL 1 - Temporary Easement For Work Area (3 years or duration of project, whichever is sooner)**

A parcel of land lying in the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 17, Township 11 South, Range 11 West, W.M., Lincoln County, Oregon and being a portion of that property described in that Warranty Deed – Statutory Form to Oregon Coast Aquarium, Inc., an Oregon non-profit corporation, recorded February 22, 1993 in Lincoln County Book of Records as Book 257, Page 1204; the said parcel being that portion of said property included in a strip of land 100.00 feet in width, lying on the Easterly side of the center line of the Oregon Coast Highway (US101), which center line is described as follows:

Beginning at Engineer's center line Station 197+06.80, said station being North 17°19'11" West, a distance of 5979.00 feet from the South One-Quarter Corner of Section 17, Township 11 South, Range 11 West of the Willamette Meridian, said corner monumented by an unstamped 3-inch brass disc on a 2-inch iron pipe, referenced as Monument No. 286 in Survey No. 20629, Lincoln County Survey Records; thence South 39°26'15" East 2758.67 feet; thence on a spiral curve right (the long chord of which bears South 38°00'55" East 399.90 feet) 400.00 feet; thence on a 2685.74 foot radius curve right (the long chord of which bears South 07°09'06" East 2523.34 feet) 2626.80 feet; thence on a spiral curve right (the long chord of which bears South 23°42'44" West 399.90 feet) 400.00 feet; thence South 25°08'03" West 3101.37 feet to Engineer's center line Station 289+93.63.

Bearings are based on County Survey No. 20629, filed April 16, 2017, Lincoln County, Oregon.

This Parcel of land contains 7,881 square feet, more or less.

**PARCEL 2 - Temporary Easement For Access (3 years or duration of project, whichever is sooner)**

A parcel of land lying in the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 17, Township 11 South, Range 11 West, W.M., Lincoln County, Oregon and being a portion of that property described in that Warranty Deed – Statutory Form to Oregon Coast Aquarium, Inc., an Oregon non-profit corporation, recorded February 22, 1993 in Lincoln County Book of Records as Book 257, Page 1204; the said parcel being that portion of said property lying within the following described tract:

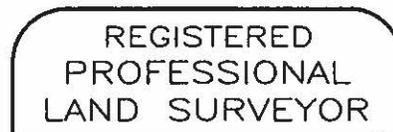
Beginning at Engineer's Station 235+66.35 on the center line of the Oregon Coast Highway 101; thence South 86°44'24" East, 316.95 feet; thence North 51°06'11" East, 32.60 feet; thence South 51°36'07" East, 20.50 feet; thence South 51°06'11" West, 44.82 feet; thence North 86°44'24" West, 316.07 feet to a point at Engineer's Station 235+88.12; thence Northwesterly along said center line 21.77 feet to the point of Beginning.

The center line of the Oregon Coast Highway 101 is described in Parcel 1.

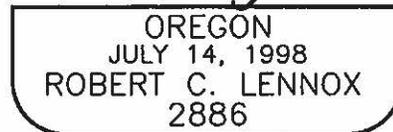
EXCEPT therefrom Parcel 1.

ALSO EXCEPT therefrom any portion lying inside existing right of way of SE Ferry Slip Road and the Oregon Coast Highway 101.

This Parcel of land contains 4,625 square feet, more or less.



*Robert C. Lennox*



RENEWAL: 12-31-20

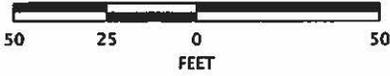
SW 1/4 NE 1/4 SEC. 17, T. 11 S., R. 11 W., W.M.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Robert C. Lennox*

OREGON  
JULY 14, 1998  
ROBERT C. LENNOX  
2886

RENEWAL: 12-31-20



SE FERRY SLIP ROAD

551°36'07"E  
20.50'  
N51°06'11"E  
32.60'  
44.82'  
N51°06'11"E

1001

OREGON COAST  
AQUARIUM, INC.  
257-1204  
1.37 Ac.±, Rem.

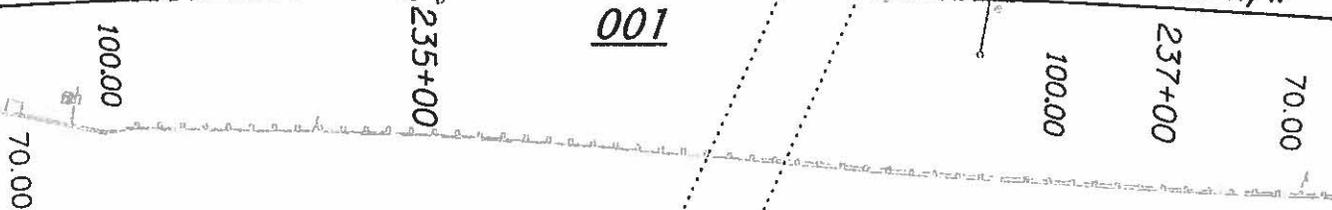
S86°44'24"E 316.95'  
N86°44'24"W 316.07'  
TEMPORARY EASEMENT FOR ACCESS

TEMPORARY EASEMENT FOR WORK AREA

① 7,881 ft±

EX. R/W

001



OREGON COAST HWY (US 101)

+66.35  
+88.12

OREGON DEPARTMENT OF TRANSPORTATION



**RIGHT OF WAY  
ENGINEERING  
SKETCH MAP**

SECTION	US101 : SE 32nd Street - SE 35th Street (Newport)		
HIGHWAY	Oregon Coast Hwy (US101)	SCALE	1" = 50'
COUNTY	Lincoln	FILE	9128001
DATE	March, 2019	SEE DRAWING 11B-9-46	

Rotation: 69.1062° Scale: 1"=50'

**PARCEL 1 - Fee**

A parcel of land lying in the NW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 17, Township 11 South, Range 11 West, W.M., Lincoln County, Oregon and being all that property described in that Bargain and Sale Deed to South Beach Inn-Vestments L.L.C., an Oregon Limited Liability Company, recorded April 20, 2017 in Lincoln County Book of Records as Instrument No. 2017-03706.

