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AGENDA COVER MEMO

DATE: April 1, 2004
TO: Lane County Board of Commissioners
FROM: Bill Robinson, Lane County Surveyor
DEPARTMENT: Public Works/Land Management Division

AGENDA ITEM TITLE: IN THE MATTER OF THE ALTERATION OF A PORTION OF CLEAR LAKE ROAD (COUNTY ROAD NO. 1174), INCLUDING THE INTERSECTION WITH BOY SCOUT ROAD (COUNTY ROAD NO. 1116) FROM HIGHWAY 101, EASTERLY AND NORTHERLY TO JENSEN LANE, BEING LOCATED WITHIN SECTIONS 27, 26 AND 23, TOWNSHIP 19 SOUTH, RANGE 12 WEST, OF THE WILLAMETTE MERIDIAN.

I. MOTION

MOVE TO APPROVE AN ORDER ALTERING A PORTION OF CLEAR LAKE ROAD (COUNTY ROAD NO. 1174), INCLUDING THE INTERSECTION WITH BOY SCOUT ROAD (COUNTY ROAD NO. 1116) FROM HIGHWAY 101, EASTERLY AND NORTHERLY TO JENSEN LANE, BEING MORE PARTICULARLY DESCRIBED IN THE FINAL ORDER.

II. ISSUE

Right of way acquisition and improvements associated with reconstruction have been completed under the administration of the Lane County Department of Public Works on Clear Lake Road, being County Road No. 1174, including the intersection with Boy Scout Road, being County Road No. 1116). It is now necessary to decide whether the completed road project and its alignment should be legally altered as provided by ORS Chapter 368.

III. DISCUSSION

A. Background

Clear Lake Road, County Road Number 1174 was originally established in 1939 and extended and altered in 1969. It is a rural major collector that also serves as a circulation road for the city of Dunes City. The portion of the road to be altered begins at Highway 101 and runs easterly and northerly to Jensen Lane and includes the intersection with Boy Scout Road, County Road Number 1116, which was originally established in 1934. The road lies within the city limits of Dunes City and Lane County has coordinated with the city, to insure compliance with the City's Comprehensive Plan. Maintenance of this road is still within the jurisdiction of Lane County.

The potential usage of the road by pedestrians and bicyclists, and the demonstrated Dunes City and public support, indicated a need for widening and improvement of the road for the safety of the traveling public in this area.

A Public Hearing was held on November 3, 1999 at City Hall in Dunes City regarding the proposed road improvements for Clear Lake Road. Further, through Capital Improvement Programs for FY 1999-2000 through 2003-2004 and Board Order No. 00-6-7-15, the Lane County Board of Commissioners, upon consideration of public testimony and recommendations, authorized the Lane County Department of Public Works to prepare a right-of-way plan; pursue all necessary planning actions; acquire right-of-way and prepare plans and specifications for the improvement of the portion of Clear Lake Road to be altered.

B. Analysis

The Public Works Director's Report notes that the alteration and construction of Clear Lake Road, including the intersection with Boy Scout Road, have been completed and the road is open for public travel.

The final phase of the project is to complete the legal alteration of the road in accordance with ORS Chapter 368. The Final Order accomplishes that action by providing for the acceptance of land acquired for right of way as a part of this project. The centerline description of the new alignment, including right of way widths, is attached to the Final Order as Exhibit "A."

The Lane County Public Works Department has filed a road survey numbered CSF 37941 with the County Surveyor, which includes road centerline and right of way monumentation in compliance with ORS Chapters 209.250 and 368.106.

C. Alternatives/Options

The Board of County Commissioners has the options to:

1. Approve the Final Order of Alteration of this portion of Clear Lake Road (County Road No. 1174) including the intersection with Boy Scout Road (County Road No. 1116).
2. Have staff review and alter any component of the Final Order of Alteration of the portion of said Clear Lake Road to be altered.
3. Continue the motion for further consideration

D. Recommendations

It is recommended that the Board of Commissioners approve Option 1. This will approve the Final Order of Alteration of this portion of Clear Lake Road as proposed and supported by the Public Works Director.

E. Timing

Timing is important, as ORS 368.106 requires that deeds or other documents establishing an interest in property acquired for public road purposes be recorded.

IV. IMPLEMENTATION/FOLLOW-UP

Upon approval by the Board of County Commissioners, the Final Order of Alteration and related attachments will be forwarded to the County Clerk for filing and entering into the Board of Commissioners' Journal of Administration. The Final Order of Alteration and the road surveys will also be entered into the Road Index Books and County Road Files administered by the Department of Public Works and the County Surveyor for public record.

