



00077987200800069710050050

I hereby certify that the within instrument was received for record and recorded in the County of Tillamook, State of Oregon.



Tassi O'Neil, Tillamook County Clerk

FILED

OCT 01 2008

TASSI O'NEIL
COUNTY CLERK

COUNTY COURT JOURNAL

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR TILLAMOOK COUNTY, OREGON

In the Matter of Accepting a Public Road)
Dedication From Stimson Lumber) **ORDER #08 - 091**
Company for a Portion of Cape Meares)
Loop Road)

This matter came on to be heard this 1st day of October, 2008, at a regular meeting of the Board of County Commissioners, at the request of the Director of Public Works. The Board of Commissioners, being fully apprised of the representations of the above-named person, the records and files herein, finds as follows:

1. By Deed dated February 28, 2007, and recorded as Instrument #2007-006362, Stimson Lumber Company conveyed to Tillamook County a two-year temporary roadway easement as indicated therein.
2. Stimson Lumber Company is willing to grant Tillamook County a permanent easement for this portion of the road subject to Tillamook County dedicating the acquired portion as a Public Road.
3. Tillamook County is willing to accept this Easement from Stimson Lumber Company for this purpose and to dedicate that portion of the Easement Area as a Public Road.
4. This acquisition of property is legally described in Exhibit A of the Public Road Dedication executed by Stimson Lumber Company on September 12, 2008 (incorporated herein by reference).
5. It is in the general health, safety and welfare interests of the citizens of Tillamook County for the Board to act as described here.

NOW THEREFORE, IT IS HEREBY ORDERED that:

6. The Public Road Dedication described in Exhibit A is accepted on behalf of Tillamook County.
7. This Order, together with the said Public Road Dedication attached hereto, be recorded WAIVING ALL FEES in the Deed Records of Tillamook County.


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8. This Order, together with the said Public Road Dedication attached hereto, be filed in the Tillamook County Court Journal.

DATED this 1st day of October, 2008.

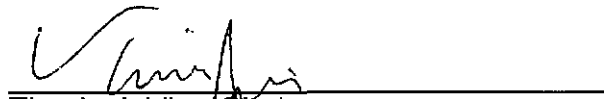
**BOARD OF COUNTY COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON**

Aye Nay Abstain/Absent



Charles J. Hurliman, Chairperson

 _____ _____



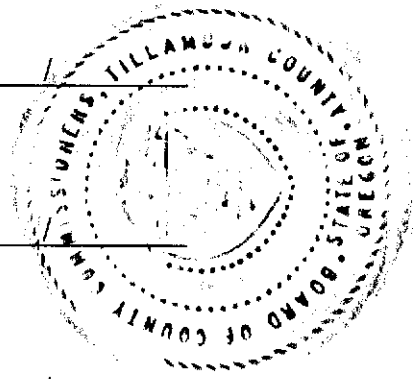
Tim Josi, Vice Chairperson

 _____ _____



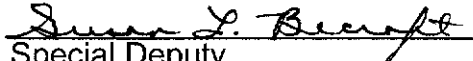
Mark Labhart, Commissioner

 _____ _____



ATTEST: Tassi O'Neil, County Clerk

APPROVED AS TO FORM:

By: 

Susan L. Becroft
Special Deputy



William K. Sargent, County Counsel

DEED-RDED
This is a no fee document NO FEE



00077988200800069720050057

I hereby certify that the within
Instrument was received for record and
recorded in the County of Tillamook,
State of Oregon.



Tassi O'Neil, Tillamook County Clerk

After Recording, Return to:
Tillamook County Department of Public Works
503 Marolf Loop
Tillamook, Oregon 97141

PUBLIC ROAD DEDICATION

Stimson Lumber Company ("Grantor") grants to Tillamook County, a political subdivision of the State of Oregon ("Grantee"), the right to use the real property described in Exhibit "A" permanently for public road purposes, reserving, however, the following:

The right to grow and harvest timber on those portions of the conveyed premises not actually used for road purposes.

The consideration for this Public Road Dedication is \$0 (zero dollars) but consists of or includes other property or value given or promised which is part of the consideration.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS.

