

Notice to Taxing Districts

ORS 308.225



Cadastral Information Systems Unit
PO Box 14380
Salem, OR 97309-5075
fax 503-945-8737
boundary.changes@dor.oregon.gov

Lincoln County
Legal Counsel
Room 110
225 W Olive St.
Newport OR 97365

Description and Map Approved
January 26, 2022
As per ORS 308.225

[x] Description [x] Map - Received from: Janet Harrison
On: 1/13/2022

This is to notify you that your Description and Map in Lincoln County for:
Annexation to the North Lincoln Fire and Rescue District No 1

Order No 1-22-07
Duch

has been: [x] Approved 1/26/2022
[] Disapproved

8-11-2 300

Department of Revenue File Number: 21-468-2022
Reviewed by: Robert Ayers, 503-983-3032
Boundary: [x] Change [] Proposed Change

The change is for:

- [] Formation of a new district
[x] Annexation of a territory to a district
[] Withdrawal of a territory from a district
[] Dissolution of a district

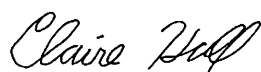
If you have not already done so, the approved
version of the Description and Map must also be
filed with the County Assessor

- [] Transfer
[] Merge
[] Establishment of Tax Zone

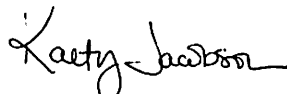
1 (3) A copy of this order shall also be forwarded to: North Lincoln Fire and Rescue
2 District #1, c/o Rob Dahlman, Fire Chief, P.O. Box 200, Lincoln City, OR 97367; Dawn
3 Pavitt, P.O. Box 5, Newport, OR 97365; and Erica Duch, 1882 Naples St. N., Keizer, OR
4 97303, and County Counsel Kristin H. Yuille.

DATED this 5th day of January, 2022.

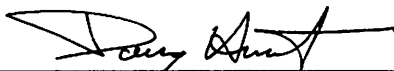
LINCOLN COUNTY BOARD OF COMMISSIONERS



CLAIRE HALL, Chair



KAETY JACOBSON, Commissioner



DOUG HUNT, Commissioner

Exhibit 1

**PETITION BY LANDOWNER FOR ANNEXATION TO
NORTH LINCOLN FIRE & RESCUE DISTRICT #1
IN LINCOLN COUNTY**

Pursuant to Oregon Revised Statutes (ORS) 198.857

This form is to be used by a single landowner, with or without co-owners, who owns a parcel of land (territory) to be considered by the Board of Commissioners for annexation.

To the Board of County Commissioners of Lincoln County:

I the undersigned landowner of the territory described below, request that proceedings be initiated for the annexation of said territory to the North Lincoln Fire & Rescue District #1. Attached hereto as Exhibit A, and incorporated herein by this reference, is a legal description of the boundary of the territory proposed to be annexed. Also attached hereto as Exhibit B, and incorporated herein by this reference, is a map of the territory proposed to be annexed.

All or some of the territory proposed to be annexed is within the following: Lincoln County. The affected district is North Lincoln Fire & Rescue District #1, operating under ORS Chapter 478.

PETITIONER: Provide Township, Range, Section and Tax Lot Numbers(s) of the territory proposed to be annexed.

Township 8, Range 11, Section 2, Tax Lot 300.
Total number of acres+/- or Assessed Acres: 80 ac.

Erica Duch
Petitioner's Printed Name

Erica Duch
Signature

10-13-2021
Date of Signature

Name of Co-Owner (if any)

PETITIONER'S CERTIFICATION REGARDING TAXATION

I have completed and submitted Oregon Department of Revenue Form 150-310-079
"Application for Fire Protection by a Rural Fire Protection District".

By: _____ Date: _____

FEES: Contact the County Assessor's Office/Drafting for current administrative and review fees.

APPLICATION FOR FIRE PROTECTION BY A RURAL FIRE PROTECTION DISTRICT

On forestland included within a forest protection district under ORS 477.205 to 477.281 as provided by ORS 478.140

TO: North Lincoln Fire & Rescue District #1

Rural Fire Protection District

Erica Duch, 1982 Naples St.N, Keizer, OR 97303

Enter Name and Address below

R.F.P. DISTRICT USE ONLY

ASSESSOR'S USE ONLY

Date Received

Approved

Date Received

Approved

INSTRUCTIONS TO APPLICANT

1. Applicant must own the property or be purchasing it under contract.
2. File separate application for each tax account.
3. File original form with the Rural Fire Protection District in which your property is located.
4. Retain a copy for your files.