This Parcel of land contains 449 square feet, more or less.

**PARCEL 2 - Temporary Easement For Work Area (3 years or duration of project, whichever is sooner)**

A parcel of land lying in the NW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 17, Township 11 South, Range 11 West, W.M., Lincoln County, Oregon and being that property described in that Bargain and Sale Deed to South Beach Inn-Vestments L.L.C., an Oregon limited liability company, recorded March 3, 2000 in Lincoln County Book of Records as Book 398, Page 1634; the said parcel being that portion of said property included in a strip of land 65.00 feet in width, lying on the Easterly side of the center line of the Oregon Coast Highway (US101), which center line is described as follows:

Beginning at Engineer's center line Station 197+06.80, said station being North 17°19'11" West, a distance of 5979.00 feet from the South One-Quarter Corner of Section 17, Township 11 South, Range 11 West of the Willamette Meridian, said corner monumented by an unstamped 3-inch brass disc on a 2-inch iron pipe, referenced as Monument No. 286 in Survey No. 20629, Lincoln County Survey Records; thence South 39°26'15" East 2758.67 feet; thence on a spiral curve right (the long chord of which bears South 38°00'55" East 399.90 feet) 400.00 feet; thence on a 2685.74 foot radius curve right (the long chord of which bears South 07°09'06" East 2523.34 feet) 2626.80 feet; thence on a spiral curve right (the long chord of which bears South 23°42'44" West 399.90 feet) 400.00 feet; thence South 25°08'03" West 3101.37 feet to Engineer's center line Station 289+93.63.

Bearings are based on County Survey No. 20629, filed April 16, 2017, Lincoln County, Oregon.

This Parcel of land contains 4,291 square feet, more or less.

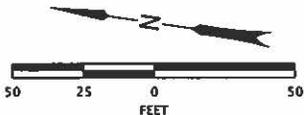
REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Robert C. Lennox*

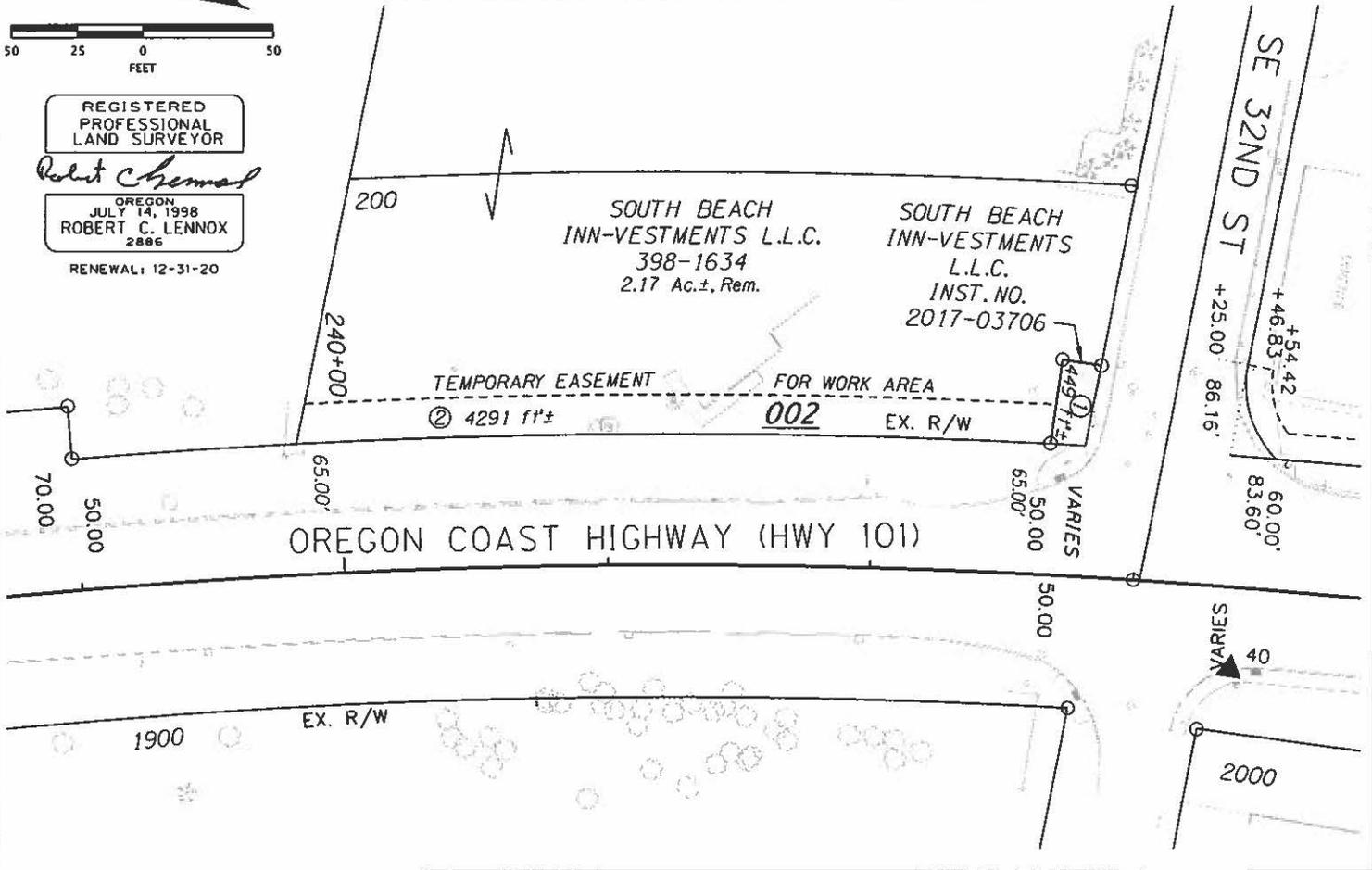
OREGON  
JULY 14, 1998  
ROBERT C. LENNOX  
2886

RENEWAL: 12-31-20

NW¼SE¼ SEC. 17, T. 11 S., R. 11 W., W.M.