THE PROPERTY DESCRIBED IN THIS INSTRUMENT MAY NOT BE WITHIN A FIRE PROTECTION DISTRICT PROTECTING STRUCTURES. THE PROPERTY IS SUBJECT TO LAND USE LAWS AND REGULATIONS WHICH, IN FARM OR FOREST ZONES, MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE AND WHICH LIMIT LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT ABOUT THE PERSON'S RIGHTS, IF ANY, TO VERIFY APPROVED USES, THE EXISTENCE OF FIRE PROTECTION FOR STRUCTURES AND THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER MEASURE 37, CHAPTER 1, OREGON LAWS 2005 AND MEASURE 49, CHAPTER 424, OREGON LAWS 2007.

DATED this 12 day of SEPTEMBER, 2008.

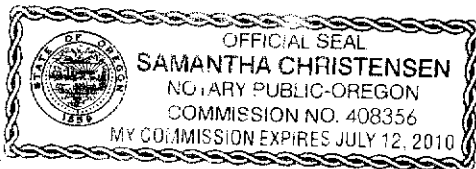
STIMSON LUMBER COMPANY

John H. McSheehy
By:
Title: VP Resources

ACKNOWLEDGEMENT

County of Multnomah)
) ss.
State of Oregon)

On the 12 day of September, 2008 the above named
John H. McSheehy appeared before me and
acknowledged the foregoing instrument to be a voluntary act and deed.



Santa Chute
Notary Public for the State of Oregon
My Commission Expires: 7/12/10

EXHIBIT "A"

May 17, 2007

A legal description for a right of way acquisition as part of a centerline realignment of Cape Meares Loop County Road, described in Deed Book 167, Pages 226-228, located in the Northeast One-Quarter of Section 18, Township 1 South, Range 10 West of the Willamette Meridian, Tillamook County, Oregon;

All that portion of that tract of land conveyed to Stimson Lumber Company in instrument number 2006-6098 within the following described tract:

Commencing at the Section corner common to Sections 7, 8, 18, and 17, Township 1 South, Range 10 West, W.M., said point being marked by a 3" diameter Tillamook County brass cap;

thence South $52^{\circ}36'37''$ West 1485.18 feet to the beginning point of that tract of land to become additional right of way for Cape Meares Loop County Road and the TRUE POINT OF BEGINNING;

thence South $35^{\circ}51'21''$ West 255.84 feet;

thence South $50^{\circ}07'36''$ West 236.25 feet;

thence South $73^{\circ}30'59''$ West 154.56 feet;

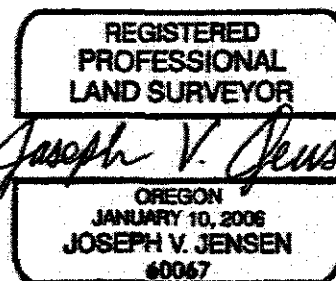
thence North $89^{\circ}19'16''$ West 51.01 feet to the East sideline of Cape Meares Loop County Road;

thence North $51^{\circ}27'30''$ East 595.54 feet along the East sideline of Cape Meares Loop County Road;

thence along a 72.25 foot curve to the right, with a radius of 160.43 feet, through a central angle of $25^{\circ}48'11''$, with a chord bearing and distance of North $64^{\circ}21'51''$ East 71.64 feet to the TRUE POINT OF BEGINNING.

Containing approximately 42,151 square feet.

This description is based upon Tillamook County Survey Map B-3103.



RENEWAL DATE: 06-30-07

**CENTERLINE REALIGNMENT SURVEY FOR
CAPE MEARES LOOP ROAD
FOR THE TILLAMOOK COUNTY PUBLIC WORKS DEPARTMENT
LOCATED IN THE NE 1/4 OF SECTION 18, TOWNSHIP 1
SOUTH, RANGE 10 WEST, W.M.
MAY 16, 2007**