V. ATTACHMENTS

Final Order with Attachments:
Exhibit "A" - Legal Description
Exhibit "B" - Director's Report
Attachment "A" - Vicinity Map

Contact Person: Bill Robinson, X-4198

**IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY
STATE OF OREGON**

File No. 4089

**IN THE MATTER OF THE ALTERATION OF A PORTION OF)
CLEAR LAKE ROAD (COUNTY ROAD NO. 1174), INCLUDING)
THE INTERSECTION WITH BOY SCOUT ROAD, (COUNTY ROAD) FINAL ORDER NO.
NO. 1116) FROM HIGHWAY 101, EASTERLY AND NORTHERLY)
TO JENSEN LANE, BEING LOCATED WITHIN SECTIONS 27, 26)
AND 23, TOWNSHIP 19 SOUTH, RANGE 12 WEST, OF THE)
WILLAMETTE MERIDIAN.)**

THIS MATTER now coming before the Board of County Commissioners for Lane County, Oregon, and the Board through adoption of the Capital Improvement Program for the Department of Public Works has determined that it was necessary to alter and reconstruct a portion of Clear Lake Road, as it is now commonly known, being County Road No. 1174 including the intersection with Boy Scout Road, being County Road No. 1116; and

WHEREAS, a public hearing was held on November 3, 1999 at the Dunes City, City Hall regarding the proposed road improvements, and through adoption of the Capital Improvement Programs for FY 1999-2000 through FY 2003-2004 and Board Order No. 00-6-7-15 the Board of Commissioners, upon consideration of public testimony and recommendations, authorized the Lane County Department of Public Works to proceed with the design, preparation of construction plans, and acquisition of right of way of the portion of Clear Lake Road including the intersection with Boy Scout Road, from Highway 101 easterly and northerly to Jensen Lane; and

WHEREAS, the Department of Public Works completed the final road design and has acquired all necessary right of way on and over which the project has been laid out; and

WHEREAS, the Public Works Department has proceeded with the construction of Clear Lake Road in accordance with the plans and specifications prepared and administered by the Public Works Director; and

WHEREAS, it has been determined necessary to legally alter this portion of Clear Lake Road, County Road No. 1174 including the intersection with Boy Scout Road, County Road No. 1116 and accept the alignment including acquisitions made as a part of this project, as county road right of way; and

WHEREAS, the Department of Public Works has filed a road survey numbered CSF 37941 with the County Surveyor for public record all in compliance with ORS 209.250 and 368.106; and

WHEREAS, the Board of County Commissioners is satisfied that necessary road construction and improvements have been completed and will be of public utility and benefit; now therefore, it is hereby

ORDERED, that the deeds, or portions thereof, which lie within the road right of way specified herein, presented to the said Board of County Commissioners through purchase, donation, or agreement, as herein set forth below, on the dates set after the names of the Grantors, and before the recording information in the Lane County Deed Records, are hereby accepted as County road right of way:

<u>GRANTOR'S</u>	<u>RECORDING DATE</u>	<u>LANE COUNTY DEED RECORDS</u>	<u>LANE COUNTY TAX LOT NUMBER</u>	
				New Tax Lot Numbers ()
Thomas B. McCown Florence S. McCown	Mar. 6, 2001	Deed Instrument No. 2001-012081	19-12-27-2	700
Byron E. Cooley Velma M. Cooley Marcia M. Lantz	Jan. 24, 2001	Deed Instrument No. 2001-003973	19-12-27-2	701
Myron L. Van Etten Janice L. Van Etten	Nov. 2, 2000	Deed Instrument No. 2000-063132	19-12-27-1 (19-12-27-14	600 2600)
Robert K. Sager, Trustee Patricia J. Sager, Trustee Sager Family Trust	Feb. 6, 2001	Deed Instrument No. 2001-006427	19-12-27-1 (19-12-27-14 (19-12-27-14	401 500 2400) 2500)
Ray Bentley Berenice A. Bentley	Mar.2, 1938	Deed Book 195 Pages 87-88	19-12-27-1 (19-12-27-14	4000 2700)
James W. Ford, Jr. Edna Ford	Mar. 2, 1938	Deed Book 195 Page 87	19-12-27-1 (19-12-27-14	4100 2200)
Gordon Landwehr Helen Landwehr	July 18, 2001	Deed Instrument No. 2001-044580	19-12-27-1 (19-12-27-14 (19-12-27-14	4000 4100 2700 2200)
Roger D. Nelson, Trustee Vivian Y. Nelson, Trustee	Mar. 2, 2001	Deed Instrument No. 2001-011477	19-12-27-1 (19-12-27-14 (19-12-27-14	4400 5200 900) 800)
Carl R. Worthington Helen C. Worthington	Nov. 9, 2000	Deed Instrument No. 2000-064452	19-12-27-1 (19-12-27-14	4500 300)
Robert B. Girard Pamela J. Girard	Nov. 28, 2000	Deed Instrument No. 2000-067561	19-12-26-2 (19-12-26-23	400 2600)
Dale Dean Hudson Mary L. Hudson	Feb. 6, 2001	Deed Instrument No. 2001-006439	19-12-26-2 (19-12-26-23	1600 2500)
Dalton L. Skinner	July 16, 1969	Reel 445R RR 73316	19-12-26-2 (19-12-26-23	1400 700)

