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6 **BEFORE THE BOARD OF COMMISSIONERS FOR**
7 **POLK COUNTY, OREGON**
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9 In the Matter of the Declaring the)
10 Necessity of Acquiring Property for the)
11 Black Rock Road Improvement Project)
12

13
14 **RESOLUTION NO. 23-10**
15

16 **WHEREAS**, pursuant to ORS § 35.610, a declaration of necessity is required for the
17 acquisition of property to accommodate road improvement projects; and
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19 **WHEREAS**, Black Rock Road is part of the County road system in Polk County, Oregon
20

21 **WHEREAS**, Black Rock Road is the subject of a gravel to asphalt conversion project to
22 provide improved transportation and safety for the general public and federal agencies and the
23 designed improvements for Black Rock Road require the acquisition of additional right-of-way;
24 and
25

26 **WHEREAS**, Mitchell Street is part of the Falls City Street system in Polk County,
27 Oregon
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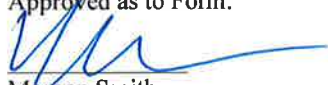
29 **WHEREAS**, Mitchell Street is the subject of a gravel to asphalt conversion project to
30 provide improved transportation and safety for the general public and federal agencies and the
31 designed improvements for Mitchell Street require the acquisition of additional right-of-way; and
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33 **WHEREAS**, the additional right-of-way necessary for the designed improvements to
34 Black Rock Road and Mitchell Street are attached and incorporated in this resolution as Exhibit
35 A, and
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37 **WHEREAS**, the additional right-of-way described in Exhibit A for the designed
38 improvements to Black Rock Road and Mitchell Street are necessary to benefit the travelling
39 public and is the minimum necessary for the completion of the project;
40

41 **NOW, THEREFORE, BE IT RESOLVED** by the Polk County Board of
42 Commissioners:
43

- 44 1. Pursuant to ORS §§ 35.235 and 35.610, the additional acquisition of the properties
45 described in Exhibit A is necessary for the designed improvements to Black Rock
46 Road and Mitchell Street, which are necessary for the benefit of the travelling public
47 upon the public road and the minimum necessary for the completion of the project.
48 2. As necessary to acquire the above, the County has secured the services of a licensed
49 property acquisition agent, who is authorized to engage in property transaction
50 negotiations on behalf of the County, with all transactions subject to final approval
51 by the County.
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1 **Dated** this 26th day of July, 2023.
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16 Approved as to Form:
17 
18
19 Morgan Smith
20 County Counsel

POLK COUNTY BOARD OF COMMISSIONERS



Jeremy Gordon, Chair


Lyle Mordhorst, Commissioner


Craig Pope, Commissioner

Exhibit "A"

Parcel 003-01

A tract of land lying in the Southwest Quarter of Section 17, Township 08 South, Range 06 West, of the Willamette Meridian, Polk County, Oregon and being a portion of the tract of land conveyed to Joe H and Darlene M Bowling, recorded in Polk County as Document number 2002-012241, Said dedication being a strip of land along the northern right of way of Black Rock Road and being furthered described as follows:

Beginning at a calculated point, a distance of 29.32 feet left of Engineer's centerline Station 29+65.75 and being N 62°32'46" W, a distance of 1,471.14 feet, from the South Quarter Corner of Section 17; Said calculated point lying at the intersection of the northern right of way boundary of Black Rock Road, as legalized by the Polk County board of Commissioners Order 19-06 and depicted by CS16421, and the western property line of the property owned by Joe H and Darlene M Bowling, Document number 2002-012241 and being the True Point of Beginning;

Thence, along said western property line, N 02°13'09" E, a distance of 14.64 feet, to a calculated point 40.00 feet left of Engineer's centerline Station 29+75.05;

Thence, leaving said western property, 94.05 feet, along a circular curve to the right, having a radius of 1,040.00 feet, (Long Chord: N 51°54'18" E, 94.01') to a calculated point 40.00 feet left of Engineer's centerline Point of Compound Curvature 30+65.86;

Thence, 318.36 feet, along a circular curve to the right, having a radius of 235.00 feet, (Long Chord: S 86°41'42" E, 294.56') to a calculated point 40.00 feet left of Engineer's centerline Station 33+30.02;

Thence, S 47°53'09" E, a distance of 114.37 feet, to a calculated point 50.00 feet left of Engineer's centerline Station 34+40.00;

Thence, S 35°58'13" E, a distance of 135.83 feet, to a calculated point 35.00 feet left of Engineer's centerline Station 35+75.00;

Thence, S 42°18'38" E, a distance of 169.29 feet, to a calculated point 35.00 feet left of Engineer's centerline Station 37+44.29 and lying on the eastern property line of the said property owned by Joe H and Darlene M Bowling;

Thence, along said eastern property line, S 22°22'21" W, a distance of 9.15 feet, to a calculated point 26.73 feet left of Engineer's centerline Station 37+48.20; Said Point lying on the said northern right of way boundary of Black Rock Road;

Thence, along said northern right of way boundary of Black Rock Road the following four courses:

Exhibit "A"

1. N 42°05'47" W, a distance of 306.78 feet, to a calculated point 27.88 feet left of Engineer's centerline Station 34+41.42;
2. N 46°10'34" W, a distance of 98.33 feet, to a calculated point 21.33 feet left of Engineer's centerline Station 33+43.87;
3. 355.70 feet, along a circular curve to the left, having a radius of 235.00 feet, (Long Chord: N 89°32'19" W, 322.71') to a calculated point 26.88 feet left of Engineer's centerline Station 30+19.94;
4. S 47°05'56" W, a distance of 27.69 feet, to a calculated point 24.95 feet left of Engineer's centerline Station 29+93.02;

Thence, continuing along said northern right of way boundary of Black Rock Road, S 58°24'32" W, a distance of 28.35 feet, to a calculated point 29.32 feet left of Engineer's centerline Station 29+65.75 and lying at the True Point of Beginning.

Parcel 003-01 contains an area of 12,719 square feet or 0.29 acres (Int.) more or less.

MITCHELL STREET / BLACK ROCK ROAD - PARCEL 003: BOWLING EXISTING ROW ELEMENTS						
ID	TYPE	RADIUS	URNS	LINE OR CHORD BEARING LENGTH		CURVE LENGTH
01	Line	N/A	N/A	N42°05'47"W	306.78'	N/A
02	Line	N/A	N/A	N46°10'34"W	98.33'	N/A
03	Curve	235.00'	Lt	N89°32'19"W	322.71'	355.70
04	Line	N/A	N/A	S47°05'56"W	27.69'	N/A
05	Line	N/A	N/A	S58°24'32"W	28.35'	N/A

*OR_POLK_2016(1), Mitchell Street
and Black Rock Road Reconstruction*

*Surveyed by:
FEDERAL HIGHWAY ADMINISTRATION
610 East 5th Street
Vancouver, WA 98661
Date: November, 2018*

*Drawing by:
USDOT/FHWA/WFLHD
Date: August, 2021*

NO SCALE

Survey Performed with:

*BASIS OF BEARINGS &
COORDINATES:*

Oregon North SPCS NAD3 (2011)

*Orthometric elevations based on the
NAVD88 GEOID12b*

Units: International Feet

*POLK COUNTY, OREGON
RIGHT-OF-WAY
Description of Land:
Parcel 003, Bowling, Joe H
PO Box 84
Falls City, OR 97344*

*T.08S. R.06W., Willamette Meridian
Section 17: SE $\frac{1}{4}$ SW $\frac{1}{4}$*