TILLAMOOK COUNTY SURVEYORS OFFICE
TILLAMOOK COUNTY COURTHOUSE
201 LAUREL AVENUE
TILLAMOOK OREGON 97141
503-842-3423

TORCON OPT-3005 PULSE TOTAL STATION
SONIKA LOGUS GPS RECEIVER SYSTEM
SONIKA LOGUS PRT-PROCESSING SOFTWARE

AUTOCAD DRAWING FILE = CAPESEID.DWG
CADD FILE = CAPESEID.LSD



NARRATIVE

THE PURPOSE OF THIS SURVEY IS TO MODERNIZE THE CENTERLINE OF THE REALIGNED CENTERLINE LOCATION OF CAPE MEARES LOOP ROAD AT THE LOCATION OF AN ACTIVE LANDMARK. GLOBAL POSITIONING SYSTEM (GPS) OBSERVATIONS WERE TAKEN ON THE SET CENTERLINE MONUMENTS AT THE EXISTING STAFFED CORNER. GPS OBSERVATIONS WERE ALSO TAKEN ON CONTROL POINTS AT THE ONE-QUARTER CORNER AND SECTION CORNER FOR CORNERMAN FIELD TIES TO EACH CORNER. GPS CONTROL STATIONS 'OCEA' AND 'T80C' WERE USED TO ESTABLISH THE COORDINATE POSITIONS FOR THIS SURVEY.

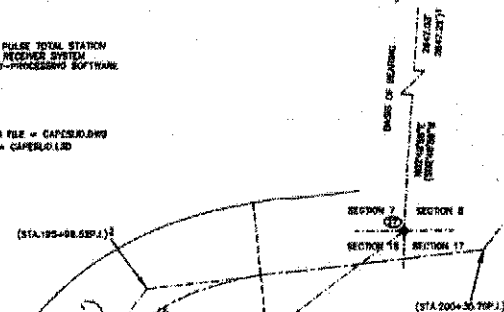
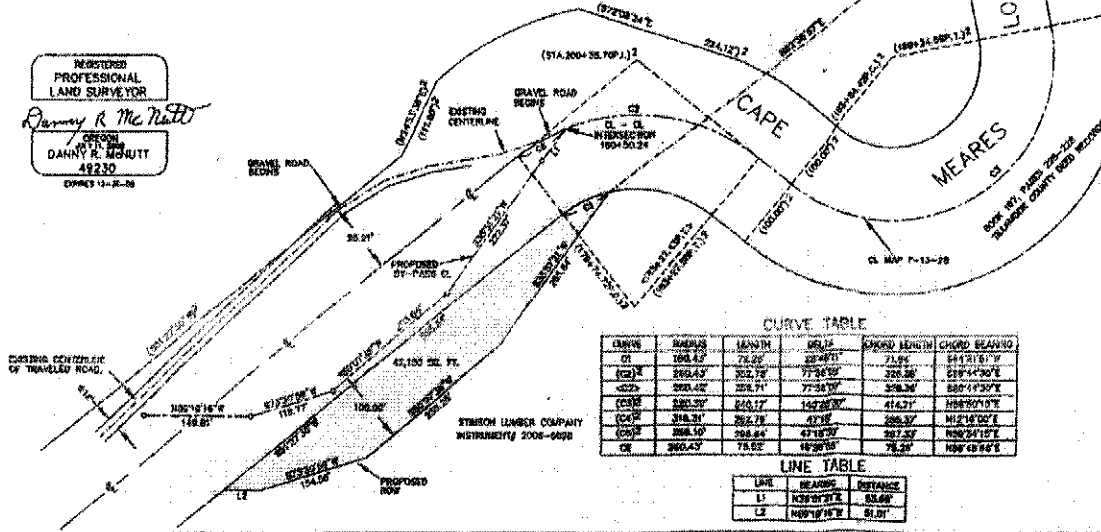
THE COORDINATE VALUES FROM MAP 7-13-28 WERE TRANSLATED TO THE GPS COORDINATES. A SCALE FACTOR OF 1.000000 WAS APPLIED TO THE GPS COORDINATES TO TRANSFORM GRID DISTANCES TO FIELD DISTANCES. COORDINATE VALUES WERE THEN ROTATED INCLUDING THE FOUND SECTION CORNER TO THE RECORD VALUES FROM MAP 8-2272. A SCALE FACTOR WAS DERIVED AS A CORRECTIVE FACTOR OF 0.999813 AND APPLIED TO THE RECORD DISTANCES FROM MAP 7-13-28.