Heirs at law of Ernest Christensen Neil Christensen, etal	Mar. 29, 1954	Reel 34 -54D RR 26173	19-12-26-2 (19-12-26-23)	900 1100)
Thelnorah Clare Langdon	May 26, 1954	Reel 38-54D RR 30384	19-12-26-2 (19-12-26-23)	1001 800)
Douglas C. Huntingdon, Trustee Douglas C. Huntingdon Family Trust	May 7, 2001	Deed Instrument No. 2001-026944	19-12-26-2 (19-12-26-22) (19-12-26-22)	178 2600) 2700)
Richard K. Smith, Trustee Harriet G. Smith, Trustee Richard K. Smith Trust	Dec. 7, 2000	Deed Instrument No. 2000-069545	19-12-26-2 (19-12-26-22)	100 2800)
John W. Polese	Jan. 23, 2001	Deed Instrument No. 2001-003687	19-12-26-2 (19-12-26-22)	123 2200)
Lucille Hilliard	Jan. 10, 2001	Deed Instrument No. 2001-001528	19-12-26-2 (19-12-26-22)	122 2300)
Dana S. Winter M. Kaye Winter	Mar. 26, 2001	Deed Instrument No. 2001-016458	19-12-26-2 (19-12-26-22)	121 2400)
George G. Steenton Carolyn A. Steenton	Jan. 24, 2001	Deed Instrument No. 2001-003974	19-12-26-2 (19-12-26-22)	104 2500)
Sarah Pearl Barbur	Jan. 31, 2001	Deed Instrument No. 2001-005327	19-12-26-2 (19-12-26-22)	120 200)
Wesley R. Wilcox Barbara J. Wilcox	Dec. 26, 2000	Deed Instrument No. 2000-072622	19-12-26-2 (19-12-26-22)	106 100)
Paul O. Geske, Trustee Edith E. Geske, Trustee The Geske Family Living Trust	Jan. 19, 2001	Deed Instrument No. 2001-003211	19-12-23-3 (19-12-23-34)	300 2800)
Silvia Sauter	May 3, 2001	Deed Instrument No. 2001-026221	19-12-23-33	3404 4000
Charles M. Douglass Jane V. Douglass	Feb. 12, 2001	Deed Instrument No. 2001-007344	19-12-23-33	4500
Jeffrey G. Butler A. Braley-Butler	Jan. 11, 2001	Deed Instrument No. 2001-001846	19-12-23-33	4600
Ruby M. Sauter, Trustee	Mar. 13, 2001	Deed Instrument No. 2001-013516	19-12-23-33	1500

Sauter Property Management, LLC	Mar. 13, 2001	Deed Instrument No. 2001-013517	19-12-23-33 (19-12-23-31 (19-12-23-31	1500 3400) 3500)
Connie M. Wampler	Feb. 28, 2001	Deed Instrument No. 2001-010725	19-12-23-3 (19-12-23-34	314 300)
Chester Leroy Hamm, Trustee Clarice Bowersmith Hamm, Trustee Hamm Living Trust	Nov. 29, 2000	Deed Instrument No. 2000-067825	19-12-23-3 (19-12-23-31	302 3600)

and, it is further

ORDERED, that the portion of the county road referred to above and known as Clear Lake Road including the intersection with Boy Scout Road, is hereby altered as described in the legal descriptions attached hereto, made a part hereof and marked Exhibit 'A' by this Order; and it is further

ORDERED, that because all portions of the existing County Road No. 1174 and 1116 lying between the termini specified herein above, lie within the limits of the road herein above described, these proceedings DO NOT VACATE any portion of County Road No. 1174 or 1116; and, it is further

ORDERED, that in support of this action, the said Board of County Commissioners does hereby adopt the report of the Director of Public Works as set forth in Exhibit "B", which is attached hereto, and made a part hereof, by this Order; and, it is further

ORDERED, that this Order be filed with the Lane County Clerk and entered into the records of the Lane County Board of Commissioners' Journal of Administration and into the Road Index Books and County Road Files administered by the Lane County Department of Public Works and the Lane County Surveyor and that said Order be, and is hereby final and does operate to alter the portion of County Road Number 1174, herein known as Clear Lake Road and County Road Number 1116, herein known as Boy Scout Road.

DATED this _____ day of _____, 2004

Chair
Lane County Board of Commissioners

4-12-04
[Handwritten Signature]

EXHIBIT "A"
CLEAR LAKE ROAD
CENTERLINE DESCRIPTION

A strip of land variable meters in width lying on each side of the centerline of Clear Lake Road and a portion of County Road Number 1116 (Boy Scout Road) in Sections 23, 26 and 27, Township 19 South, Range 12 West of the Willamette Meridian, Lane County, Oregon, as surveyed by Lane County in 1999; the centerline and widths in meters being described as follows:

Beginning at Engineers' Centerline Station L 0+010.000 BOP, said station being 1344.707 meters South and 1903.772 meters West of a 2 inch iron pipe marking the Center One-Quarter Corner of Section 23, Township 19 South, Range 12 West of the Willamette Meridian, Lane County, Oregon; run thence South 88° 16' 00" East, 225.254 meters, thence along a 873.188 meter radius curve left (the long chord of which bears North 89° 07' 45" East, 79.348 meters) a distance of 79.375 meters; thence North 86° 31' 30" East, 178.887 meters; thence along a 582.125 meter radius curve left (the long chord of which bears North 82° 00' 00" East, 91.852 meters) a distance of 91.948 meters; thence North 77° 28' 30" East, 87.752 meters; thence along a 291.063 meter radius curve right (the long chord of which bears North 86° 35' 45" East, 92.277 meters) a distance of 92.668 meters; thence South 84° 17' 00" East, 160.301 meters; thence along a 873.188 meter radius curve left (the long chord of which bears South 85° 57' 00" East, 50.793 meters) a distance of 50.800 meters; thence South 87° 37' 00" East, 136.758 meters to Engineers' Centerline Station L 1+113.743 Bk = L² 1+113.740 Ah; thence South 87° 37' 00" East, 49.192 meters; thence along a 1200 meter radius curve right (the long chord of which bears South 86° 56' 12" East, 28.482 meters) a distance of 28.482 meters; thence South 86° 15' 24" East, 113.991 meters to Engineers' Centerline Station L² 1+305.406 PI; thence North 89° 57' 00" East, 49.655 meters to L² 1+355.061 POT Bk = L³ 1+355.061 PC Ah; thence along a 1100 meter radius curve right (the long chord of which bears South 88° 50' 28" East, 46.410 meters) a distance of 46.414 meters; thence South 87° 37' 57" East, 17.518 meters to Engineers' Centerline Station L³ 1+418.993 POT and there ending, all in Lane County, Oregon.

The widths in meters of the strip of land herein described are as follows:

<u>STATION TO STATION</u>		<u>WIDTH ON NORTH'LY SIDE OF C/LINE</u>	<u>WIDTH ON SOUTH'LY SIDE OF C/LINE</u>
L 0+031.121 POT	L 0+038.419 POT	22.769 meters tapering on a straight line to 9.144 meters	
L 0+038.419 POT	L 0+060.000 POT	9.144 meters tapering on a straight line to 9.311 meters	
L 0+060.000 POT	L 0+080.000 POT	9.311 meters tapering on a straight line to 14 meters	
L 0+080.000 POT	L 0+090.000 POT	14 meters	
L 0+090.000 POT	L 0+110.000 POT	14 meters tapering on a straight line to 9.698 meters	

<u>STATION TO STATION</u>		<u>WIDTH ON NORTH'LY SIDE OF C/LINE</u>	<u>WIDTH ON SOUTH'LY SIDE OF C/LINE</u>
0+110.000 POT	L 0+235.254 PC	9.698 meters tapering on a straight line to 10.668 meters	
L 0+235.254 PC	L 0+388.896 POT	10.668 meters tapering on a straight line to 9.144 meters	
L 0+022.806 POT	L 0+038.419 POT		25.061 meters tapering on a straight line to 10.668 meters
L 0+038.419 POT	L 0+071.000 POT		10.668 meters
L 0+071.000 POT	L 0+081.000 POT		10.668 meters tapering on a straight line to 13 meters
L 0+081.000 POT	L 0+091.000 POT		13 meters
L 0+091.000 POT	L 0+101.000 POT		13 meters tapering on a straight line to 10.668 meters
L 0+101.000 POT	L 0+251.775 POC		10.668 meters
L 0+251.775 POC	L 0+286.052 POC		10.668 meters tapering on a straight line to 34.310 meters
L 0+286.052 POC	L 0+302.009 POC		34.310 meters tapering on a straight line to 34.174 meters
L 0+302.009 POC	L 0+314.629 PT		34.174 meters tapering on a straight line to 12.192 meters
L 0+314.629 PT	L 0+419.326 POT		12.192 meters tapering on a straight line to 9.144 meters
L 0+388.896 POT	L 0+465.246 POT	9.144 meters tapering on a straight line to 19.812 meters	
L 0+465.246 POT	L 0+510.874 POC	19.812 meters tapering on a straight line to 10.668 meters	
L 0+510.874 POC	L 0+547.629 POC	10.668 meters tapering on a straight line to 13.716 meters	
L 0+547.629 POC	L 0+550.691 POC	13.716 meters tapering on a straight line to 27.432 meters	
L 0+550.691 POC	L 0+625.320 POT	27.432 meters tapering on a straight line to 9.144	