REGISTERED  
PROFESSIONAL  
LAND SURVEYOR  
*Robert Chermal*  
OREGON  
JULY 14, 1998  
ROBERT C. LENNOX  
2886  
RENEWAL: 12-31-20



<p>OREGON DEPARTMENT OF TRANSPORTATION <b>RIGHT OF WAY ENGINEERING SKETCH MAP</b></p>	SECTION	US101 : SE 32nd Street - SE 35th Street (Newport)	SCALE	1" = 50'
	HIGHWAY	Oregon Coast Highway (US101)	DATE	March, 2019
	COUNTY	Lincoln	FILE	9128002
	PURPOSE	Right of Way Acquisition	SEE DRAWING 11B-9-46	

**PARCEL 1 – FEE**

A parcel of land lying in the NW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 17, Township 11 South, Range 11 West, W.M., Lincoln County, Oregon and being a portion of that property described in that Special Warranty Deed to SJ Automotive Real Estate Investments, LLC, recorded July 31, 2018 in Lincoln County Book of Records as Instrument No. 2018-07456, the said parcel being that portion of said property lying Southeasterly of the following described line:

Beginning at a point opposite and 50.00 feet Westerly of Engineer's Station 248+91.83 on the center line of Oregon Coast Highway 101; thence Southwesterly in a straight line to a point opposite and 140.78 feet Westerly of Engineer's Station 249+33.77 on said center line.

The center line of the Oregon Coast Highway 101 is described as follows:

Beginning at Engineer's center line Station 197+06.80, said station being North 17°19'11" West, a distance of 5979.00 feet from the South One-Quarter Corner of Section 17, Township 11 South, Range 11 West of the Willamette Meridian, said corner monumented by an unstamped 3-inch brass disc on a 2-inch iron pipe, referenced as Monument No. 286 in Survey No. 20629, Lincoln County Survey Records; thence South 39°26'15" East 2758.67 feet; thence on a spiral curve right (the long chord of which bears South 38°00'55" East 399.90 feet) 400.00 feet; thence on a 2685.74 foot radius curve right (the long chord of which bears South 07°09'06" East 2523.34 feet) 2626.80 feet; thence on a spiral curve right (the long chord of which bears South 23°42'44" West 399.90 feet) 400.00 feet; thence South 25°08'03" West 3101.37 feet to Engineer's center line Station 289+93.63.

Bearings are based on County Survey No. 20629, filed April 16, 2017, Lincoln County, Oregon.

This Parcel of land contains 890 square feet, more or less.

**PARCEL 2 – Temporary Easement For Work Area (3 years or duration of project, whichever is sooner)**

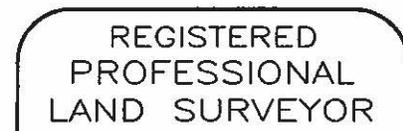
A parcel of land lying in the NW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 17, Township 11 South, Range 11 West, W.M., Lincoln County, Oregon and being a portion of that property described in that Special Warranty Deed to SJ Automotive Real Estate Investments, LLC, recorded July 31, 2018 in Lincoln County Book of Records as Instrument No. 2018-07456, the said parcel being that portion of said property described as follows:

Commencing from Engineers Station 249+48.10 on the center line of the Oregon Coast Highway 101, said station being the intersection of said center line and the North line of the Southwest quarter of the Southeast quarter of said Section 17; thence North 86°53'38" West along said North line, 187.05 feet to the Point of Beginning; thence North 3°06'22" East 47.00 feet; thence North 86°53'38" West, 53.00 feet; thence South 3°06'22" West, 47.00 feet to said North line; thence South 86°53'38" East, 53.00 feet to the Point of Beginning.

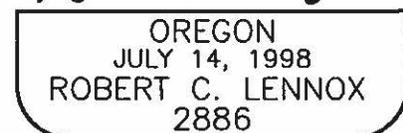
The center line of the Oregon Coast Highway 101 is described in Parcel 1.

EXCEPT therefrom that portion lying within the existing right of way of SW 35<sup>th</sup> Street.

This Parcel of land contains 743 square feet, more or less.



