

COUNTY COURT JOURNAL



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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 AND SEND ALL TAX STATEMENTS TO:

Tillamook County  
201 Laurel Avenue  
Tillamook, OR 97141

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR TILLAMOOK COUNTY, OREGON

FILED

4:55pm

MAY 31 2017

TASSI O'NEIL  
COUNTY CLERK

In the Matter of Dedicating Certain ) ORDER  
County Surplus Lands as County )  
Forest Lands ) #17-048

This matter came before the Board at a regular meeting this May 31<sup>st</sup>, 2017 at the request of Rachel Hagerty, Tillamook County General Services Administrator.

The Board being fully apprised of the records and files herein, finds as follows:

1. The nine described real properties, as more particularly set forth in the attached Exhibit A, incorporated herein by reference, were acquired by Tillamook County primarily in the 1930's and 1940's under various tax foreclosure proceedings or otherwise.
2. Seven of the described parcels were thereafter set aside under a series of Board Orders for use as park and recreation areas.
3. Each of the parcels are zoned as forest land and are variously subject to limitations or constraints for use as active recreational sites, including but not limited to steep slopes, geological hazards, lack of public access or the lack of public utilities or services that would otherwise be required for development of such active recreational uses.
4. On November 4, 2015 the Board executed Order #15-086 authorizing the alienation, sale, or conveyance pursuant to ORS Chapters 271 and 275 as appropriate, the seven aforementioned parcels dedicated for park and recreation areas. Said Order was subsequently recorded in the Tillamook County deed records to memorialize the extinguishments of prior declarations for park and recreation or otherwise.
5. The Board has now determined it is no longer in the best public interest to alienate, sell, or convey the lands described in Exhibit A.

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

6. Pursuant to ORS 275.330(2) the sale or conveyance of lands described in Exhibit A is no longer in the best public interest.
7. Said parcels described herein be, and are hereby designated as a County Forest under ORS 275.320.
8. The Order shall be recorded in the Tillamook County deed records to County to memorialize the County Forest designation.

DATED this 31<sup>st</sup> day of May, 2017.

THE BOARD OF COMMISSIONERS  
FOR TILLAMOOK COUNTY, OREGON

	Aye	Nay	Abstain/Absent
<u>Bill Baertlein</u> Bill Baertlein, Chair	✓	—	—/—
<u>Tim Josi</u> Tim Josi, Vice-Chair	✓	—	—/—
<u>David Yamamoto</u> David Yamamoto, Commissioner	—	—	—/—

ATTEST: Tassi O'Neil  
County Clerk

APPROVED AS TO FORM:

By: [Signature]  
Special Deputy

[Signature]  
William K. Sargent, County Counsel

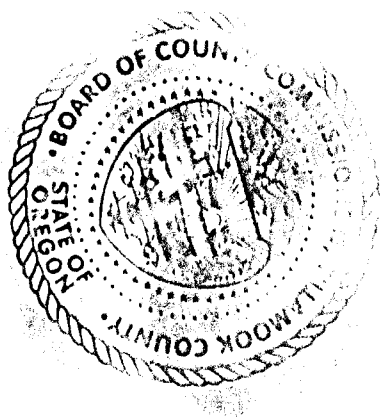


Exhibit A

**'Fairview'**

The East half of the Northeast Quarter (E $\frac{1}{2}$  NE $\frac{1}{4}$ ) of Section 26, Township 1 South, Range 9 West, W.M.

**'Tillison'**

Government Lots 14, 15, and 16 in Section 23, Township 1 South, Range 9 West, W.M., lying South of the Wilson River Highway.

**'Black Hole'**

All that portion of the NE $\frac{1}{4}$  of Section 17 lying South of the Wilson River in Township 1 South, Range 8 West, W.M.

**'Ming Creek'**

Government Lots 1 and 2, otherwise known as the W $\frac{1}{2}$  of the NW $\frac{1}{4}$ , Section 18, Township 1 South, Range 8 West, W.M. less those portions situated in Wilson River Highway and lying between said Highway and the Wilson River.

**'Kilchis 1'**

The Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$  SW $\frac{1}{4}$ ) of Section 16, Township 1 North, Range 9 West, W.M.

**'Kilchis 2'**

The Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$  SW $\frac{1}{4}$ ) of Section 21, Township 1 North, Range 9 West, W.M.

**'Kilchis 3'**

The Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$  NW  $\frac{1}{4}$ ) of Section 21, Township 1 North, Range 9 West, W.M.