Right-of-Way in Acres

Total ROW this Exhibit: 0.76

Existing ROW this Exhibit: 0.47

Acquired ROW this Exhibit: 0.29

Const. Easement this Exhibit: 0

Sheet 2 of 2

EXHIBIT A

Exhibit "A"

Parcel 008-01

A tract of land lying in the Southeast Quarter of Section 17, Township 08 South, Range 06 West, of the Willamette Meridian, Polk County, Oregon and being a portion of the tract of land conveyed to Allen L. Fulmer, recorded in Polk County as Deed Volume 215-637, Said dedication being a strip of land along the southern right of way of Mitchell Street and being furthered described as follows:

Beginning at a calculated point on the southern right of way boundary of Mitchell Street, 12.35 feet right of Engineer's centerline Station 57+03.47 and being N 81°47'04" E, a distance of 1,193.04 feet, from the South Quarter Corner of Section 17, Township 08 South, Range 06 West, Willamette Meridian; Said point lying at the intersection of the southern right of way boundary of Mitchell Street and the western property line of the property owned by Allen L. Fulmer and being the True Point of Beginning;

Thence, along said western property line, S 06°18'40" W, a distance of 25.68 feet, to a calculated point 38.00 feet right of Engineer's centerline Station 57+02.26;

Thence, leaving said western property line, S 86°22'50" E, a distance of 224.11 feet, to a calculated point 38.00 feet right of Engineer's centerline Station 59+26.37;

Thence, S 66°14'39" E, a distance of 63.91 feet, to a calculated point 60.00 feet right of Engineer's centerline Station 59+86.37;

Thence, N 53°48'50" E, a distance of 20.64 feet, to a calculated point 46.79 feet right of Engineer's centerline Station 60+02.23 and lying on the western right of way boundary of 9th Street;

Thence, along said western right of way of 9th Street, N 06°18'53" E, a distance of 20.37 feet, to a calculated point 26.44 feet right of Engineer's centerline Station 60+03.18; Said point lying on said southern right of way boundary of Mitchell Street;

Thence, along the southern right of way boundary of Mitchell Street, N 83°41'20" W, a distance of 300.05 feet, to a calculated point 12.35 feet right of Engineer's centerline Station 57+03.47 and lying at the True Point of Beginning;

Parcel 008-01 contains an area of 6,494 square feet or 0.15 acres (Int.) more or less.

Exhibit "A"

Temporary Construction Easement 008-01b

A tract of land lying in the Southeast Quarter of Section 17, Township 08 South, Range 06 West, of the Willamette Meridian, Polk County, Oregon and being a portion of the tract of land conveyed to Allen L. Fulmer, recorded in Polk County as Deed Volume 215-637, Said dedication being a strip of land along the southern right of way of Mitchell Street and being furthered described as follows:

Beginning at a calculated point on the southern right of way boundary of Mitchell Street, 12.35 feet right of Engineer's centerline Station 57+03.47 and being N 81°47'04" E, a distance of 1,193.04 feet, from the South Quarter Corner of Section 17, Township 08 South, Range 06 West, Willamette Meridian; Said point lying at the intersection of the southern right of way boundary of Mitchell Street and the western property line of the property owned by Allen L. Fulmer;

Thence, along said western property line, S 06°18'40" W, a distance of 25.68 feet, to a calculated point 38.00 feet right of Engineer's centerline Station 57+02.26;

Thence, leaving said western property line, S 86°22'50" E, a distance of 224.11 feet, to a calculated point 38.00 feet right of Engineer's centerline Station 59+26.37 and being the True Point of Beginning;

Thence, S 48°43'59" E, a distance of 44.20 feet, to a calculated point 65.00 feet right of Engineer's centerline Station 59+61.37;

Thence, S 86°22'50" E, a distance of 40.00 feet, to a calculated point 65.00 feet right of Engineer's centerline Station 60+01.37 and lying on the western right of way boundary of 9th Street;

Thence, along said western right of way of 9th Street, N 06°18'53" E, a distance of 18.23 feet, to a calculated point 46.79 feet right of Engineer's centerline Station 60+02.23;

Thence, leaving said western right of way of 9th Street, S 53°48'50" W, a distance of 20.64 feet, to a calculated point 60.00 feet right of Engineer's centerline Station 59+86.37;

Thence, N 66°14'39" W, a distance of 63.91 feet, to a calculated point 38.00 feet right of Engineer's centerline Station 59+26.37 and being said True Point of Beginning;

Temporary Construction Easement 008-01b contains an area of 664 square feet or 0.02 acres (Int.) more or less.

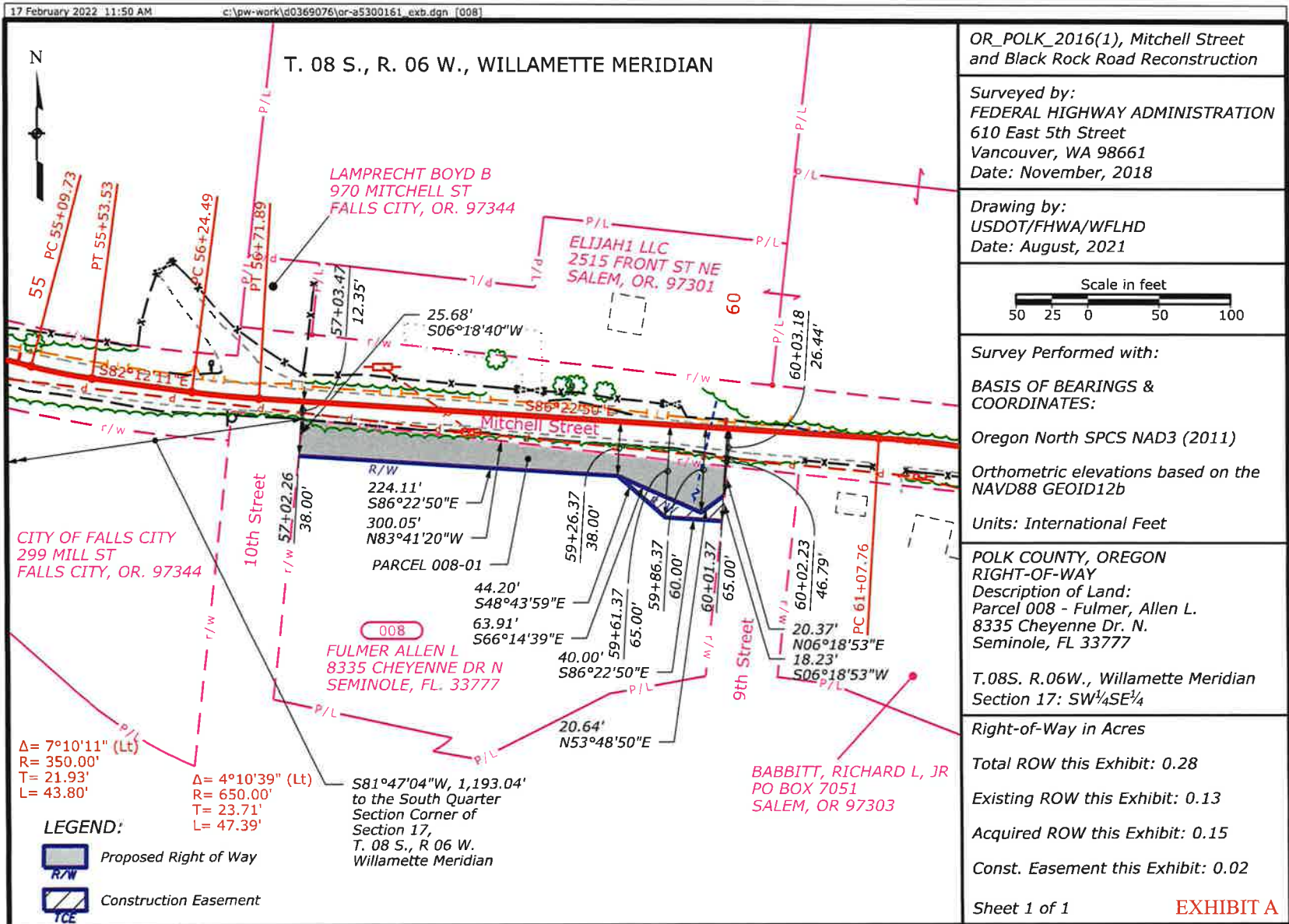


Exhibit "A"