INSTRUCTIONS TO RURAL FIRE PROTECTION DISTRICT

1. Forward a copy to the assessor of the county in which the property is located within 20 days of receipt from applicant.

Telephone Number: 503-861-3710

PROPERTY DESCRIPTION

Deed or Contract Deed Volume and Page or Instrument Number 2018-02700 Date Recorded: 3/20/2018
Lincoln County Account Number (as shown on your tax statement): R530176/R341987

Section Subdivision or Name of Acreage	Section or 1/4	Township or Block	Range	Acres
TL 300	02	08S	11W	80

I, as owner, hereby request that part of the above-described property which is protected against fire by the State Board of Forestry under the provisions of Oregon Revised Statute (ORS) 477.205 to 477.281, also be protected against fire by the rural fire protection district in which it is located.

1. This property is located within the exterior boundaries of the above-named Rural Fire Protection District and a forest protection district as defined in ORS 477.205 to 477.281.
2. I understand that I will be taxed for fire protection on the county tax roll by both the rural fire protection district and by the State Board of Forestry under ORS Chapter 477

DECLARATION

I declare under the penalties for false swearing as contained in ORS 305.990(4) that this document has been examined by me and to the best of my knowledge it is a true, correct, and complete statement.

Applicant's Signature
X Erica Duch

Date
10.30.21



COUNTY OF LINCOLN

Lincoln County Surveyor's Office
Eli L Adam – PLS
County Surveyor

880 NE 7th
Newport, Oregon 97365
(541) 265-4147
eadam@co.lincoln.or.us

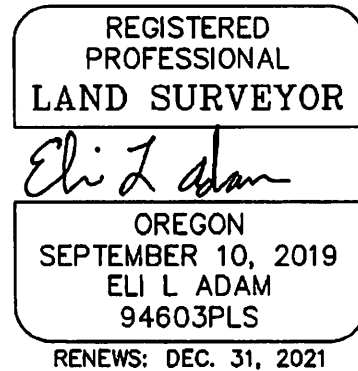
August 23, 2021

North Lincoln Fire & Rescue District #1 Annexation Boundary Description

This annexation of certain properties into the North Lincoln Fire & Rescue District #1 includes the following described area located in Section 2, Township 8 South, Range 11 West, of the Willamette Meridian, in Lincoln County, Oregon. More particularly described as follows:

That property described as “Exhibit 2 entitled: Legal Description Prepared for Erica Duke/Proposed Tax Lot 300 After Adjustment” in Lincoln County Records DOC2018-02700.

This legal description was prepared from record information.



J:\surveyor\Legals\NLFR\Duch_Hurley_Mack_annex\NLFR_Duch_annexation_description.docx

OUR GUARANTEE

**“Provide friendly, efficient, land records information
and interpretation for the people of Lincoln County.”**



00148285201800027000110117

I, Dana W. Jenkins, County Clerk, do hereby certify that the within instrument was recorded in the Lincoln County Book of Records on the above date and time. WITNESS my hand and seal of said office affixed.

Dana W. Jenkins
Dana W. Jenkins, Lincoln County Clerk



AFTER RECORDING RETURN TO:
Pridgeon & McCrum LLC
515 W. Olive Street
Newport, OR 9736

SEND TAX STATEMENTS TO:
No Changes
TRUE CONSIDERATION: \$-0-

DEED ADJUSTING BOUNDARY LINES AND CREATING EASEMENT

KNOW ALL PERSONS BY THESE PRESENTS, that WHEREAS TASHA MACK has by virtue of an instrument recorded on Feb. 13, 2015 as Doc. 2015-01318, Film Records of Lincoln County, Oregon, acquired a record interest in the real property described therein (and commonly known as Map 08-11-02-B0-00502) situated in Lincoln County, Oregon; and

WHEREAS ERICA DUKE has by virtue of an instrument recorded on Feb. 13, 2015 as Doc. 2015-01319, Film Records of Lincoln County, Oregon, acquired a record interest in the real property described therein (and commonly known as Map 08-11-02-00-00300) situated in Lincoln County, Oregon; and

WHEREAS TARA HURLEY has by virtue of an instrument recorded on Feb. 13, 2015 as Doc. 2015-01321, Film Records of Lincoln County, Oregon, acquired a record interest in the real property described therein (and commonly known as Map 08-11-02-00-00500) situated in Lincoln County, Oregon; and

WHEREAS the boundaries between said properties should be adjusted for the convenience of the parties hereto, who are by this instrument intentionally and with full knowledge and intent modifying the boundaries which has heretofore existed, by this exchange of parcels of property, which the parties agree are of equal value, and