<u>STATION TO STATION</u>		<u>WIDTH ON NORTH'LY SIDE OF C/LINE</u>	<u>WIDTH ON SOUTH'LY SIDE OF C/LINE</u>
L 0+625.320 POT	L 0+673.216 PC	9.144 meters tapering on a straight line to 16.764 meters	
L 0+673.216 PC	L 0+765.884 PT	16.764 meters	
L 0+419.326 POT	L 0+465.246 POT		9.144 meters tapering on a straight line to 15.240 meters
L 0+465.246 POT	L 0+539.490 POC		15.240 meters tapering on a straight line to 12.192 meters
L 0+539.490 POC	L 0+673.216 PC		12.192 meters tapering on a straight line to 18.288 meters
L 0+673.216 PC	L 0+739.509 POC		18.288 meters tapering on a straight line to 11.582 meters
L 0+739.509 POC	L 0+782.211 POT		11.582 meters tapering on a straight line to 10.058 meters
L 0+782.211 POT	L 0+812.636 POT		10.058 meters tapering along a 30.480 meter radius curve right to 41.148 meters
L 0+812.636 POT	L 0+824.807 POT		41.148 meters
L 0+824.807 POT	L 0+840.000 POT		41.148 meters tapering on a straight line to 25.032 meters
L 0+840.000 POT	L 0+881.000 POT		25.032 meters tapering on a straight line to 12.266 meters
L 0+881.000 POT	L 0+952.000 POC		12.266 meters tapering on a straight line to 9.243 meters
L 0+952.000 POC	L 0+960.000 POC		9.243 meters tapering on a straight line to 10 meters
L 0+960.000 POC	L 0+976.985 PT		10 meters
L 0+976.985 PT	L 0+996.687 POT		10 meters tapering on a straight line to 10.298 meters
L 0+996.687 POT	L 0+996.687 POT		10.298 meters tapering on a straight line to 9.320 meters

<u>STATION TO STATION</u>		<u>WIDTH ON NORTH'LY SIDE OF C/LINE</u>	<u>WIDTH ON SOUTH'LY SIDE OF C/LINE</u>
L 0+996.687 POT	L 1+006.745 POT		9.320 meters tapering on a straight line to 9.410 meters
L 1+006.745 POT	L 1+006.745 POT		9.410 meters tapering on a straight line to 10.451 meters
L 1+006.745 POT	L 1+010.000 POT		10.451 meters tapering on a straight line to 10.500 meters
L 1+010.000 POT	L 1+020.000 POT		10.500 meters tapering on a straight line to 9.528 meters
L 1+020.000 POT	L ² 1+155.000 POT		9.528 meters tapering on a straight line to 10.736 meters
L 0+765.884 PT	L 0+800.466 POT	16.764 meters tapering on a straight line to 9.144 meters	
L 0+800.466 POT	L 0+805.000 POT	9.144 meters	
L 0+805.000 POT	L 0+840.000 POT	9.144 meters tapering on a straight line to 15 meters	
L 0+840.000 POT	L 0+860.000 POT	15 meters	
L 0+860.000 POT	L 0+893.000 POT	15 meters tapering on a straight line to 9.144 meters	
L 0+893.000 POT	L 0+976.985 PT	9.144 meters	
L 0+976.985 PT	L ² 1+153.000 POT	9.144 meters tapering on a straight line to 8.713 meters	
L ² 1+153.000 POT	L ² 1+162.932 PC	8.713 meters tapering on a straight line to 11 meters	
L ² 1+162.932 PC	L ² 1+175.000 POC	11 meters	
L ² 1+175.000 POC	L ² 1+185.000 POC	11 meters tapering on a straight line to 8.838 meters	
L ² 1+185.000 POC	L ² 1+272.780 POT	8.838 meters tapering on a straight line to 10.691 meters	
L ² 1+272.780 POT	L ² 1+336.338 POT	10.691 meters tapering on a straight line to 10.923 meters	

<u>STATION TO STATION</u>		<u>WIDTH ON NORTH'LY SIDE OF C/LINE</u>	<u>WIDTH ON SOUTH'LY SIDE OF C/LINE</u>
L ² 1+336.338 POT	L ³ 1+399.002 POC	10.923 meters tapering on a straight line to 9.147 meters.	
L ² 1+155.000 POT	L ² 1+162.932 PC		10.736 meters tapering on a straight line to 13 meters
L ² 1+162.932 PC	L ² 1+185.000 POC		13 meters
L ² 1+185.000 POC	L ² 1+191.415 PT		13 meters tapering on a straight line to 11.500 meters
L ² 1+191.415 PT	L ² 1+195.000 POT		11.500 meters tapering on a straight line to 10.672 meters
L ² 1+195.000 POT	L ² 1+196.658 POT		10.672 meters tapering on a straight line to 10.647 meters
L ² 1+196.658 POT	L ² 1+257.575 POT		10.647 meters tapering on a straight line to 13.693 meters
L ² 1+257.575 POT	L ² 1+335.841 POT		13.693 meters tapering on a straight line to 13.671 meters
L ² 1+335.841 POT	L ² 1+351.073 POT		13.671 meters tapering on a straight line to 16.740 meters
L ² 1+351.073 POT	L ³ 1+366.584 POC		16.740 meters tapering on a straight line to 25.825 meters
L ³ 1+366.584 POC	L ³ 1+381.957 POC		25.825 meters tapering on a straight line to 16.416 meters
L ³ 1+381.957 POC	L ³ 1+398.905 POC		16.416 meters tapering on a straight line to 12.508 meters.