Parcel 005-01

A tract of land lying in the Southwest Quarter of Section 17, Township 08 South, Range 06 West, of the Willamette Meridian, Polk County, Oregon and being a portion of the tract of land conveyed to Bob and Pam Young, recorded in Polk County as Document number 1993-000536; Said dedication being a strip of land along the southern right of way of Black Rock Road and being furthered described as follows:

Beginning at a calculated point at the intersection of the southern right of way boundary of Black Rock Road, as legalized by the Polk County board of Commissioners Order 19-06 and depicted by CS16421, and the western property line of the property owned by Bob and Pam Young, Document number 1993-000536; Said point being 24.47 feet right of Engineer's centerline Station 41+76.71 and being S 58°36'32" E, a distance of 365.51 feet, from the South Quarter Corner of Section 17 and being the True Point of Beginning;

Thence, along said western property line, S 02°19'12" W, a distance of 15.96 feet, to a calculated point 40.00 feet right of Engineer's centerline Station 41+80.25;

Thence, leaving said western property line, S 78°47'12" E, a distance of 108.74 feet, to a calculated point 40.00 feet right of Engineer's centerline Station 42+83.00 and lying on the eastern property boundary of the property owned by Bob and Pam Young;

Thence, N 20°53'25" E a distance of 14.39 feet, along said eastern property boundary of the property owned by Bob and Pam Young, to a calculated point 26.05 feet right of Engineer's centerline Station 42+86.36 and lying on said southern right of way boundary of Black Rock Road;

Thence, along said southern right of way boundary of Black Rock Road, N 75°57'57" W, a distance of 14.88 feet, to a calculated point 24.27 feet right of Engineer's centerline Station 42+72.12;

Thence, continuing along the southern right of way boundary of Black Rock Road, N 78°17'27" W, a distance of 98.77 feet, to a calculated point 24.47 feet right of Engineer's centerline Station 41+76.71 and lying at the True Point of Beginning.

Parcel 005-01 contains an area of 1,695 square feet or 0.04 acres (Int.) more or less.

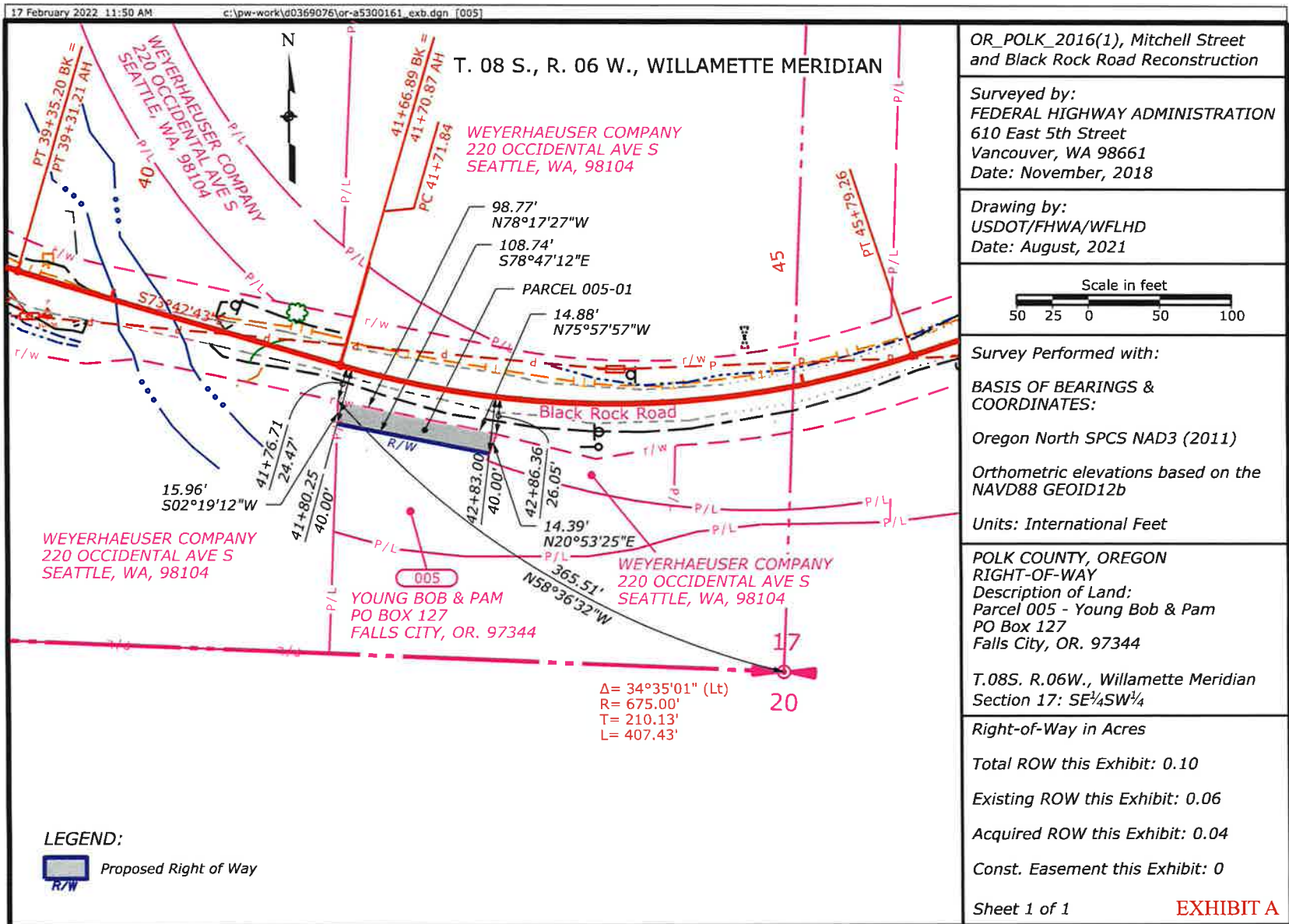


Exhibit "A"

Parcel 007-01

A tract of land lying in the Southwest Quarter of Section 17, Township 08 South, Range 06 West, of the Willamette Meridian, Polk County, Oregon and being a portion of the tract of land conveyed to Boyd B. Lamprecht, recorded in Polk County as Document number 1995-010587, Said dedication being a strip of land along the northern right of way of Black Rock Road and being furthered described as follows:

Beginning at a calculated point on the northern right of way boundary of Black Rock Road, as legalized by the Polk County board of Commissioners Order 19-06 and depicted by CS16421, 30.51 feet left of Engineer's centerline Station 45+73.83 and being N 17°04'35" E a distance of 261.18 feet from the south quarter section corner of Sections 17, Township 08 South, Range 06 West, Willamette Meridian; Said calculated point lying at the intersection of the northern right of way boundary of Black Rock Road and the western property line of the property owned by Boyd B. Lamprecht, Document number 1995-010587, and being the True Point of Beginning;

Thence, along said western property line, N 01°55'27" E, a distance of 26.07 feet, to a calculated point 55.00 feet left of Engineer's centerline Station 45+83.09;

Thence, leaving said western property line, N 71°42'17" E, a distance of 46.91 feet, to a calculated point 55.00 feet left of Engineer's centerline Station 46+30.00;

Thence, S 18°17'43" E, a distance of 24.32 feet, to a calculated point on the southern right of way boundary of Black Rock Road, 30.68 feet left of Engineer's centerline Station 46+30.00;

Thence, along said southern right of way boundary of Black Rock Road, S 71°33'18" W, a distance of 55.92 feet, to a calculated point 30.51 feet left of Engineer's centerline Station 45+73.83 and lying at the True Point of Beginning.