### **'Larson-Patterson'**

A Tract of land located in the NW ¼ of Section 35, Township 1 North, Range 10 West, Willamette Meridian, in Tillamook County, Oregon, being a portion of the land described in Deed Book 82, Page 233 and excepting therefrom the land described in Deed Book 131, Page 76, Tillamook County Deed Records being more particularly described as follows:

Beginning at the Northwest Corner of Section 35, T. 1 N., R. 10 W., W.M., said point being marked with a 3" diameter Oregon State Board of Forestry Brass Cap marked, "T1N R10W S27, S26, S34, S35 RS 1662 1982" shown in Rewitness Book 6, Page 190, Tillamook County Survey Records; thence along the North line of the above described Section 35, bearing North 89°54'18" East a distance of 1143.66 feet to a 5/8" Iron Rod with a Red Plastic Cap marked, "Tillamook Co. Survey"; thence South 00°01'02" East a distance of 1235.75 feet to a 2" Iron Pipe with plug, nail and brass washer inscribed "T.C. Survey"; thence South 89°52'30" East a distance of 1531.64 feet to a 5/8" Iron Rod with a Red Plastic Cap marked, "Tillamook Co. Survey"; thence South 00°32'16" West a distance of 60.00 feet to a 3" diameter Oregon State Board of Forestry Brass Cap, said point being the CN 1/16<sup>th</sup> corner of said Section 35 set on Map B-749, Tillamook County Survey Records; thence North 89°52'30" West a distance of 2662.12 feet to a 3" diameter Tillamook County Brass Cap, said point being the N 1/16<sup>th</sup> Corner on the West Line of Section 35 set on Map A-5311, Tillamook County Survey Records; thence along West Line of said Section 35, North 00°34'35" West a distance of 1291.45 feet to the Point of Beginning. The bearings and distance of the above described tract are derived from Map A-5311, Tillamook County Survey Records.

Excepting Therefrom: The tract of land described in Deed Book 294, Page 250, Tillamook County Deed Records being more particularly described as follows:  
A tract of land in Section 35 of Township 1 North, Range 10 West, of the Willamette Meridian, in Tillamook County, Oregon described as beginning at a point on the Northerly sideline of a 60 foot wide forest road, which point is North 1681.53 feet and East 918.94 feet from the quarter section corner common to Sections 34 and 35, in said township and range. Thence along said roads Northerly sideline North 48°44' East, 100.00 feet; thence North 41°16' West, 200.00 feet; thence South 48°44' West, 100.00 feet; thence South 41°16' East, 200.00 feet to the point of beginning. Bearings are in terms of true meridian.

### **'Foley-Schiffman'**

That portion of Government Lot 4, Section 6, Township 2 North, Range 9 West of the Willamette Meridian lying East of the Easterly right-of-way line of the Miami-Foley County Road;

Excepting Therefrom: That described tract of land as recorded in Deed Book 'Y', Page 549 and Book 5, Page 110, Tillamook County Deed Records, more particularly

described as follows:

Beginning at the Northwest Corner of Township 2 North, Range 9 West, Willamette Meridian, said point being marked by a 3" Tillamook County Brass Cap and the True Point of Beginning of the following described tract;

Thence South  $01^{\circ}45'18''$  West 100.00 feet along the West line of Government Lot 4, Section 6, Township 2 North, Range 9 West to a  $5/8''$  iron rod with red plastic cap;

Thence South  $89^{\circ}18'00''$  East 200.00 feet parallel with the North line of Government Lot 4, Section 6, Township 2 North, Range 9 West to a  $5/8''$  iron rod with red plastic cap;

Thence North  $01^{\circ}45'18''$  East 100.00 feet parallel with the West line of Government Lot 4, Section 6, Township 2 North, Range 9 West to a  $5/8''$  iron rod with red plastic cap;

Thence North  $89^{\circ}18'00''$  West 200.00 feet along the North line of Government Lot 4, Section 6, Township 2 North, Range 9 West to a  $5/8''$  iron rod with red plastic cap and the True Point of Beginning.

Excepting Therefrom: That described tract of land as recorded in Deed Book 184, Page 94, Tillamook County Deed Records, more particularly described as follows:

Commencing at the Northwest Corner of Township 2 North, Range 9 West, Willamette Meridian, said point being marked by a 3" Tillamook County Brass Cap;

Thence South  $00^{\circ}38'49''$  West 200.00 feet to a  $5/8''$  iron rod with red plastic cap;

Thence South  $89^{\circ}21'11''$  East 5.82 feet to a point on the East right of way line of the Miami-Foley County Road to a  $5/8''$  iron rod with red plastic cap and the True Point of Beginning of the following described tract;

Thence South  $89^{\circ}21'11''$  East 194.18 feet to a  $5/8''$  iron rod with red plastic cap;

Thence South  $00^{\circ}38'49''$  West 300.00 feet to a  $5/8''$  iron rod with red plastic cap;

Thence North  $89^{\circ}21'11''$  West 77.89 feet to a point on the East right of way line of the Miami-Foley County Road and a  $5/8''$  iron rod with red plastic cap;

Thence in a Northwesterly direction along the East right of way line of the Miami-Foley County Road 324 feet, more or less, to a  $5/8''$  iron rod with red plastic cap and the True point of Beginning;

This description is based upon Boundary Survey Map B-1283, performed by Allan E. Duncan, L.S. 793, Tillamook County Surveyor, in June of 1987.