*Robert C. Lennox*



RENEWAL: 12-31-20

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

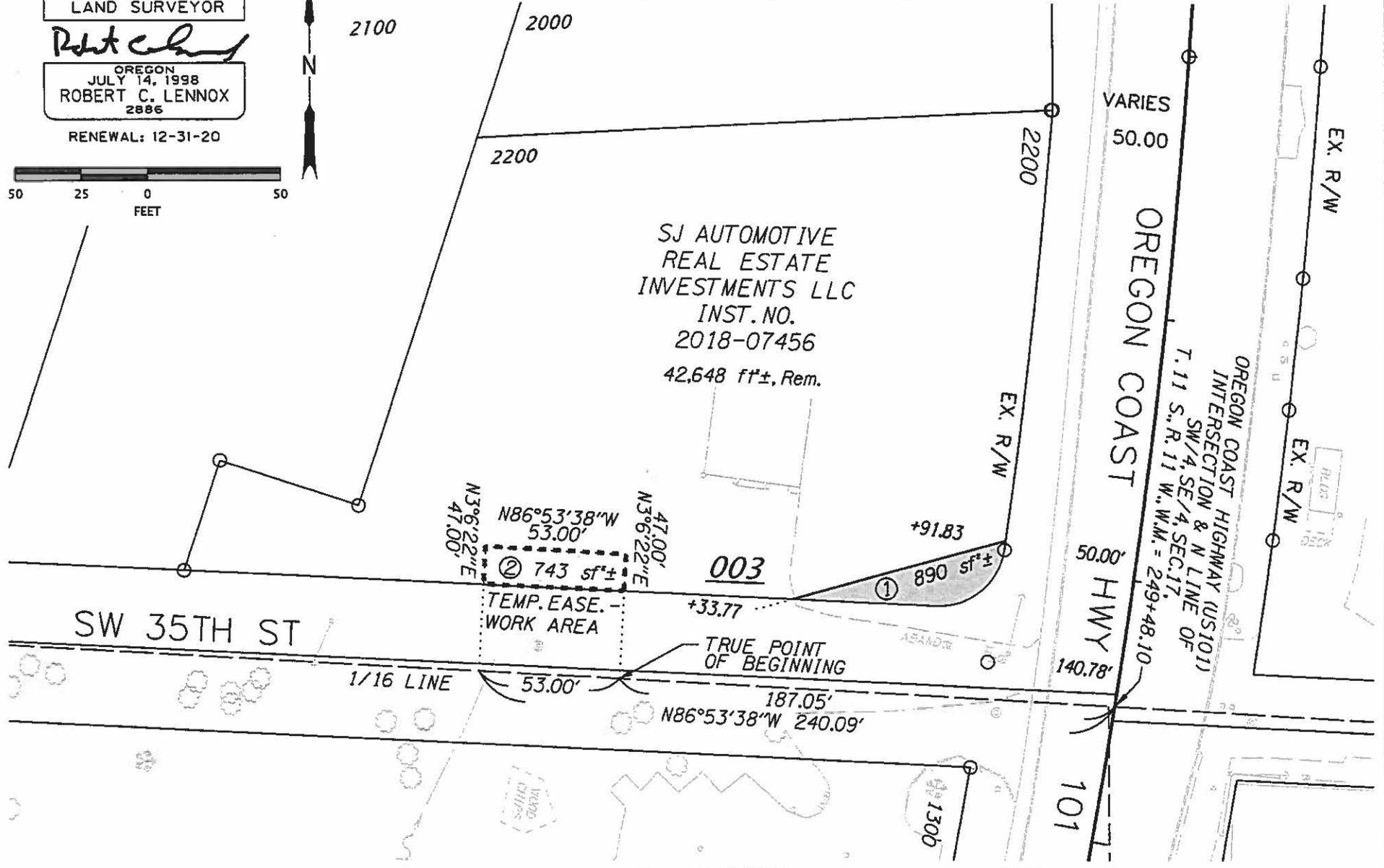
*Robert C. Lennox*

OREGON  
JULY 14, 1998  
ROBERT C. LENNOX  
2886

RENEWAL: 12-31-20



NW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> SEC. 17, T. 11 S., R. 11 W., W.M.



 <p>OREGON DEPARTMENT OF TRANSPORTATION <b>RIGHT OF WAY ENGINEERING SKETCH MAP</b></p>	SECTION	US101 : SE 32nd Street - SE 35th Street (Newport)	SCALE	1" = 50'
	HIGHWAY	Oregon Coast Highway (US101)	DATE	March, 2019
	COUNTY	Lincoln	FILE	9128003
	PURPOSE	Right of Way Acquisition	SEE DRAWING 11B-9-46	

**PARCEL 1 – FEE**

A parcel of land lying in the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 17, Township 11 South, Range 11 West, W.M., Lincoln County, Oregon and being a portion of that property described in that Warranty Deed – Statutory Form to Bungay Properties, LLC, a New Mexico Limited Liability Company, recorded November 22, 2004 in Lincoln County Book of Records as Instrument No. 200417736, the said parcel being that portion of said property lying Easterly of the following described line:

Beginning at a point opposite and 237.80 feet Easterly of Engineer's Station 249+20.00 on the center line of Oregon Coast Highway 101; thence Southeasterly in a straight line to a point opposite and 261.02 feet Easterly of Engineer's Station 249+60.00 on said center line.

The center line of the Oregon Coast Highway 101 is described as follows:

Beginning at Engineer's center line Station 197+06.80, said station being North 17°19'11" West, a distance of 5979.00 feet from the South One-Quarter Corner of Section 17, Township 11 South, Range 11 West of the Willamette Meridian, said corner monumented by an unstamped 3-inch brass disc on a 2-inch iron pipe, referenced as Monument No. 286 in Survey No. 20629, Lincoln County Survey Records; thence South 39°26'15" East 2758.67 feet; thence on a spiral curve right (the long chord of which bears South 38°00'55" East 399.90 feet) 400.00 feet; thence on a 2685.74 foot radius curve right (the long chord of which bears South 07°09'06" East 2523.34 feet) 2626.80 feet; thence on a spiral curve right (the long chord of which bears South 23°42'44" West 399.90 feet) 400.00 feet; thence South 25°08'03" West 3101.37 feet to Engineer's center line Station 289+93.63.

Bearings are based on County Survey No. 20629, filed April 16, 2017, Lincoln County, Oregon.

This Parcel of land contains 61 square feet, more or less, outside the existing right of way.

**PARCEL 2 – Permanent Easement For Sidewalk**

A parcel of land lying in the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 17, Township 11 South, Range 11 West, W.M., Lincoln County, Oregon and being a portion of that property described in that Warranty Deed – Statutory Form to Bungay Properties, LLC, a New Mexico Limited Liability Company, recorded November 22, 2004 in Lincoln County Book of Records as Instrument No. 200417736, the said parcel being that portion of said property included in a strip of land, variable in width, lying on the Easterly side of the centerline of the Oregon Coast Highway 101, which centerline is described in Parcel 1.