WHEREAS the parties have agreed to cause a Lincoln County Survey to be prepared and filed, and applications for property line adjustments to be filed with the Department of Planning and Development of Lincoln County as Case File #04-PLA17 and Case File #05-PLA-17, and having walked the property to be exchanged with the surveyor and approved the adjustment:

NOW, THEREFORE, the parties agree that the common lines between said properties shall be adjusted to conform to the parcels hereinafter described, and the parties, each GRANTORS, do each grant and convey to the other that property along the new agreed common lines as is necessary to create three parcels described in the Exhibits attached hereto and by this reference incorporated herein:

Exhibit 1 entitled: Legal Description Prepared for Tasha Mack/Proposed Tax Lot 502 After Adjustment

Exhibit 2 entitled: Legal Description Prepared for Erica Duke/Proposed Tax Lot 300 After Adjustment

Exhibit 3 entitled: Legal Description Prepared for Tara Hurley/Proposed Tax Lot 500 After Adjustment

HAVING SO CONVEYED properties between the parties hereto, each does acknowledge and agree that an easement granting rights of access and provision for utilities and services benefitting each property is reasonable and necessary to their use, and the three parties hereto, **TASHA MACK, ERICA DUKE and TARA HURLEY**, GRANTORS, do hereby grant and convey to each other an easement within and upon that certain property described in the attached and incorporated Exhibit 4:

Exhibit 4 entitled: Legal Description Prepared For Tara Hurley, Tasha Mack and Erica Duke/Proposed Centerline Of 50 Foot Private Ingress, Egress, And Utilities Easement Road

GRANTORS acknowledge that each of the properties described in Exhibits 1, 2 and 3 herein benefit from the easement, constituting good and valuable consideration to each party as Grantee, the receipt of which is hereby acknowledged.

THE PURPOSES OF THE EASEMENT are as follows:

There shall be the right in Grantees, and Grantees' invitees, of ingress and egress upon the property subject to this grant of easement. Such access shall be for all those purposes typical of a residential street.

There shall be the right of access by Grantees, Grantees' invitees, and all public and private utility providers working at the direction or benefit of one or more Grantees, and all workers and equipment necessary thereto, to construct, operate, maintain and repair lines of transmission of utility service including the structures and conduits necessary thereto; this grant of easement includes but is not necessarily limited to the provision of water, sewer, waste and storm water disposal, gas, cable and electric services. Such right shall be equivalent to that of a residential street typical for such ingress and egress.

The easement described above is effective immediately upon signature by Grantors and shall continue in perpetuity always subject to the following conditions:

The Grantees and Grantees' successors, holders of the beneficial interests in the easement, shall maintain the easement in good repair.

Except as may be modified by the parties in writing signed by each of them, the obligations for maintenance of the easement shall be shared by each holder of an interest in the easement in the manner and in the proportions as set forth in Oregon Revised Statutes 105.170 through 105.185.

The Grantors and the holders of the easement interests may agree upon detailed maintenance provisions if such agreement is in writing and signed by each of them, such written provisions shall be effective whether or not recorded in Lincoln County Records and binding upon all who have actual notice of them. The written agreement shall cease to be binding upon Grantor or any interest holder who withdraws from the agreement in writing served upon all others to the agreement, unless the agreement specifies a particular term or explicitly states that it is to run with the land in perpetuity and is filed in Lincoln County property records.

This easement and any written maintenance instructions shall, in the event of dispute or non-compliance, be subject to arbitration in accordance with Oregon Revised Statutes 36.300 et

seq. in addition to the right of Grantors or interest holders to sue for money damages, contribution and/or specific performance if Grantors or an interest holder fails after demand to pay proportionate costs or otherwise comply with the terms of this easement. In the event Grantors or an interest holder are required to retain an attorney to enforce the provisions of this easement or written maintenance instructions, the attorney fees and court costs of the prevailing party shall be paid by the party in opposition to the prevailing party.

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 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.

IN WITNESS WHEREOF the parties have set their hands this 14th day of March, 2018.

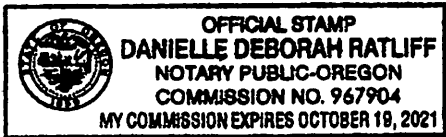
Tasha Mack
Tasha Mack

Erica Duch
Erica Duke, also known as
Erica Duch

Tara Hurley
Tara Hurley

STATE OF OREGON)
County of Marion) ss

On this 14th day of March, 2018, personally appeared the above named Tasha Mack and acknowledged the foregoing instrument as her voluntary act and deed.