Parcel 007-01 contains an area of 1,254 square feet or 0.03 acres (Int.) more or less.

Parcel 007-02

A tract of land lying in the Southwest Quarter of Section 17, Township 08 South, Range 06 West, of the Willamette Meridian, Polk County, Oregon and being a portion of the tract of land conveyed to Boyd B. Lamprecht, recorded in Polk County as Document number 1995-010587, Said dedication being a strip of land along the northern right of way of Black Rock Road and being furthered described as follows

Beginning at a calculated point on the northern right of way boundary of Black Rock Road, as legalized by the Polk County board of Commissioners Order 19-06 and depicted by CS16421, 29.37 feet left of Engineer's centerline Station 50+74.15 and being N 58°47'48" E, a distance of 673.09 feet, from the South Quarter Corner of Section 17 and being the True Point of Beginning;

Exhibit "A"

Thence, leaving said northern right of way boundary of Black Rock Road, N 43°34'27" E, a distance of 55.54 feet, to a calculated point 78.00 feet left of Engineer's centerline Station 51+00.00;

Thence, S 75°02'00" E, a distance of 100.00 feet, to a calculated point 78.00 feet left of Engineer's centerline Station 52+00.00;

Thence, S 46°22'09" E, a distance of 85.48 feet, to a calculated point 37.00 feet left of Engineer's centerline Station 52+75.00;

Thence, S 75°02'00" E, a distance of 234.73 feet, to a calculated point 37.00 feet left of Engineer's centerline Point of Curvature 55+09.73;

Thence, 39.17 feet, along a circular curve to the left, having a radius of 313.00 feet, (Long Chord: S 78°37'05" E, 39.14') to a calculated point 37.00 feet left of Engineer's centerline Point of Tangency 55+53.53;

Thence, S 82°12'11" E, a distance of 70.97 feet, to a calculated point 37.00 feet left of Engineer's centerline Point of Curvature 56+24.49;

Thence, 28.52 feet, along a circular curve to the left, having a radius of 613.00 feet, (Long Chord: S 83°32'09" E, 28.52') to a calculated point 37.00 feet left of Engineer's centerline Station 56+54.74; Said Point lying on the western boundary of the vacated 10th Street right of way, shown in Polk County Survey Document SP1-51 (Falls City, Plat of First Addition to); Said western boundary of the vacated 10th Street right of way now being part of that right of way adjoining, said northern right of way boundary of Mitchell Street to that of Black Rock Road.

Thence, along said northern adjoining right of way boundary of Mitchell Street and Black Rock Road, S 06°18'40" W, a distance of 7.80 feet, more or less to a calculated point on the northern right of way boundary of Black Rock Road, 29.20 feet left of Engineer's centerline Station 56+54.57;

Thence along said northern right of way boundary of Black Rock Road, the following three courses:

1. 184.77 feet, along a circular curve to the right, having a radius of 884.22 feet, (Long Chord: N 80°39'17" W, 184.43') to a calculated point 29.72 feet left of Engineer's centerline Station 54+65.04;
2. N 74°40'06" W, a distance of 210.51 feet, to a calculated point 30.78 feet left of Engineer's centerline Station 52+54.54;
3. N 66°08'15" W, a distance of 101.12 feet, to a calculated point 46.29 feet left of Engineer's centerline Station 51+54.63;

Thence, continuing along said northern right of way boundary of Black Rock Road, N 85°08'33" W, a distance of 82.51 feet, to a calculated point 29.37 feet left of Engineer's centerline Station 50+74.15 and lying at the True Point of Beginning.

Parcel 007-02 contains an area of 9,399.14 square feet or 0.22 acres (Int.) more or less.

MITCHELL STREET / BLACK ROCK ROAD - PARCEL 007: LAMPRECHT						
EXISTING ROW ELEMENTS						
ID	TYPE	RADIUS	TURNS	LINE OR CHORD BEARING	LENGTH	CURVE LENGTH
01	Line	N/A	N/A	S71°33'18"W	55.92'	N/A
02	Curve	884.22'	Rt	N80°39'17"W	184.43'	184.77
03	Line	N/A	N/A	N74°40'06"W	210.51'	N/A
04	Line	N/A	N/A	N66°08'15"W	101.12'	N/A
05	Line	N/A	N/A	N85°08'33"W	82.51'	N/A

OR_POLK_2016(1), Mitchell Street
and Black Rock Road Reconstruction

Surveyed by:
FEDERAL HIGHWAY ADMINISTRATION
610 East 5th Street
Vancouver, WA 98661
Date: November, 2018

Drawing by:
USDOT/FHWA/WFLHD
Date: August, 2021

NO SCALE

Survey Performed with:

BASIS OF BEARINGS &
COORDINATES:

Oregon North SPCS NAD3 (2011)

Orthometric elevations based on the
NAVD88 GEOID12b

Units: International Feet

POLK COUNTY, OREGON
RIGHT-OF-WAY
Description of Land:
Parcel 007 - Lamprecht, Boyd B.
970 Mitchell St.
Falls City, OR. 97344