ALSO: A strip of land variable meters in width lying on each side of the centerline of Clear Lake Road in Sections 23 and 26, Township 19 South, Range 12 West of the Willamette Meridian, Lane County, Oregon, as surveyed by Lane County in 1999; the centerline and widths in meters being described as follows:

Beginning at Engineers' Centerline Station L 1+305.406 PI = L² 1+305.406 PI, said station being 1338.430 meters South and 613.840 meters West of a 2 inch iron pipe marking the Center One-Quarter Corner of Section 23, Township 19 South, Range 12 West of the Willamette Meridian, Lane County, Oregon; run thence North 1° 57' 30" East, 260.948 meters; thence North 2° 22' 30" East, 90.835 meters; thence along a 194.042 meter radius curve right (the long chord of which bears North 16° 28' 15" East, 94.516 meters) a distance of 95.476 meters; thence North 30° 34' 00" East, 173.343 meters; thence along a 582.125 meter radius curve right (the long chord of which bears North 40° 06' 00" East, 192.825 meters) a distance of 193.718 meters; thence North 49° 38' 00" East, 110.301 meters; thence along a 582.125 meter radius curve left (the long chord of which bears

North 43° 17' 30" East, 128.600 meters) a distance of 128.863 meters; thence North 36° 57' 00" East, 318.458 meters to Engineers' Centerline Station L 2+677.347 EOP and there ending, all in Lane County, Oregon.

The widths in meters of the strip of land herein described are as follows:

<u>STATION TO STATION</u>		<u>WIDTH ON WEST'LY SIDE OF C/LINE</u>	<u>WIDTH ON EAST'LY SIDE OF C/LINE</u>
L 1+310.000 POT	L 1+317.108 POT	32.277 meters	
L 1+317.108 POT	L 1+339.910 POT	32.277 meters tapering on a straight line to 9.144 meters	
L 1+339.910 POT	L 1+490.000 POT	9.144 meters	
L 1+490.000 POT	L 1+500.000 POT	9.144 meters tapering on a straight line to 13 meters	
L 1+500.000 POT	L 1+530.000 POT	13 meters tapering on a straight line to 14 meters	
L 1+530.000 POT	L 1+560.000 POT	14 meters tapering on a straight line to 9.144 meters	
L 1+560.000 POT	L 1+566.354 PI	9.144 meters	
L 1+566.354 PI	L 1+570.000 POT	9.144 meters	
L 1+570.000 POT	L 1+600.000 POT	9.144 meters tapering on a straight line to 15 meters	
L 1+600.000 POT	L 1+657.189 PC	15 meters tapering on a straight line to 12 meters	
L 1+657.189 PC	L 1+680.000 POC	12 meters tapering on a straight line to 12 meters	
L 1+680.000 POC	L 1+700.000 POC	12 meters tapering on a straight line to 11 meters	
L 1+700.000 POC	L 1+720.000 POC	11 meters tapering on a straight line to 9.144 meters	
L 1+720.000 POC	L 1+790.000 POT	9.144 meters	
L 1+310.000 POT	L 1+317.406 POT		30.530 meters

<u>STATION TO STATION</u>		<u>WIDTH ON WEST'LY SIDE OF C/LINE</u>	<u>WIDTH ON EAST'LY SIDE OF C/LINE</u>
L 1+317.406 POT	L 1+339.910 POT		30.530 meters tapering on a straight line to 9.144 meters
L 1+339.910 POT	L 1+566.354 PI		9.144 meters
L 1+566.354 PI	L 1+607.000 POT		9.144 meters tapering on a straight line to 11.912 meters
L 1+607.000 POT	L 1+615.000 POT		11.912 meters tapering on a straight line to 14 meters
L 1+615.000 POT	L 1+620.000 POT		14 meters
L 1+620.000 POT	L 1+630.000 POT		14 meters tapering on a straight line to 10.943 meters
L 1+630.000 POT	L 1+657.189 PC		10.943 meters tapering on a straight line to 9.144 meters
L 1+657.189 PC	L 1+665.000 POC		9.144 meters tapering on a straight line to 10.500 meters
L 1+665.000 POC	L 1+752.664 PT		10.500 meters
L 1+752.664 PT	L 1+770.000 POT		10.500 meters tapering on a straight line to 9.144 meters
L 1+770.000 POT	L 1+840.000 POT		9.144 meters
L 1+790.000 POT	L 1+820.000 POT	9.144 meters tapering on a straight line to 17 meters	
L 1+820.000 POT	L 1+840.000 POT	17 meters tapering on a straight line to 13 meters	
L 1+840.000 POT	L 1+867.000 POT	13 meters tapering on a straight line to 16 meters	
L 1+867.000 POT	L 1+890.000 POT	16 meters tapering on a straight line to 9.144 meters	
L 1+890.000 POT	L 2+045.000 POC	9.144 meters	
L 2+045.000 POC	L 2+055.000 POC	9.144 meters tapering on a straight line to 11 meters	