Danielle Deborah Ratliff
Notary Public for Oregon
My Commission expires: October 19, 2021

ACKNOWLEDGMENTS CONTINUED ON FOLLOWING PAGE

STATE OF OREGON)
County of MARION) SS

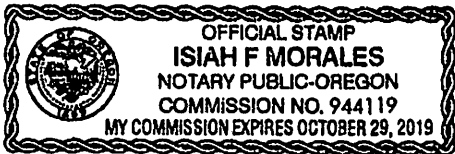
On this 13 day of MARCH, 2018, personally appeared the above named Erica Duke, also known as Erica Duch, and acknowledged the foregoing instrument as her voluntary act and deed.



Forrest K Duvall
Notary Public for Oregon
My Commission expires: 07-19-2020

STATE OF OREGON)
County of Marion) SS

On this 9th day of March, 2018, personally appeared the above named Tara Hurley and acknowledged the foregoing instrument as her voluntary act and deed.



Isiah Morales
Notary Public for Oregon
My Commission expires: Oct 29th 2019

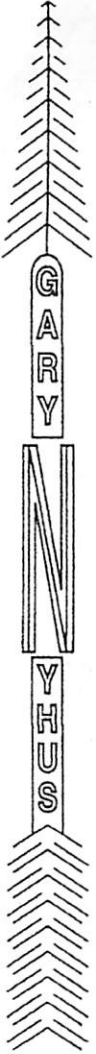


Nyhus Surveying, Inc.

Gary K. Nyhus, PLS

P.O. Box 206, 740 E. Thissell Rd. • Tidewater, OR 97390 • 541-528-3234 • (Fax) 541-528-3234

nyhussurveying@peak.org



LEGAL DESCRIPTION PREPARED FOR TASHA MACK

PROPOSED TAX LOT 502 AFTER ADJUSTMENT

BEGINNING AT A BRASS CAP AT THE CENTER NORTH 1/16 CORNER OF SECTION 2, TOWNSHIP 8 SOUTH, RANGE 11 WEST, WILLAMETTE MERIDIAN, IN LINCOLN COUNTY, OREGON; THENCE SOUTH 89° 40' 44" WEST ALONG THE EAST-WEST CENTERLINE OF THE NORTHWEST 1/4 OF SECTION 2, 671.91 FEET TO A 5/8 INCH IRON ROD AND THE TRUE POINT OF BEGINNING; THENCE SOUTH 00° 21' 16" EAST, 683.00 FEET TO A 5/8 INCH IRON ROD; THENCE SOUTH 89° 40' 44" WEST, 305.00 FEET TO A 5/8 INCH IRON ROD; THENCE NORTH 00° 21' 16" WEST, 658.00 FEET TO A 5/8 INCH IRON ROD THAT IS 25.00 FEET SOUTHERLY OF THE EAST-WEST CENTERLINE OF THE NORTHWEST 1/4 OF SECTION 2; THENCE SOUTH 89° 40' 44" WEST, 445 FEET, MORE OR LESS, PARALLELING SAID EAST-WEST CENTERLINE, TO A POINT ON THE EASTERLY RIGHT-OF-WAY BOUNDARY OF U.S. HIGHWAY 101; THENCE NORTHERLY ALONG SAID RIGHT-OF-WAY BOUNDARY, 25 FEET, MORE OR LESS, TO A POINT ON THE EAST-WEST CENTERLINE OF THE NORTHWEST 1/4 OF SECTION 2; THENCE NORTH 89° 40' 44" EAST ALONG SAID EAST-WEST CENTERLINE, 746 FEET, MORE OR LESS, TO THE TRUE POINT OF BEGINNING.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Gary Keith Nyhus
OREGON
JULY 25, 1991
GARY KEITH NYHUS
2515



Nyhus Surveying, Inc.

Gary K. Nyhus, PLS

P.O. Box 206 / 740 E. Thissell Rd. • Tidewater, OR 97390 • 541-528-3234 • (Fax) 541-528-3234

nyhussurveying@peak.org

LEGAL DESCRIPTION PREPARED FOR ERICA DUKE

PROPOSED TAX LOT 300 AFTER ADJUSTMENT

A TRACT OF LAND DESCRIBED AS FOLLOWS:

THE SOUTHWEST ¼ OF THE NORTHEAST ¼ AND THE SOUTHEAST ¼ OF THE NORTHWEST ¼, AND THE EAST ½ OF THE NORTHEAST ¼ OF THE SOUTHWEST ¼, AND THE NORTHWEST ¼ OF THE NORTHEAST ¼ OF THE SOUTHWEST ¼, AND THE NORTH ½ OF THE SOUTHWEST ¼ OF THE NORTHEAST ¼ OF THE SOUTHWEST ¼, ALL LOCATED IN SECTION 2, TOWNSHIP 8 SOUTH, RANGE 11 WEST, WILLAMETTE MERIDIAN, IN LINCOLN COUNTY OREGON

8-11-2
300

EXCEPTING ANY PORTIONS OF SAID TRACT LYING WITHIN THE FOLLOWING DESCRIBED AREA:

BEGINNING AT A BRASS CAP AT THE CENTER-NORTH 1/16 CORNER OF SECTION 2, TOWNSHIP 8 SOUTH, RANGE 11 WEST, WILLAMETTE MERIDIAN, IN LINCOLN COUNTY, OREGON; THENCE SOUTH 89° 40' 44" WEST ALONG EAST-WEST CENTERLINE OF THE NORTHWEST 1/4 OF SECTION 2, 671.91 FEET TO A 5/8 INCH IRON ROD; THENCE SOUTH 00° 21' 16" EAST, 683.00 FEET TO A 5/8 INCH IRON ROD; THENCE SOUTH 89° 40' 44" WEST, 121.11 FEET TO A 5/8 INCH IRON ROD AND THE TRUE POINT OF BEGINNING; THENCE SOUTH 18° 34' 12" EAST, 516.15 FEET; THENCE ALONG THE ARC OF A 200.00 FOOT RADIUS CURVE LEFT, 71.97 FEET (LONG CHORD BEARS SOUTH 28° 52' 43" EAST, 71.58 FEET); THENCE SOUTH 39° 11' 14" EAST, 89.00 FEET; THENCE ALONG THE ARC OF A 170.00 FOOT RADIUS CURVE RIGHT, 83.22 FEET (LONG CHORD BEARS SOUTH 25° 09' 45" EAST, 82.40 FEET); THENCE SOUTH 11° 08' 16" EAST, 192.00 FEET; THENCE ALONG THE ARC OF A 110.00 FOOT RADIUS CURVE LEFT, 29.27 FEET (LONG CHORD BEARS SOUTH 18° 45' 42" EAST, 29.19 FEET); THENCE SOUTH 26° 23' 08" EAST, 232.76 FEET; THENCE ALONG THE ARC OF A 140.00 FOOT RADIUS CURVE RIGHT, 29.80 FEET (LONG CHORD BEARS SOUTH 20° 17' 17" EAST, 29.74 FEET); THENCE SOUTH 14° 11' 26" EAST, 43.22 FEET; THENCE ALONG THE ARC OF A 50.00 FOOT RADIUS CURVE RIGHT, 60.73 FEET (LONG CHORD BEARS SOUTH 20° 36' 21" WEST, 57.07 FEET); THENCE SOUTH 55° 24' 08" WEST, 43.97 FEET; THENCE ALONG THE ARC OF A 70.00 FOOT RADIUS CURVE RIGHT, 74.69 FEET (LONG CHORD BEARS SOUTH 85° 58' 14" WEST, 71.20 FEET); THENCE NORTH 63° 27' 41" WEST, 46.99 FEET; THENCE ALONG THE ARC OF A 125.00 FOOT RADIUS CURVE LEFT, 168.65 FEET (LONG CHORD BEARS SOUTH 77° 53' 12" WEST, 156.15 FEET); THENCE SOUTH 39° 14' 04" WEST, 100.42 FEET; THENCE ALONG THE ARC OF A 125.00 FOOT RADIUS CURVE LEFT, 31.77 FEET (LONG CHORD BEARS SOUTH 31° 57' 14" WEST, 31.68 FEET); THENCE SOUTH 24° 40' 23" WEST, 167.52 FEET; THENCE ALONG THE ARC OF A 52.00 FOOT RADIUS CURVE RIGHT, 104.53 FEET (LONG CHORD BEARS SOUTH 82° 15' 44" WEST, 87.80 FEET); THENCE NORTH 40° 08' 56" WEST, 148.71 FEET; THENCE ALONG THE ARC OF

Ex 2

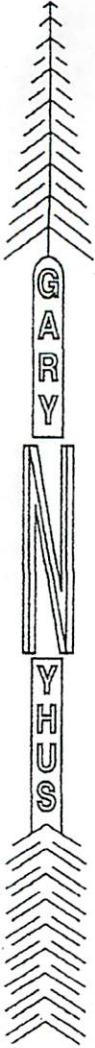


Nyhus Surveying, Inc.