The width in feet of said strip of land is as follows:

Station	to	Station	Width on the Southerly side of centerline
249+50.00		249+54.47	169.69 in a straight line to 170.27
249+54.47		249+68.76	170.27 in a straight line to 50.00

EXCEPT therefrom, that portion of said parcel lying within the existing rights-of-way of SE 35<sup>th</sup> Street.

This Parcel of land contains 142 square feet, more or less.

**PARCEL 3 – Temporary Easement For Work Area (3 years or duration of project, whichever is sooner)**

A parcel of land lying in the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 17, Township 11 South, Range 11 West, W.M., Lincoln County, Oregon and being a portion of that property described in that Warranty Deed – Statutory Form to Bungay Properties, LLC, a New Mexico Limited Liability Company, recorded November 22, 2004 in Lincoln County Book of Records as Instrument No. 200417736, the said parcel being that portion of said property lying Easterly of the following described line:

Beginning at a point opposite and 235.07 feet Easterly of Engineer's Station 249+35.00 on the center line of Oregon Coast Highway 101; thence Southeasterly in a straight line to a point opposite and 255.59 feet Easterly of Engineer's Station 249+70.00 on said center line.

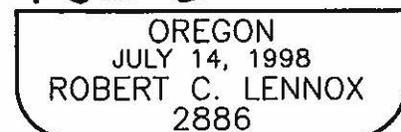
The center line of the Oregon Coast Highway 101 is described in Parcel 1.

EXCEPT therefrom Parcel 1.

This Parcel of land contains 163 square feet, more or less.



A handwritten signature in black ink, appearing to read "Robert C. Lennox".



RENEWAL: 12-31-20

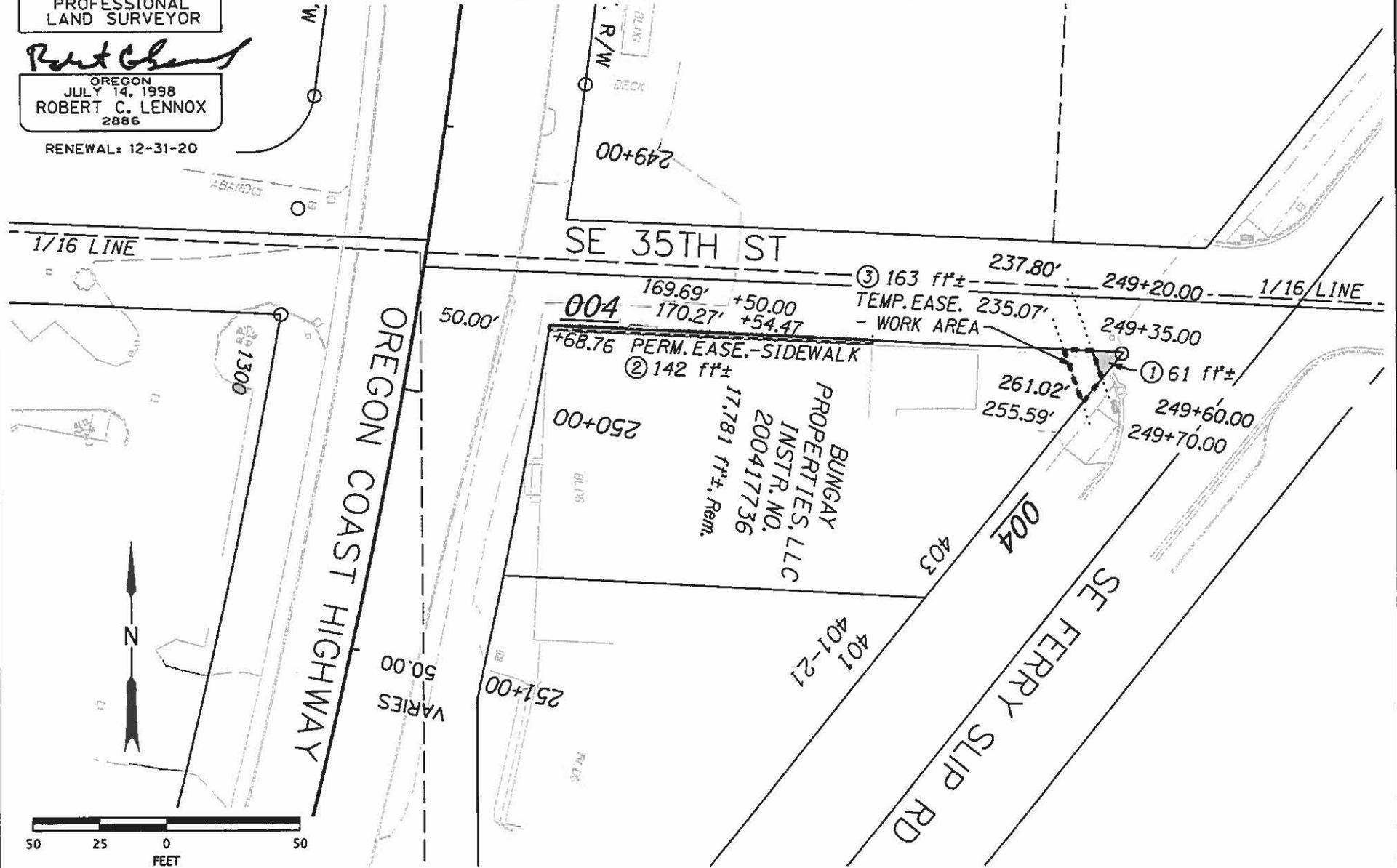
REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Robert C. Lennox*

OREGON  
JULY 14, 1998  
ROBERT C. LENNOX  
2886

RENEWAL: 12-31-20

SW 1/4 SE 1/4 SEC. 17, T. 11 S., R. 11 W., W.M.