T.08S. R.06W., Willamette Meridian
Section 17: SW $\frac{1}{4}$ SE $\frac{1}{4}$

Right-of-Way in Acres

Total ROW this Exhibit: 1.08

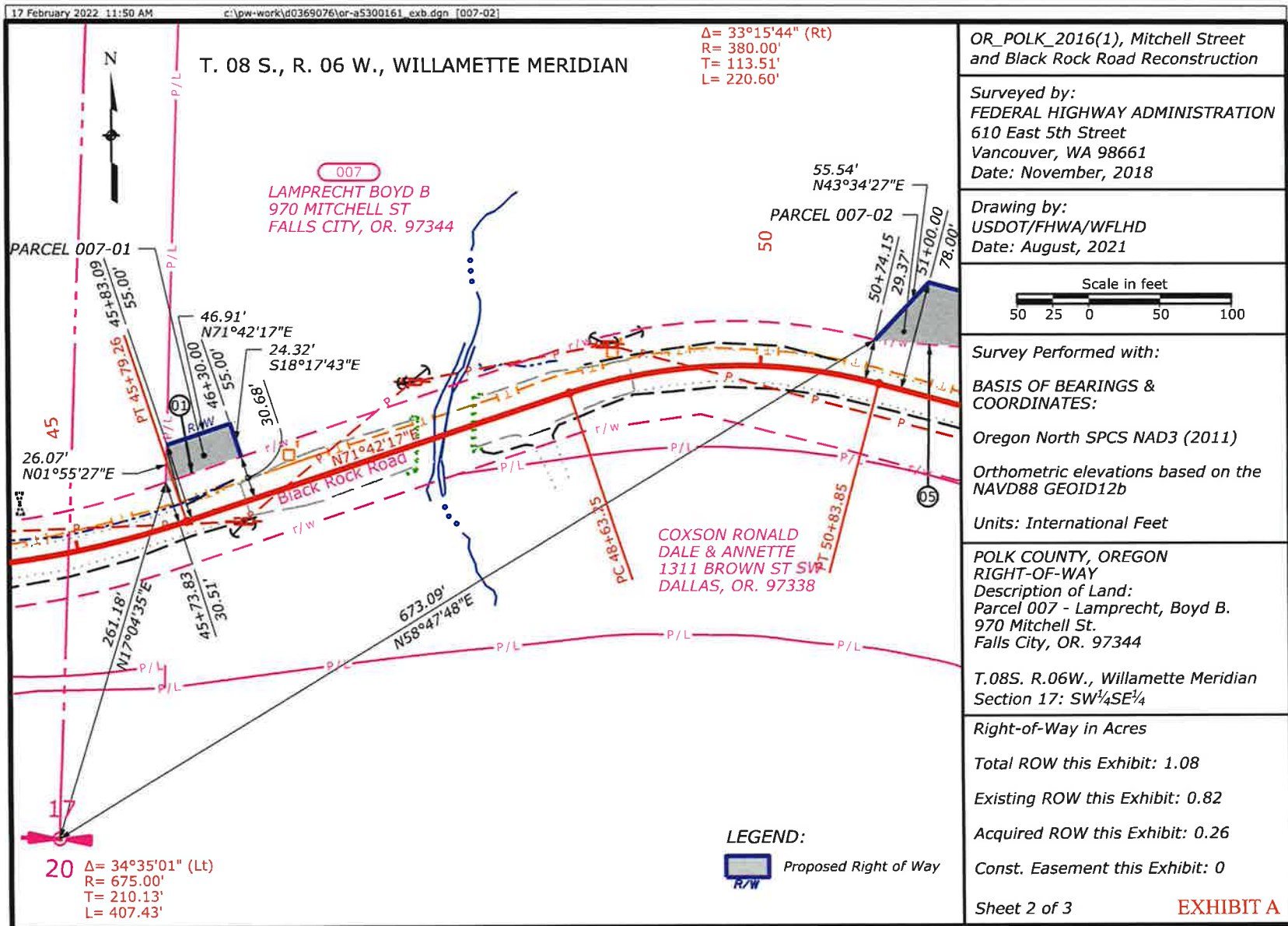
Existing ROW this Exhibit: 0.82

Acquired ROW this Exhibit: 0.26

Const. Easement this Exhibit: 0

Sheet 1 of 3

EXHIBIT A



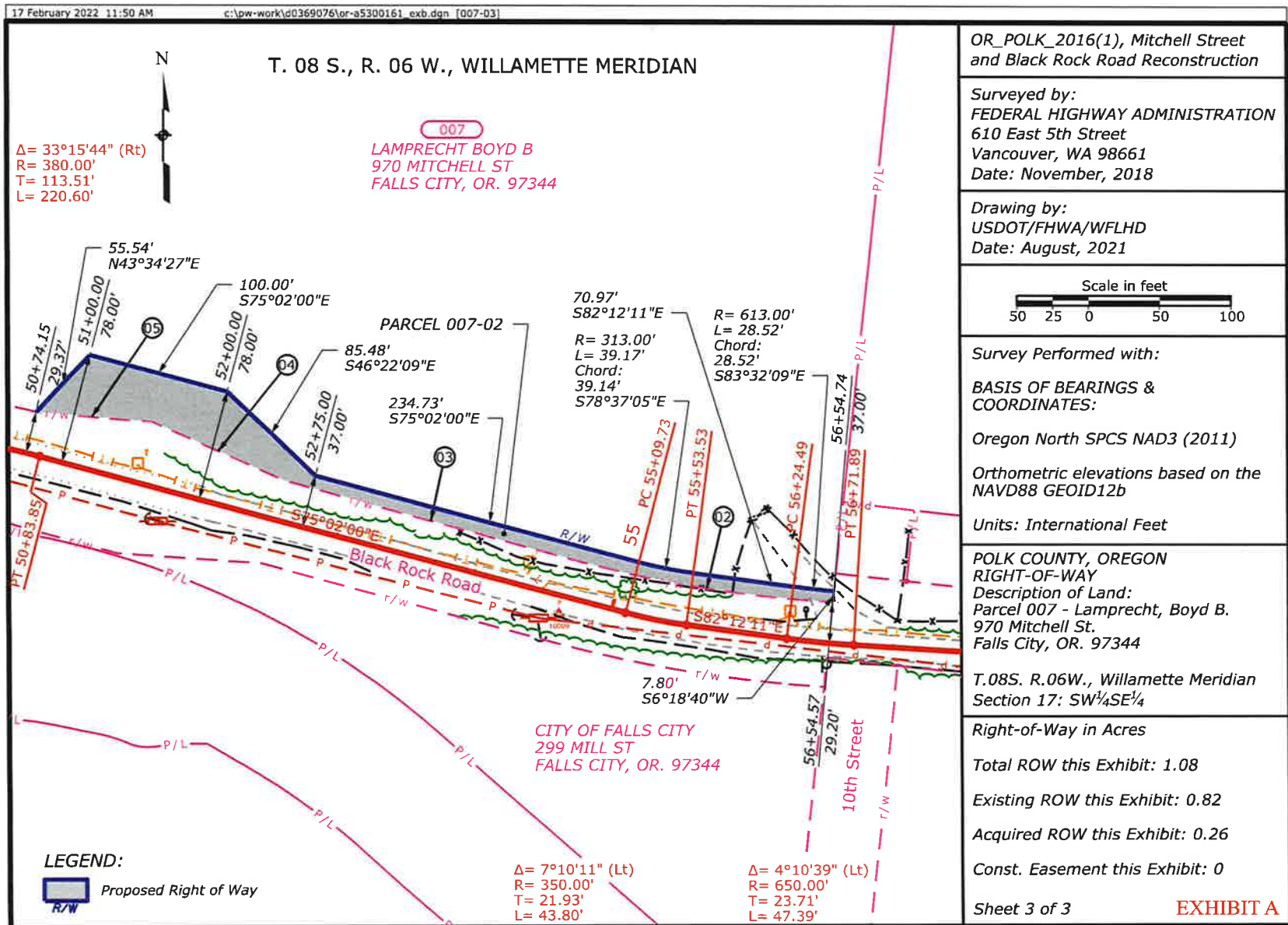


Exhibit "A"

Parcel 010-01

A tract of land lying in the Southeast Quarter of Section 17, Township 08 South, Range 06 West, of the Willamette Meridian, Polk County, Oregon and being a portion of the tract of land conveyed to Richard L. Babbitt, Jr, recorded in Polk County as Document number 1999-016013, Said dedication being a strip of land along the southern right of way of Mitchel Street and being furthered described as follows:

Beginning at a calculated point on the southern right of way boundary of Mitchell Street, 25.00 feet right of Engineer's centerline Station 62+55.13 and being N 86°20'16" E, a distance of 1,727.90 feet, from the South Quarter Corner of Section 17, T. 08 S., R. 06 W., Willamette Meridian; Said point being the True Point of Beginning;

Thence, leaving the southern right of way boundary of Mitchell Street, S 72°01'05" E, a distance of 105.37 feet, to a calculated point 25.00 feet right of Engineer's centerline Station 63+63.96; Said point lying on the western right of way boundary of 8th Street;

Thence, along the western right of way boundary of 8th Street, N 06°15'59" E, a distance of 10.05 feet, to a calculated point 15.31 feet right of Engineer's centerline Station 63+61.21 and lying on the southern right of way boundary of Mitchell Street;

Thence along the southern right of way boundary of Mitchell Street, N 56°21'05" W, a distance of 24.52 feet, to a calculated point 9.86 feet right of Engineer's centerline Station 63+36.92;

Thence, continuing along the southern right of way boundary of Mitchell Street, N 83°41'20" W, a distance of 81.40 feet, to a calculated point 25.00 feet right of Engineer's centerline Station 62+55.13 and lying at the True Point of Beginning.