<u>STATION TO STATION</u>		<u>WIDTH ON WEST'LY SIDE OF C/LINE</u>	<u>WIDTH ON EAST'LY SIDE OF C/LINE</u>
L 2+055.000 POC	L 2+065.000 POC	11 meters tapering on a straight line to 9.144 meters	
L 2+065.000 POC	L 2+240.000 POC	9.144 meters	
L 1+840.000 POT	L 1+860.000 POT		9.144 meters tapering on a straight line to 12 meters
L 1+860.000 POT	L 1+880.000 POT		12 meters tapering on a straight line to 9.144 meters
L 1+880.000 POT	L 2+212.730 POT		9.144 meters
L 2+212.730 POT	L 2+227.977 POT		9.144 meters tapering on a straight line to 10 meters
L 2+227.977 POT	L 2+250.000 POC		10 meters
L 2+250.000 POC	L 2+263.000 POC		10 meters tapering on a straight line to 11 meters
L 2+263.000 POC	L 2+280.000 POC		11 meters tapering on a straight line to 9.144 meters
L 2+280.000 POC	L 2+358.889 PT		9.144 meters
L 2+358.889 PT	L 2+387.824 POT		9.144 meters tapering on a straight line to 12.192 meters
L 2+387.824 POT	L 2+448.771 POT		12.192 meters tapering on a straight line to 9.144 meters
L 2+448.771 POT	L 2+560.000 POT		9.144 meters
L 2+560.000 POT	L 2+580.000 POT		9.144 meters tapering on a straight line to 11 meters
L 2+580.000 POT	L 2+600.000 POT		11 meters
L 2+600.000 POT	L 2+630.000 POT		11 meters tapering on a straight line to 9.144 meters
L 2+630.000 POT	L 2+677.347 POT		9.144 meters.
L 2+240.000 POC	L 2+270.000 POC	9.144 meters tapering on a straight line to 11 meters	

<u>STATION TO STATION</u>		<u>WIDTH ON WEST'LY SIDE OF C/LINE</u>	<u>WIDTH ON EAST'LY SIDE OF C/LINE</u>
L 2+270.000 POC	L 2+280.000 POC	11 meters tapering on a straight line to 10 meters	
L 2+280.000 POC	L 2+340.000 POC	10 meters	
L 2+340.000 POC	L 2+350.000 POC	10 meters tapering on a straight line to 9.144 meters	
L 2+350.000 POC	L 2+358.889 PT	9.144 meters	
L 2+358.889 PT	L 2+418.292 POT	9.144 meters tapering on a straight line to 12.192 meters	
L 2+418.292 POT	L 2+463.995 POT	12.192 meters tapering on a straight line to 9.144 meters	
L 2+463.995 POT	L 2+570.000 POT	9.144 meters	
L 2+570.000 POT	L 2+590.000 POT	9.144 meters tapering on a straight line to 11 meters	
L 2+590.000 POT	L 2+610.000 POT	11 meters tapering on a straight line to 9.144 meters	
L 2+610.000 POT	L 2+616.338 POT	9.144 meters	
L 2+616.338 POT	L 2+677.347 POT	9.144 meters tapering on a straight line to 12.192 meters.	

The bearings used herein are based on a bearing of North 11° 03' 34" East between L.C.C.M. 853 and L.C.C.M. 854, said bearing based upon the Oregon Coordinate System (NAD 83/91), South Zone.

EXHIBIT "B"

**IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY
STATE OF OREGON**

File No. 4089

**IN THE MATTER OF THE ALTERATION OF A PORTION OF)
CLEAR LAKE ROAD (COUNTY ROAD NO. 1174), INCLUDING)
THE INTERSECTION WITH BOY SCOUT ROAD, (COUNTY ROAD) DIRECTOR'S
NO. 1116) FROM HIGHWAY 101, EASTERLY AND NORTHERLY) REPORT
TO JENSEN LANE, BEING LOCATED WITHIN SECTIONS 27, 26)
AND 23, TOWNSHIP 19 SOUTH, RANGE 12 WEST, OF THE)
WILLAMETTE MERIDIAN.)**

Clear Lake Road, as it is commonly known, being County Road Number 1174 was originally established in 1939 and extended and altered in 1969. It is a rural major collector that also serves as a circulation road for the city of Dunes City. The portion of this road to be altered begins at Highway 101 and runs easterly and northerly to Jensen Lane and includes the intersection with Boy Scout Road, as it is commonly known, being County Road No. 1116 which was originally established in 1934. The road lies within the city limits of Dunes City and Lane County has worked in coordination with the city to insure compliance with the city's Comprehensive Plan. Maintenance of this road is still within the jurisdiction of Lane County.

The potential usage by pedestrians and bicyclists, and the demonstrated Dunes City and public support, indicated a need for widening and improvement of the road for the safety of the traveling public in this area.

A Public Hearing was held on November 3, 1999 at the City Hall in Dunes City regarding the proposed road improvements for said Clear Lake Road. Further, through Capital Improvement Programs from FY 1999-2000 through FY 2003-2004, and Board Order No. 00-6-7-15, the Lane County Board of Commissioners, upon consideration of public testimony and recommendations, authorized the Lane County Department of Public Works to prepare a right-of-way plan; pursue all necessary planning actions; acquire right-of-way and prepare plans and specifications for the improvement of the portion of Clear Lake Road to be altered.

The Clear Lake Road project construction plans were prepared and all necessary re-surveying, alignment design and mapping, additional right of way acquisition and reconstruction has been completed. All construction of this portion of road was completed in accordance with plans and specifications administered by the Department of Public Works and the road is open for public travel.