THE LOCATION OF CAPE MEARES LOOP ROAD WAS ESTABLISHED BY HOLDING THE RECORD SURVEY VALUES FROM MAP 7-13-28, TILLAMOOK COUNTY SURVEY RECORDS.

GPS SITE POSITIONS FOR GPS CONTROL POINTS 'OCEA' AND 'T80C':

GPS CONTROL POINT	NORTHING	EASTING	CONVERGENCE	HORIZONTAL SCALE FACTOR
T80C	893470.097	733663.420	-233.876	0.999813
OCEA	872935.887	731264.896	-227.581	0.999807

REGISTERED
PROFESSIONAL
LAND SURVEYOR
Danny R. McHutt
OREGON
BY THE
DANNY R. MCHUTT
49230
EXPIRES 12-31-08



TILLAMOOK COUNTY
DATE
MAY 2 2 2007
SURVEYORS OFFICE

LEGEND

- INDICATES SET 5/8" x 3/4" REBAR WITH A 2-1/4" DIAMETER ALUMINUM CAP STAMPED 'TILLAMOOK COUNTY SURVEYOR P.T. # 2007'.
- ⊙ INDICATES FOUND MONUMENT AS SHOWN HEREON.
- () INDICATES RECORD VALUE FROM MAP 8-2272, TILLAMOOK COUNTY SURVEY RECORDS.
- () INDICATES RECORD VALUE FROM MAP 7-13-28, TILLAMOOK COUNTY SURVEY RECORDS.
- ⊕ INDICATES CENTERLINE.
- 30.00' INDICATES SQUARE FEET.
- NO () INDICATES MEASURED FIELD VALUES.
- <> INDICATES CALCULATED VALUES.

MONUMENT NOTES

- ⊙ FOUND 1/4 CORNER FOR SECTIONS 7 AND 8, TOWNSHIP 1 SOUTH, RANGE 10 WEST, W.M. A 3" DIAMETER TILLAMOOK COUNTY BRASS CAP IN CONCRETE. SEE REHEARSE 84 CARD NUMBER 282, TILLAMOOK COUNTY SURVEY RECORDS. 2005 COORDINATES (NORTH) WERE 893470.097, EASTING = 731264.896.
- ⊙ FOUND SECTION CORNER COMMON TO SECTIONS 7, 8, 16, AND 17, TOWNSHIP 1 SOUTH, RANGE 10 WEST, W.M. A 3" DIAMETER TILLAMOOK COUNTY BRASS CAP IN CONCRETE. SEE REHEARSE 84 CARD NUMBER 282, TILLAMOOK COUNTY SURVEY RECORDS. 2005 COORDINATES (NORTH) WERE 893470.097, EASTING = 731264.896.

BASIS OF BEARING

THE BASIS OF BEARING IS BASED ON THE RECORD VALUE OF SOUTH 32°40' 50" WEST BETWEEN PLANNED MONUMENTS (⊙) AND (⊙) FROM MAP 8-2272, TILLAMOOK COUNTY SURVEY RECORDS.

NOTES

NO RIGHT-OF-WAY MONUMENTS WERE SET BY THIS SURVEY DUE TO THE SEVERE DEFORESTED ACTIVITY AT THE LOCATION. THE CENTERLINE MONUMENTS WERE SET PRIMARILY FOR MONITORING THE GROUND MOVEMENT IN THIS AREA.

CURVE TABLE

CURVE	RADIUS	LENGTH	DELTA	ARCED LENGTH	CHORD BEARING
CL	100.00	78.25	22°48'11"	71.94	S44°21'01"W
CL	200.00	156.50	45°36'22"	143.88	S28°42'02"W
CL	300.00	234.75	68°14'33"	215.82	S08°13'03"W
CL	400.00	313.00	91°02'44"	287.76	N04°04'04"E
CL	500.00	391.25	113°51'55"	359.70	N12°14'05"E
CL	600.00	469.50	136°40'06"	431.64	N20°24'06"E
CL	700.00	547.75	159°28'17"	503.58	N28°34'07"E
CL	800.00	626.00	182°16'28"	575.52	N36°44'08"E

LINE TABLE

LINE	BEARING	DISTANCE
L1	N28°42'02"E	88.00'
L2	N08°13'03"E	81.01'

B-3103