Parcel 010-01 contains an area of 977 square feet or 0.02 acres (Int.) more or less.

Temporary Construction Easement 010-01b

A tract of land lying in the Southeast Quarter of Section 17, Township 08 South, Range 06 West, of the Willamette Meridian, Polk County, Oregon and being a portion of the tract of land conveyed to Richard L. Babbitt, Jr, recorded in Polk County as Document number 1999-016013, Said dedication being a strip of land along the southern right of way of Mitchel Street and being furthered described as follows:

Exhibit "A"

Beginning at a calculated point on the southern right of way boundary of Mitchell Street, 25.00 feet right of Engineer's centerline Station 62+55.13 and being N 86°20'16" E, a distance of 1,727.90 feet, from the South Quarter Corner of Section 17, T. 08 S., R. 06 W., Willamette Meridian; Said point being the True Point of Beginning;

Thence, N 83°41'20" W, a distance of 196.84 feet, to a calculated point 28.79 feet right of Engineer's centerline Station 60+53.14 and lying at the intersection of said southern right of way boundary of Mitchell Street and the eastern right of way boundary of 9th Street and being the northwest corner of said tract of land conveyed to Richard L. Babbitt, Jr.;

Thence, along said eastern right of way boundary of 9th Street, S06°18'25"W, a distance of 6.22 feet, to a calculated point 35.00 feet right of Engineer's centerline Station 60+52.85;

Thence, leaving said eastern right of way boundary of 9th Street, S86°22'50"E, a distance of 54.91 feet, to a calculated point 35.00 feet right of Engineer's centerline Point of Curvature 61+07.76;

Thence, 185.20 feet, along a circular curve to the right, having a radius of 770.00 feet, (Long Chord: S 79°29'25" E, 184.75') to a calculated point 35.00 feet right of Engineer's centerline Station 63+00.37;

Thence, S61°26'05"E, a distance of 65.85 feet, to a calculated point 45.00 feet right of Engineer's centerline Station 63+69.88 and lying on the western right of way boundary of 8th Street;

Thence, along said western right of way boundary of 8th Street, N 06°15'59" E, a distance of 20.79 feet, to a calculated point 25.00 feet right of Engineer's centerline Station 63+63.96;

Thence, leaving said western right of way boundary of 8th Street, N 72°01'05" W, a distance of 105.37 feet, to a calculated point 25.00 feet right of Engineer's centerline Station 62+55.13 and lying at said True Point of Beginning;

Temporary Construction Easement 010-01b contains an area of 2,207 square feet or 0.05 acres (Int.) more or less.

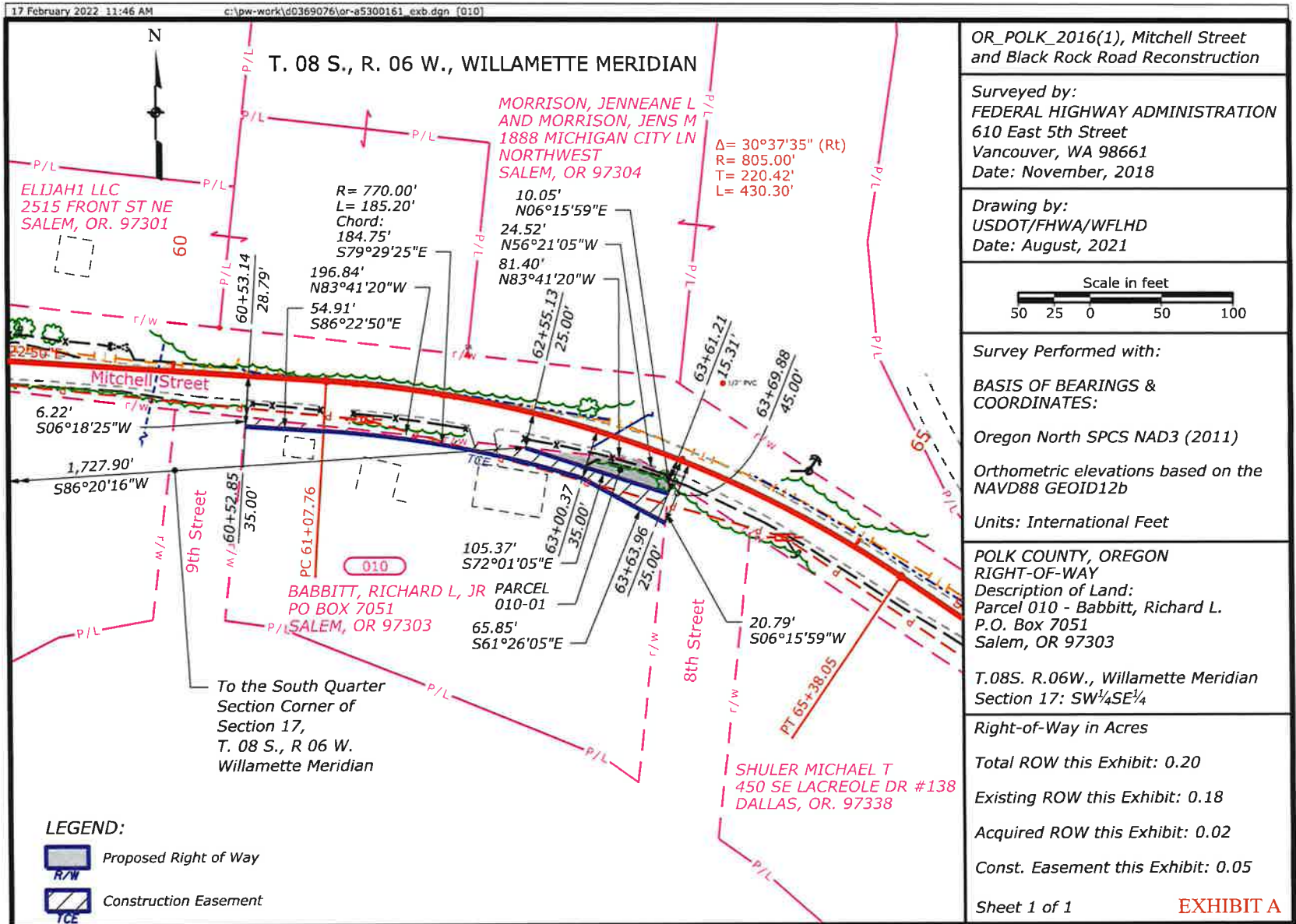


Exhibit "A"

Temporary Construction Easement 009

A tract of land lying in the Southeast Quarter of Section 17, Township 08 South, Range 06 West, of the Willamette Meridian, Polk County, Oregon and being a portion of the tract of land conveyed to Sheryle M. Lowery and Michael J. Allen, recorded in Polk County as Document number 2019-006663, Said dedication being a strip of land along the northern right of way of Mitchell Street and being furthered described as follows:

Beginning at a calculated point, lying at a point on the eastern property line of the property owned by Sheryle M. Lowery and Michael J. Allen, Document number 2019-006663, and the northern right of way boundary of Mitchell Street; Said point being 32.32 feet left of Engineer's centerline Station 60+30.98 and being N 82°40'00" E, a distance of 1,522.93 feet, from the South Quarter Corner of Section 17, Township 08 South, Range 06 West, Willamette Meridian and being the True Point of Beginning;

Thence, along the northern right of way of Mitchell Street, N 83°41'20" W, a distance of 64.68 feet, to a calculated point 35.35 feet left of Engineer's centerline Station 59+66.37;

Thence, leaving the northern right of way of Mitchell Street, N 03°37'10" E, a distance of 19.65 feet, to a calculated point 55.00 feet left of Engineer's centerline Station 59+66.37;

Thence, S 86°22'50" E, a distance of 65.67 feet, to a calculated point 55.00 feet left of Engineer's centerline Station 60+32.04;

Thence, along said property line, S 06°17'35" W, a distance of 22.71 feet, to a calculated point 32.32 feet left of Engineer's centerline Station 60+30.98 and lying at the True Point of Beginning.

