

FILED 9:31 AM ✓

JUL - 8 2014
TASSI O'NEIL
COUNTY CLERK

AFTER RECORDING RETURN TO:

Tillamook County
201 Laurel Avenue
Tillamook, OR 97141

SEND ALL TAX STATEMENTS TO:

Tillamook County
201 Laurel Avenue
Tillamook, OR 97141

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR THE COUNTY OF TILLAMOOK IN THE STATE OF OREGON

In the Matter of Accepting a Deed)
From James J. Walton, William B. Walton)
and Victoria K. Walton for Hawk Street in) ORDER #14- 051
the Community of Neskowin)

This matter regularly came before the Tillamook County Board of Commissioners on Tillamook County's own action by and through its Board of Commissioners pursuant to ORS 368.073(1).

The Board of Commissioners being fully apprized of the representations of the above-named person(s), the records and files herein finds as follows:

1. Tillamook County desires to acquire property for a road in the community of Neskowin.
2. The property to be used as the road is legally described in the Deed in **Exhibit A** (incorporated herein by reference), dated June 23, 2014. The Deed is from James J. Walton, William B. Walton, and Victoria K. Walton and conveys the property to Tillamook County.
3. It is in the general health, safety and welfare interests of the citizens of Tillamook County to accept the Deed as described.

NOW THEREFORE, IT IS HEREBY ORDERED THAT:

4. The grant of the property described in **Exhibit A** is accepted on behalf of Tillamook County.

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5. This Order, together with the said Deed attached hereto, be recorded in the Deed Records of Tillamook County.
6. This Order together with the said Deed attached hereto, be filed in the Tillamook County Court Journal.

DATED this 2nd day of July, 2014.

BOARD OF COUNTY COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON

Aye Nay Abstain/Absent

Bill Baertlein
Bill Baertlein, Chair

Tim Josi
Tim Josi, Vice-Chair

Mark Labhart
Mark Labhart, Commissioner

ATTEST: Tassi O'Neil, County Clerk

APPROVED AS TO FORM:

By: Susan L. Beecraft
Special Deputy

William K. Sargent
William K. Sargent, County Counsel



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QUIT CLAIM DEED

THIS INDENTURE is made between **James J. Walton, William B. Walton, and Victoria K. Walton** (hereafter "Grantors") and **Tillamook County, a Political Subdivision of the State of Oregon** (hereafter "Grantee").

CONSIDERATION: THE TRUE AND ACTUAL CONSIDERATION PAID FOR THIS TRANSFER IS \$0.00, but consists of other non-monetary consideration.

NOW, THEREFORE, in consideration of the premises, Grantors quitclaim to Grantee the following described real property together with all Grantor's right, title, and interest in and to the real property as more particularly described below:

See Exhibit "A" which is incorporated herein by reference.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND

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SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17,

CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

DATED this 23rd day of June, 2014.

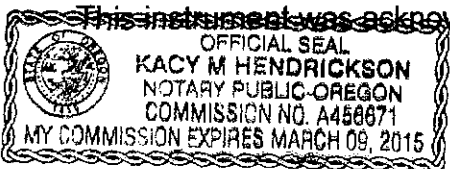


[Signature]
James J. Walton

[Signature]
William B. Walton

[Signature]
Victoria K. Walton

STATE OF OREGON)
) ss.
County of Tillamook)

This instrument was acknowledged before me on 23rd, 2014, by James J. Walton.


[Signature]
NOTARY PUBLIC FOR OREGON
My Commission Expires: 03/09/2015

STATE OF OREGON)
) ss.
County of Tillamook)

This instrument was acknowledged before me on 23rd, 2014, by William B. Walton.

[Signature]
NOTARY PUBLIC FOR OREGON
My Commission Expires: 03/09/2015

STATE OF OREGON)
) ss.
County of Tillamook)

This instrument was acknowledged before me on 23rd, 2014, by Victoria K. Walton.

[Signature]
NOTARY PUBLIC FOR OREGON
My Commission Expires: 03/09/2015



EXHIBIT A

A tract of land lying in the SW ¼ of Section 25, Township 5 South, Range 11 West, Willamette Meridian described as,
Beginning at a 5/8" Iron Rod with 3 ¼" aluminum cap stamped U.S. Dept. of Interior Fish and Wildlife unlawful to disturb 2005, 2581, tract 23 PLS 2766 on the East Boundary of the vacated plat of Neskowin, South 788.40 feet and West 84.36 feet from the Tillamook County Brass Cap centerline monument which is South 7°55'33" West 20.00 feet and South 82°04'27" East 25.00 feet from the Southeast corner of Block 8 Neskowin, Thence, North 7°55'33" East 604 feet M.O.L. to the North bank of Hawk Creek, Thence, Westerly, 10 feet M.O.L., to the Southeast corner of Hawk Street, Thence, Westerly 40.00 feet M.O.L. along the South boundary of Hawk Street to the Southwest corner thereof, Tillamook County Surveyors Map C-85 vacation-of-part-of-Neskowin, Thence South 7°55'33" West along the West boundary of vacated Hawk Street, 755 feet M.O.L. to an angle point, thence, South 00°05'33" West 122.44 feet to the north boundary of that tract conveyed to the State of Oregon in Book 215 at Page 175, Tillamook County Clerks Records, Thence, South 89°54'27" East, along the north line thereof, 38.46 feet to the East line of Neskowin, now vacated, thence along the east line thereof, North 00°05'33" East 85.05 feet to a 5/8" Iron Rod with 3 ¼" aluminum cap stamped U.S. Dept. of Interior Fish and Wildlife unlawful to disturb 2005, 2580, tract 23 PLS 2766 at the most Southerly Corner of that tract quit claimed to W.S. Walton in Book 53 at Page 430, Tillamook County Clerks Records, Thence, North 10°01'36" East 187.46 feet along the east boundary of said quit claim to the East Boundary of Neskowin, now vacated, and the point of beginning. See exhibit A.

Basis of bearings from Tillamook County Surveyors Map B-2917.