Gary K. Nyhus, PLS

P.O. Box 206 / 740 E. Thissell Rd. • Tidewater, OR 97390 • 541-528-3234 • (Fax) 541-528-3234

nyhussurveying@peak.org



A 155.00 FOOT RADIUS CURVE LEFT, 81.79 FEET (LONG CHORD BEARS NORTH 55° 15' 54" WEST, 80.84 FEET); THENCE SOUTH 39° 51' 15" WEST, 365 FEET, MORE OR LESS, TO A POINT ON THE EAST-WEST CENTERLINE OF THE SOUTHWEST ¼ OF THE NORTHEAST ¼ OF THE SOUTHWEST ¼ OF THE AFOREMENTIONED SECTION 2; THENCE WESTERLY ALONG SAID EAST-WEST CENTERLINE, 20 FEET, MORE OR LESS, TO A BRASS CAP AT THE CENTER-SOUTH-NORTH-SOUTHWEST 1/256 CORNER TO SECTION 2; THENCE NORTHERLY ALONG THE NORTH-SOUTH CENTERLINE OF THE SOUTHWEST ¼ OF SECTION 2, 1013 FEET, MORE OR LESS, TO A BRASS CAP AT THE CENTER-WEST 1/16 CORNER OF SECTION 2 AND THE SOUTHEAST CORNER OF U.S. GOVERNMENT LOT 7; THENCE WESTERLY ALONG THE SOUTH LINE OF GOVERNMENT LOT 7, 280 FEET, MORE OR LESS, TO THE EASTERLY RIGHT OF WAY BOUNDARY OF U.S. HIGHWAY 101; THENCE NORTHERLY ALONG SAID RIGHT OF WAY BOUNDARY, 1330 FEET, MORE OR LESS, TO A POINT 25.00 FEET SOUTHERLY OF THE EAST-WEST CENTERLINE OF THE NORTHWEST ¼ OF SECTION 2; THENCE NORTH 89° 40' 44" EAST, 445 FEET, MORE OR LESS, PARALELLING SAID EAST-WEST CENTERLINE TO A 5/8 INCH IRON ROD; THENCE SOUTH 00° 21' 16" EAST, 658.00 FEET TO A 5/8 INCH IRON ROD; THENCE NORTH 89° 40' 44" EAST, 183.89 FEET TO THE TRUE POINT OF BEGINNING. + 600

FURTHER EXCEPTING ANY PORTION OF SAID TRACT LYING WITHIN THE FOLLOWING DESCRIBED AREA:

BEGINNING AT A BRASS CAP AT THE CENTER-NORTH 1/16 CORNER OF SECTION 2, TOWNSHIP 8 SOUTH, RANGE 11 WEST, WILLAMETTE MERIDIAN, IN LINCOLN COUNTY, OREGON; THENCE SOUTH 89° 40' 44" WEST ALONG THE EAST-WEST CENTERLINE OF THE NORTHWEST 1/4 OF SECTION 2, 671.91 FEET TO A 5/8 INCH IRON ROD AND THE TRUE POINT OF BEGINNING; THENCE SOUTH 00° 21' 16" EAST, 683.00 FEET TO A 5/8 INCH IRON ROD; THENCE SOUTH 89° 40' 44" WEST, 305.00 FEET TO A 5/8 INCH IRON ROD; THENCE NORTH 00° 21' 16" WEST, 658.00 FEET TO A 5/8 INCH IRON ROD THAT IS 25.00 FEET SOUTHERLY OF THE EAST-WEST CENTERLINE OF THE NORTHWEST ¼ OF SECTION 2; THENCE SOUTH 89° 40' 44" WEST, 445 FEET, MORE OR LESS, PARALLELING SAID EAST-WEST CENTERLINE TO A POINT ON THE EASTERLY RIGHT-OF-WAY BOUNDARY OF U.S. HIGHWAY 101; THENCE NORTHERLY ALONG SAID RIGHT-OF-WAY BOUNDARY, 25 FEET, MORE OR LESS, TO A POINT ON THE EAST-WEST CENTERLINE OF THE NORTHWEST ¼ OF SECTION 2; THENCE NORTH 89° 40' 44" EAST ALONG SAID EAST-WEST CENTERLINE, 746 FEET, MORE OR LESS, TO THE TRUE POINT OF BEGINNING. + 600

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Gary Keith Nyhus

OREGON
JULY 25, 1991
GARY KEITH NYHUS
2515

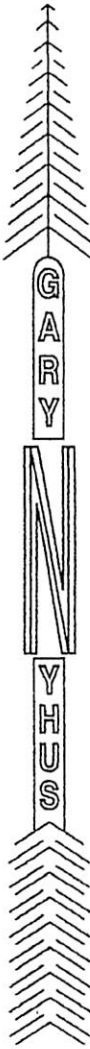


Nyhus Surveying, Inc.