Temporary Construction Easement 009 contains an area of 1,379 square feet or 0.03 acres (Int.) more or less.

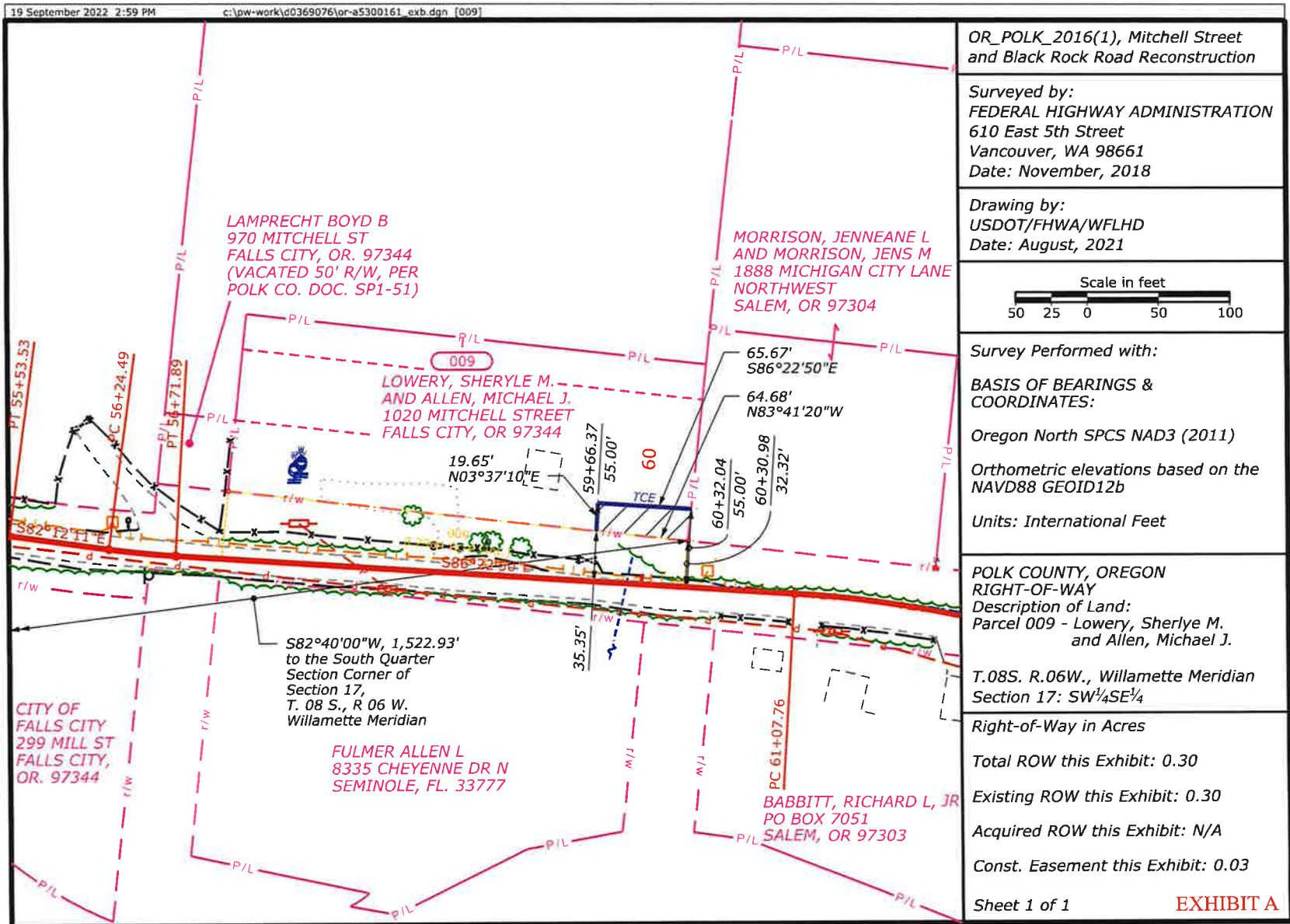


Exhibit "A"

Parcel 011-01

A tract of land lying in the Southeast Quarter of Section 17, Township 08 South, Range 06 West, of the Willamette Meridian, Polk County, Oregon and being a portion of the tract of land conveyed to Jinneane L. Morrison and Jens M. Morrison, recorded in Polk County as Document number 2019-015263, Said dedication being a strip of land along the northern right of way of Mitchell Street and being furthered described as follows:

Beginning at a calculated point, lying at the intersection of the west property line of the property owned by Jinneane L. Morrison and Jens M. Morrison, Document number 2019-015263, and the northern right of way boundary of Mitchell Street; Said point being 32.32 feet left of Engineer's centerline Station 60+30.98 and being N 82°40'00" E, a distance of 1,522.93 feet, from the South Quarter Corner of Section 17, Township 08 South, Range 06 West, Willamette Meridian and being the True Point of Beginning;

Thence, leaving said western property line and the northern right of way boundary of Mitchell Street, N 75°06'10" E, a distance of 102.18 feet, to a calculated point 65.00 feet left of Engineer's centerline Station 61+26.37;

Thence, S 82°25'46" E, a distance of 79.73 feet, to a calculated point 65.00 feet left of Engineer's centerline Station 62+00.17;

Thence, S 71°00'01" E, a distance of 153.81 feet, to a calculated point 55.00 feet left of Engineer's centerline Station 63+43.20;

Thence, S 60°35'00" E, a distance of 238.44 feet, to a calculated point 50.00 feet left of Engineer's centerline Station 65+69.50; Said point lying on the eastern property line of said property owned by Jinneane L. Morrison and Jens M. Morrison;

Thence, along the eastern property line, S 34°06'06" E, a distance of 58.54 feet, to a calculated point 28.40 feet left of Engineer's centerline Station 66+23.91 and lying on the northern right of way boundary of Mitchell Street;

Thence, along the northern right of way boundary of Mitchell Street, N 56°21'05" W, a distance of 297.70 feet, to a calculated point 51.89 feet left of Engineer's centerline Station 63+36.97;

Thence, continuing along the northern right of way boundary of Mitchell Street, N 83°41'20" W, a distance of 317.83 feet, to a calculated point 32.32 feet left of Engineer's centerline Station 60+30.98 and lying at the True Point of Beginning.

Parcel 011-01 contains an area of 11,174 square feet or 0.26 acres (Int.) more or less.