 <p>OREGON DEPARTMENT OF TRANSPORTATION <b>RIGHT OF WAY ENGINEERING SKETCH MAP</b></p>	SECTION	US101 : SE 32nd Street - SE 35th Street (Newport)	SCALE	1" = 50'
	HIGHWAY	Oregon Coast Highway (US101)	DATE	March, 2019
	COUNTY	Lincoln	FILE	9128004
	PURPOSE	Right of Way Acquisition	SEE DRAWING 11B-9-46	

**PARCEL 1 – FEE**

A parcel of land lying in the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 17, Township 11 South, Range 11 West, W.M., Lincoln County, Oregon and being a portion of that property described in that Bargain and Sale Deed to Industrial Welding Supply, Inc., recorded July 8, 1988 in Lincoln County Book of Records as Book 194, Page 1266, the said parcel being that portion of said property lying Northeasterly of the following described line:

Beginning at a point opposite and 67.53 feet Westerly of Engineer's Station 249+76.00 on the center line of Oregon Coast Highway 101; thence Southeasterly in a straight line to a point opposite and 50.00 feet Westerly of Engineer's Station 249+94.30 on said center line.

The center line of the Oregon Coast Highway 101 is described as follows:

Beginning at Engineer's center line Station 197+06.80, said station being North 17°19'11" West, a distance of 5979.00 feet from the South One-Quarter Corner of Section 17, Township 11 South, Range 11 West of the Willamette Meridian, said corner monumented by an unstamped 3-inch brass disc on a 2-inch iron pipe, referenced as Monument No. 286 in Survey No. 20629, Lincoln County Survey Records; thence South 39°26'15" East 2758.67 feet; thence on a spiral curve right (the long chord of which bears South 38°00'55" East 399.90 feet) 400.00 feet; thence on a 2685.74 foot radius curve right (the long chord of which bears South 07°09'06" East 2523.34 feet) 2626.80 feet; thence on a spiral curve right (the long chord of which bears South 23°42'44" West 399.90 feet) 400.00 feet; thence South 25°08'03" West 3101.37 feet to Engineer's center line Station 289+93.63.

Bearings are based on County Survey No. 20629, filed April 16, 2017, Lincoln County, Oregon.

This Parcel of land contains 86 square feet, more or less.

**PARCEL 2 – Permanent Easement For Slopes**

A parcel of land lying in the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 17, Township 11 South, Range 11 West, W.M., Lincoln County, Oregon and being a portion of that property described in that Bargain and Sale Deed to Industrial Welding Supply, Inc., recorded July 8, 1988 in Lincoln County Book of Records as Book 194, Page 1266, the said parcel being that portion of said property lying within the following described tract:

Commencing from Engineer's Station 249+48.10 on the center line of the Oregon Coast Highway 101, said station being the intersection of said center line and the North line of the Southwest Quarter of the Southeast Quarter of said Section 17; thence North 86°53'38" West, 232.39 feet along said North line to the Point of Beginning; thence South 2°39'09" West, 37.15 feet; thence North 87°20'51" West, 258.00 feet; thence North 3°06'22" East, 39.19 feet to said North line; thence South 86°53'38" East, 257.70 along said North line to the Point of Beginning.

The center line of the Oregon Coast Highway 101 is described in Parcel 1.

EXCEPT therefrom, that portion of said parcel lying within the existing right-of-way of SW 35<sup>th</sup> Street.

This Parcel of land contains 2,476 square feet, more or less.

**PARCEL 3 – Temporary Easement For Work Area (3 years or duration of project, whichever is sooner)**

A parcel of land lying in the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 17, Township 11 South, Range 11 West, W.M., Lincoln County, Oregon and being a portion of that property described in that Bargain and Sale Deed to Industrial Welding Supply, Inc., recorded July 8, 1988 in Lincoln County Book of Records as Book 194, Page 1266, the said parcel being that portion of said property lying Northerly and Easterly of the following described line:

Beginning at Engineers Station 252+10.36 on the center line of the Oregon Coast Highway 101; thence North 75°08'47" West, 70.00 feet; thence on a 2,616.25 radius curve left (the long chord of which bears North 12°52'02" East, 181.40') 181.44 feet parallel with said center line to a point opposite and 70.00 feet Westerly of Engineer's Station 250+24.07; thence North 87°20'51" West 82.83 feet; thence South 47°39'09" West, 21.21 feet; thence South 02°39'09" West, 15.00; thence North 87°20'51" West, 65.15 feet; thence North 02°39'09" East, 60.00 feet; thence South 87°20'51" East, 9.68 feet; thence North 02°39'09"

East, 37.15 feet to a point opposite and 230.92 feet Westerly of Engineer's Station  
249+75.35.

The center line of the Oregon Coast Highway 101 is described in Parcel 1.

EXCEPT therefrom Parcel 1.

ALSO EXCEPT therefrom that portion of said parcel lying within the existing right-of-way of  
SW 35<sup>th</sup> Street and the Oregon Coast Highway.