A Final Order to legally alter this portion of Clear Lake Road has been prepared. The Order of Alteration provides for acceptance of parcels of land, and portions thereof, acquired as right of way in conjunction with this project. The legal centerline description of the new alignment including right of way widths is marked Exhibit "A" and is attached to and made a part of the Final Order.

The Department of Public Works has filed a road survey numbered CSF 37941 with the County Surveyor, which includes centerline and right of way monumentation in compliance with ORS Chapters 209.250 and 368.106.

The public interest will be served by the alteration of these roads. It is therefore recommended that the Final Order of Alteration and related attachments be approved and that it be filed with the County Clerk and entered in the Board of Commissioners' Journal of Administration. The Final Order and road survey will also be entered into the Road Index Books and legal County Road Files administered by the Department of Public Works and the County Surveyor for public record.

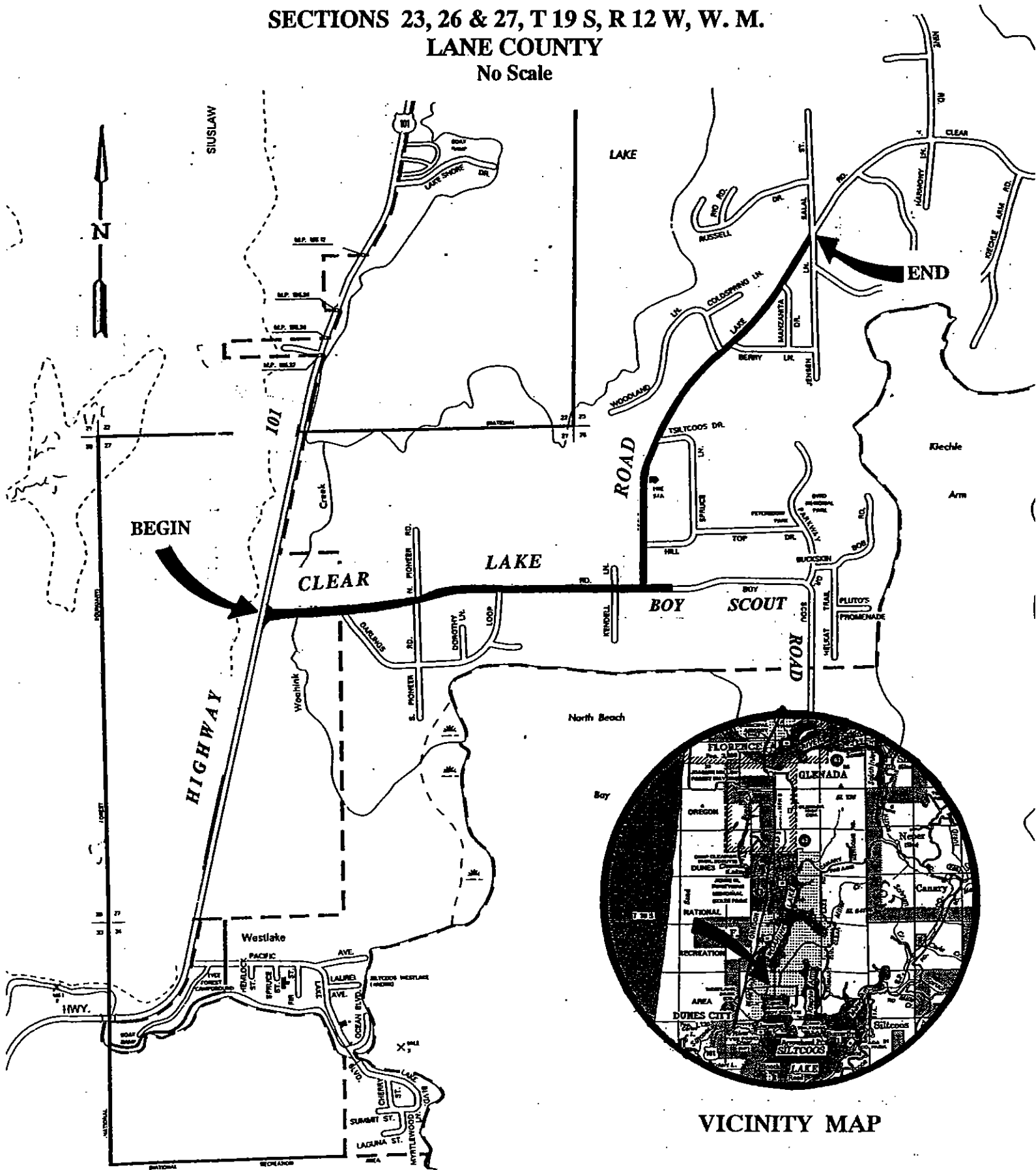
DATED this 8th day of April, 2004



Oliver F. Snowden, Director
Department of Public Works

ATTACHMENT "A"

SECTIONS 23, 26 & 27, T 19 S, R 12 W, W. M.
LANE COUNTY
No Scale



VICINITY MAP