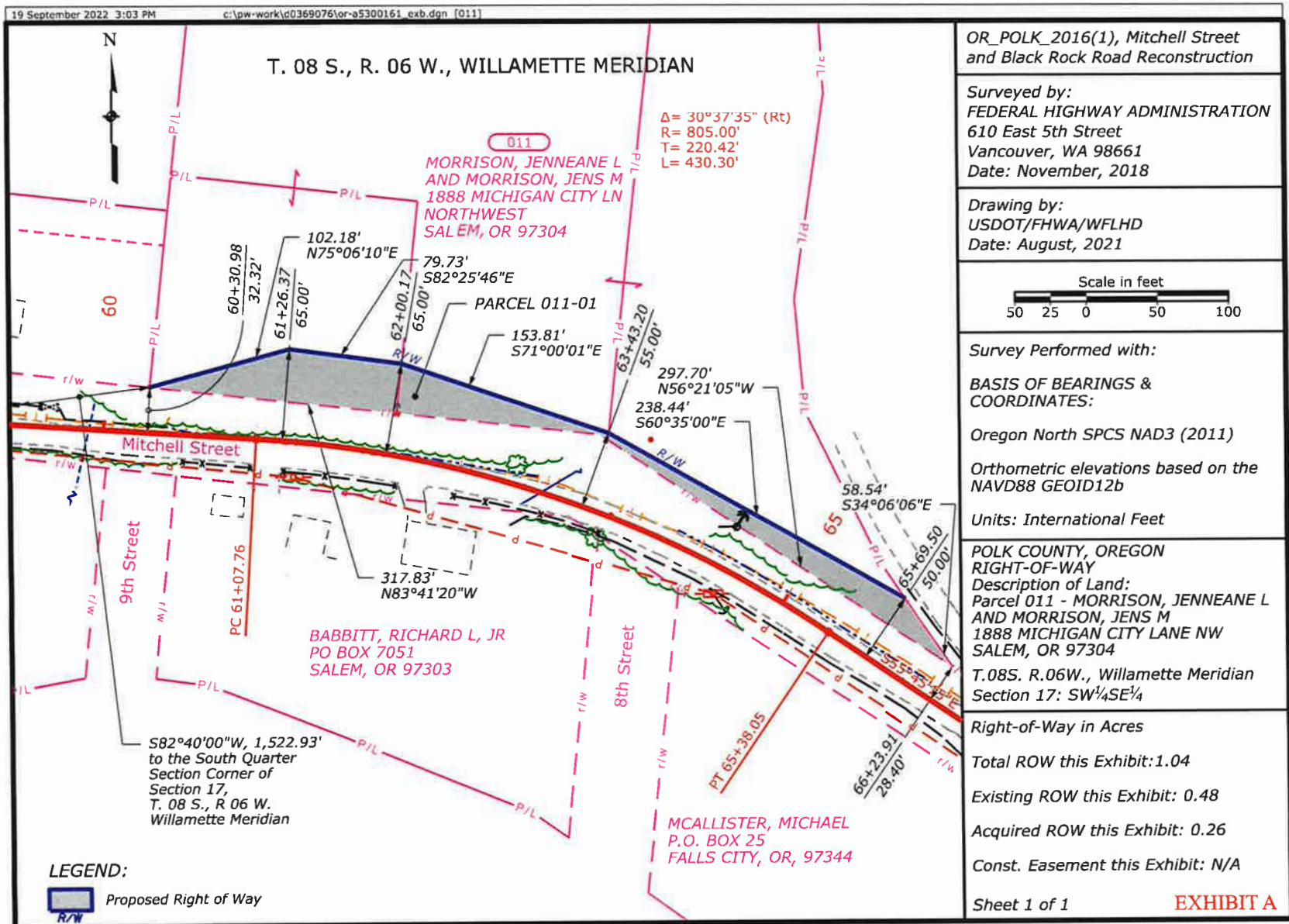


Exhibit "A"

Parcel 012-01

A tract of land lying in the Southeast Quarter of Section 17, Township 08 South, Range 06 West, of the Willamette Meridian, Polk County, Oregon and being a portion of the tract of land conveyed to Michael McAllister, recorded in Polk County as Document number 2021-013725, Said dedication being a strip of land along the southern right of way of Mitchell Street and being furthered described as follows:

Beginning at a calculated point lying at intersection of the western property line of the property owned by Michael McAllister, Document number 2021-013725, and the southern right of way boundary of Mitchell Street; Said point being 26.53 feet right of Engineer's centerline Station 64+29.58 and being N 88°27'55" E, a distance of 1,882.57 feet, from the South Quarter Corner of Section 17, Township 08 South, Range 06 West, Willamette Meridian and being the True Point of Beginning;

Thence, along said western property line (eastern right of way boundary of 8th Street), S 06°17'38" W, a distance of 9.03 feet, to a calculated point 35.00 feet right of Engineer's centerline Station 64+32.85;

Thence, leaving said western property line, 100.63 feet, along a circular curve to the right, having a radius of 770.00 feet, (Long Chord: S 59°29'53" E, 100.56') to a calculated point 35.00 feet right of Engineer's centerline Point of Tangency 65+38.05;

Thence, S 55°45'15" E, a distance of 143.96 feet, to a calculated point 35.00 feet right of Engineer's centerline Point of Curvature 66+82.01;

Thence, S 59°52'00" E, a distance of 65.27 feet, to a calculated point 26.71 feet right of Engineer's centerline Station 67+50.22 and lying on the southern right of way boundary of Mitchell Street;

Thence, along the southern right of way boundary of Mitchell Street, N 56°21'05" W, a distance of 313.66 feet, to a calculated point 26.53 feet right of Engineer's centerline Station 64+29.58 and lying at the True Point of Beginning.

Parcel 012-01 contains an area of 1,033 square feet or 0.02 acres (Int.) more or less.

Temporary Construction Easement 012-01b

A tract of land lying in the Southeast Quarter of Section 17, Township 08 South, Range 06 West, of the Willamette Meridian, Polk County, Oregon and being a portion of the tract of land conveyed to Michael McAllister, recorded in Polk County as Document number 2021-013725, Said dedication being a strip of land along the southern right of way of Mitchell Street and being furthered described as follows:

Exhibit "A"

Beginning at a calculated point lying at intersection of the western property line of the property owned by Michael McAllister, Document number 2021-013725, and the southern right of way boundary of Mitchell Street; Said point being 26.53 feet right of Engineer's centerline Station 64+29.58 and being N 88°27'55" E, a distance of 1,882.57 feet, from the South Quarter Corner of Section 17, Township 08 South, Range 06 West, Willamette Meridian;

Thence, along said western property line (eastern right of way boundary of 8th Street), S 06°17'38" W, a distance of 9.03 feet, to a calculated point 35.00 feet right of Engineer's centerline Station 64+32.85;

Thence, leaving said western property line, 100.63 feet, along a circular curve to the right, having a radius of 770.00 feet, (Long Chord: S 59°29'53" E, 100.56') to a calculated point 35.00 feet right of Engineer's centerline Point of Tangency 65+38.05;

Thence, S 55°45'15" E, a distance of 33.32 feet, to a calculated point 35.00 feet right of Engineer's centerline Station 65+71.37 and being the True Point of Beginning;

Thence, S 34°14'45" W, a distance of 20.00 feet, to a calculated point 55.00 feet right of Engineer's centerline Station 65+71.37;

Thence, S 55°45'15" E, a distance of 70.00 feet, to a calculated point 55.00 feet right of Engineer's centerline Station 66+41.37;

Thence, N 34°14'45" E, a distance of 20.00 feet, to a calculated point 35.00 feet right of Engineer's centerline Station 66+41.37;

Thence, N 55°45'15" W, a distance of 70.00 feet, to a calculated point 35.00 feet right of Engineer's centerline Station 65+71.37 and lying at the True Point of Beginning.

Temporary Construction Easement 012-01b contains an area of 1,400 square feet or 0.03 acres (Int.) more or less.