This Parcel of land contains 12,994 square feet, more or less.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Robert C. Lennox*

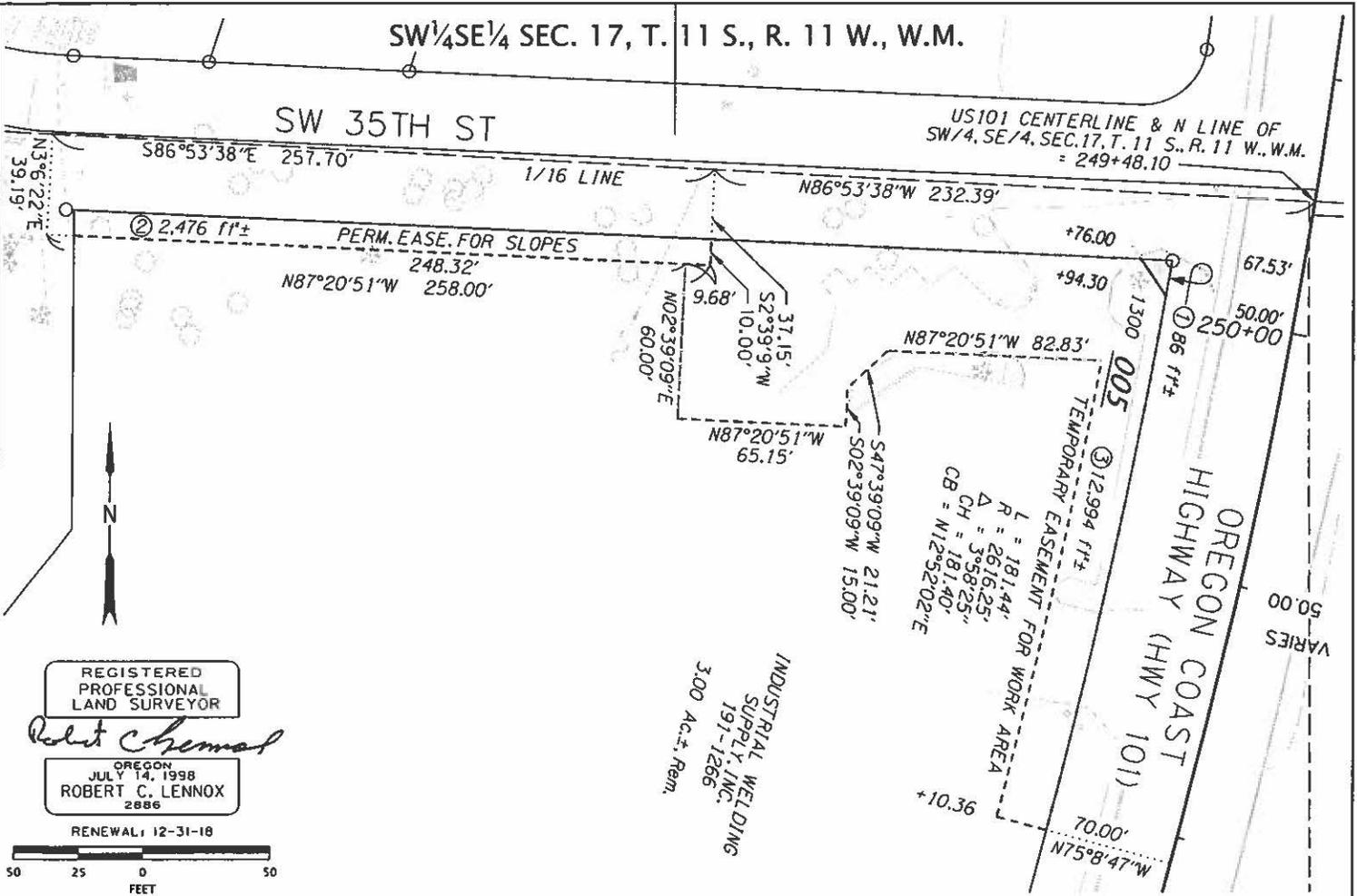
OREGON  
JULY 14, 1998  
ROBERT C. LENNOX  
2886

RENEWAL: 12-31-20

SW 1/4 SE 1/4 SEC. 17, T. 11 S., R. 11 W., W.M.

SW 35TH ST

US101 CENTERLINE & N LINE OF  
SW 1/4, SE 1/4, SEC. 17, T. 11 S., R. 11 W., W.M.  
= 249+48.10



REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Robert Chermal*

OREGON  
JULY 14, 1998  
ROBERT C. LENNOX  
2886

RENEWAL: 12-31-18



INDUSTRIAL WELDING  
SUPPLY, INC.  
191-1266  
3.00 Ac.± Rem.

 <p>OREGON DEPARTMENT OF TRANSPORTATION <b>RIGHT OF WAY ENGINEERING SKETCH MAP</b></p>	SECTION	US101 : SE 32nd Street - SE 35th Street (Newport)	SCALE	1" = 50'
	HIGHWAY	Oregon Coast Highway (US101)	DATE	March, 2019
	COUNTY	Lincoln	FILE	9128005
	PURPOSE	Right of Way Acquisition	SEE DRAWING 11B-9-46	

**PARCEL 1 – Temporary Easement For Work Area (3 years or duration of project, whichever is sooner)**

A parcel of land lying in the NW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub> of Section 17, Township 11 South, Range 11 West, W.M., Lincoln County, Oregon and being a portion of that property described in that Quit Claim Deed – Statutory Form to Investors XII, LLC, recorded December 24, 2014 in Lincoln County Book of Records as Instrument No. 2014-11328, the said parcel being that portion of said property lying Southeasterly of the following described line:

Beginning at a point opposite and 50.00 feet Westerly of Engineer's Station 242+67.72 on the center line of Oregon Coast Highway 101; thence Southwesterly in a straight line to a point opposite and 64.88 feet Westerly of Engineer's Station 242+81.00 on said center line.

The center line of the Oregon Coast Highway 101 is described as follows:

Beginning at Engineer's center line Station 197+06.80, said station being North 17°19'11" West, a distance of 5979.00 feet from the South One-Quarter Corner of Section 17, Township 11 South, Range 11 West of the Willamette Meridian, said corner monumented by an unstamped 3-inch brass disc on a 2-inch iron pipe, referenced as Monument No. 286 in Survey No. 20629, Lincoln County Survey Records; thence South 39°26'15" East 2758.67 feet; thence on a spiral curve right (the long chord of which bears South 38°00'55" East 399.90 feet) 400.00 feet; thence on a 2685.74 foot radius curve right (the long chord of which bears South 07°09'06" East 2523.34 feet) 2626.80 feet; thence on a spiral curve right (the long chord of which bears South 23°42'44" West 399.90 feet) 400.00 feet; thence South 25°08'03" West 3101.37 feet to Engineer's center line Station 289+93.63.