Gary K. Nyhus, PLS

P.O. Box 206 / 740 E. Thissell Rd. • Tidewater, OR 97390 • 541-528-3234 • (Fax) 541-528-3234

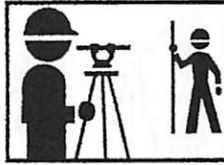
nyhussurveying@peak.org



LEGAL DESCRIPTION PREPARED FOR TARA HURLEY

PROPOSED TAX LOT 500 AFTER ADJUSTMENT

BEGINNING AT A BRASS CAP AT THE CENTER-NORTH 1/16 CORNER OF SECTION 2, TOWNSHIP 8 SOUTH, RANGE 11 WEST, WILLAMETTE MERIDIAN, IN LINCOLN COUNTY, OREGON; THENCE SOUTH 89° 40' 44" WEST ALONG THE EAST-WEST CENTERLINE OF THE NORTHWEST 1/4 OF SECTION 2, 671.91 FEET TO A 5/8 INCH IRON ROD; THENCE SOUTH 00° 21' 16" EAST, 683.00 FEET TO A 5/8 INCH IRON ROD; THENCE SOUTH 89° 40' 44" WEST, 121.12 FEET TO A 5/8 INCH IRON ROD AND THE TRUE POINT OF BEGINNING; THENCE SOUTH 18° 34' 17" EAST, 516.15 FEET; THENCE ALONG THE ARC OF A 200.00 FOOT RADIUS CURVE LEFT, 71.97 FEET (LONG CHORD BEARS SOUTH 28° 52' 43" EAST, 71.58 FEET); THENCE SOUTH 35° 11' 14" EAST, 89.00 FEET; THENCE ALONG THE ARC OF A 170.00 FOOT RADIUS CURVE RIGHT, 83.22 FEET (LONG CHORD BEARS SOUTH 25° 09' 45" EAST, 82.40 FEET); THENCE SOUTH 11° 08' 16" EAST, 192.50 FEET; THENCE ALONG THE ARC OF A 110.00 FOOT RADIUS CURVE LEFT, 29.27 FEET (LONG CHORD BEARS SOUTH 18° 45' 42" EAST, 29.19 FEET); THENCE SOUTH 26° 23' 08" EAST, 232.76 FEET; THENCE ALONG THE ARC OF A 140.00 FOOT RADIUS CURVE RIGHT, 29.80 FEET (LONG CHORD BEARS SOUTH 20° 17' 17" EAST, 29.74 FEET); THENCE SOUTH 14° 11' 26" EAST, 43.22 FEET; THENCE ALONG THE ARC OF A 50.00 FOOT RADIUS CURVE RIGHT, 60.73 FEET (LONG CHORD BEARS SOUTH 20° 36' 21" WEST, 57.07 FEET); THENCE SOUTH 55° 24' 08" WEST, 43.97 FEET; THENCE ALONG THE ARC OF A 70.00 FOOT RADIUS CURVE RIGHT, 74.69 FEET (LONG CHORD BEARS SOUTH 35° 58' 14" WEST, 71.20 FEET); THENCE NORTH 63° 27' 41" WEST, 46.99 FEET; THENCE ALONG THE ARC OF A 125.00 FOOT RADIUS CURVE LEFT, 168.65 FEET (LONG CHORD BEARS SOUTH 77° 53' 12" WEST, 156.15 FEET); THENCE SOUTH 39° 14' 04" WEST, 100.42 FEET; THENCE ALONG THE ARC OF A 125.00 FOOT RADIUS CURVE LEFT, 31.77 FEET (LONG CHORD BEARS SOUTH 31° 57' 14" WEST, 31.68 FEET); THENCE SOUTH 24° 40' 23" WEST, 167.52 FEET; THENCE ALONG THE ARC OF A 52.00 FOOT RADIUS CURVE RIGHT, 104.53 FEET (LONG CHORD BEARS SOUTH 82° 15' 44" WEST, 87.80 FEET); THENCE NORTH 40° 08' 56" WEST, 148.71 FEET; THENCE ALONG THE ARC OF A 155.00 FOOT RADIUS CURVE LEFT, 81.79 FEET (LONG CHORD BEARS NORTH 55° 15' 54" WEST, 80.84 FEET); THENCE SOUTH 39° 51' 15" WEST, 365 FEET, MORE OR LESS, TO A POINT ON THE EAST-WEST CENTERLINE OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 OF THE AFOREMENTIONED SECTION 2; THENCE WESTERLY ALONG SAID EAST-WEST CENTERLINE, 20 FEET, MORE OR LESS, TO A BRASS CAP AT THE CENTER-SOUTH-NORTH-SOUTHWEST 1/256 CORNER OF SECTION 2; THENCE NORTHERLY ALONG THE NORTH-SOUTH CENTERLINE OF THE SOUTHWEST 1/4 OF SECTION 2, 1013 FEET, MORE OR LESS, TO A BRASS CAP AT THE CENTER-WEST 1/16 CORNER OF SECTION 2 AND THE SOUTHEAST CORNER OF U.S. GOVERNMENT LOT 7; THENCE WESTERLY ALONG THE SOUTH LINE OF GOVERNMENT LOT 7, 280 FEET, MORE OR LESS, TO THE EASTERLY RIGHT OF WAY