Bearings are based on County Survey No. 20629, filed April 16, 2017, Lincoln County, Oregon.

This Parcel of land contains 50 square feet, more or less, outside of the existing right of way of SW 32<sup>nd</sup> Street.

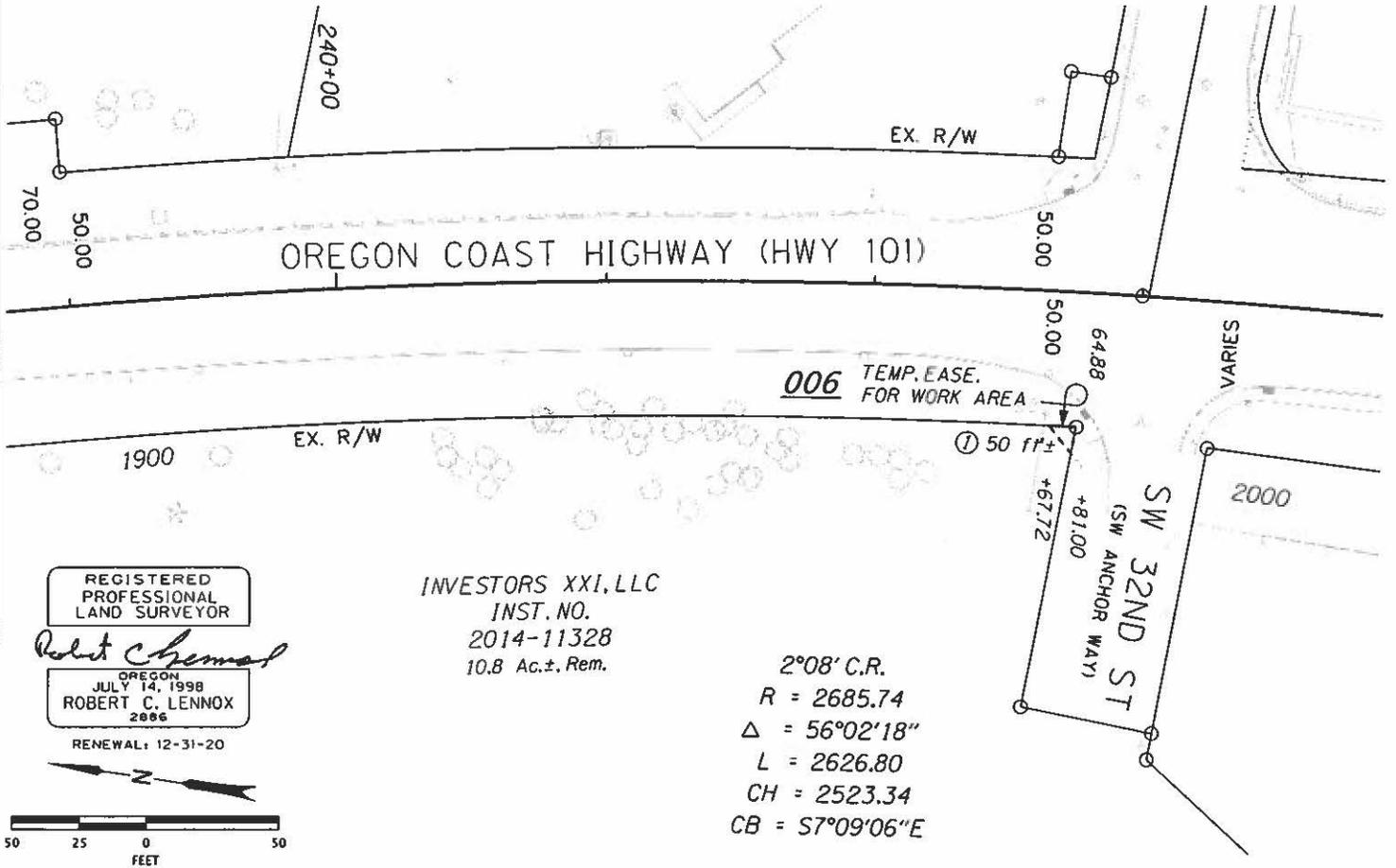
REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Robert C. Lennox*

OREGON  
JULY 14, 1998  
ROBERT C. LENNOX  
2886

RENEWAL: 12-31-20

NW¼SE¼ SEC. 17, T. 11 S., R. 11 W., W.M.



REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

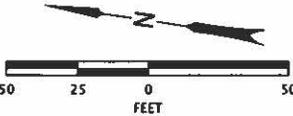
*Robert Chemoal*

OREGON  
JULY 14, 1998  
ROBERT C. LENNOX  
2886

RENEWAL: 12-31-20

INVESTORS XXI, LLC  
INST. NO.  
2014-11328  
10.8 Ac.±, Rem.

2°08' C.R.  
R = 2685.74  
Δ = 56°02'18"  
L = 2626.80  
CH = 2523.34  
CB = S7°09'06"E



 <p>OREGON DEPARTMENT OF TRANSPORTATION <b>RIGHT OF WAY ENGINEERING SKETCH MAP</b></p>	SECTION	US101 : SE 32nd Street - SE 35th Street (Newport)	SCALE	1" = 50'
	HIGHWAY	Oregon Coast Highway (US101)	DATE	March, 2019
	COUNTY	Lincoln	FILE	9128006
	PURPOSE	Right of Way Acquisition	SEE DRAWING 11B-9-46	

THIS IS THE FILENAME LOCATION \*\*\*\*\* DD-MMM-YYYY HH:MM USERNAME Rotation: 81.6985° Scale: 1"=50'