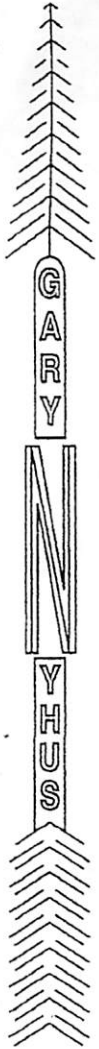


Nyhus Surveying, Inc.

Gary K. Nyhus, PLS

P.O. Box 206 / 740 E. Thissell Rd. • Tidewater, OR 97390 • 541-528-3234 • (Fax) 541-528-3234

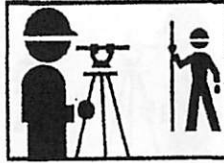
nyhussurveying@peak.org



BOUNDARY OF U.S. HIGHWAY 101; THENCE SOUTHERLY ALONG SAID RIGHT OF WAY BOUNDARY, 1330 FEET, MORE OR LESS, TO A POINT 25.00 FEET SOUTHERLY OF THE EAST-WEST CENTERLINE OF THE NORTHWEST ¼ OF SECTION 2; THENCE NORTH 89° 40' 44" EAST, 445 FEET, MORE OR LESS, PARALLELING SAID EAST-WEST CENTERLINE TO A 5/8 INCH IRON ROD; THENCE SOUTH 00° 21' 16" EAST, 658.00 FEET TO A 5/8 INCH IRON ROD; THENCE NORTH 89° 40' 44" EAST, 183.89 FEET TO THE TRUE POINT OF BEGINNING.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Gary Keith Nyhus
OREGON
JULY 25, 1991
GARY KEITH NYHUS
2515

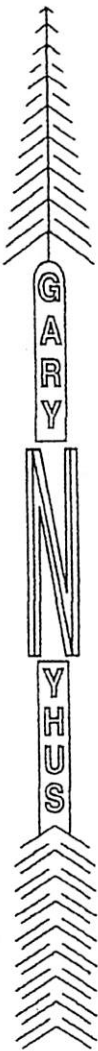


Nyhus Surveying, Inc.

Gary K. Nyhus, PLS

P.O. Box 206 / 740 E. Thissell Rd. • Tidewater, OR 97390 • 541-528-3234 • (Fax) 541-528-3234

nyhussurveying@peak.org



LEGAL DESCRIPTION PREPARED FOR TARA HURLEY, TASHA MACK AND ERICA DUKE

PROPOSED CENTERLINE OF 50 FOOT PRIVATE INGRESS, EGRESS, AND UTILITIES EASEMENT ROAD

BEGINNING AT A BRASS CAP AT THE CENTER-NORTH 1/16 CORNER OF SECTION 2, TOWNSHIP 8 SOUTH, RANGE 11 WEST, WILLAMETTE MERIDIAN, IN LINCOLN COUNTY, OREGON; THENCE SOUTH 89° 40' 44" WEST ALONG THE EAST-WEST CENTERLINE OF THE NORTHWEST 1/4 OF SECTION 2, 671.91 FEET TO A 5/8 INCH IRON ROD; THENCE SOUTH 00° 01' 16" EAST, 683.00 FEET TO A 5/8 INCH IRON ROD; THENCE SOUTH 89° 40' 44" WEST, 121.11 FEET TO A 5/8 INCH IRON ROD AND THE TRUE POINT OF BEGINNING; THENCE SOUTH 18° 34' 12" EAST, 516.15 FEET; THENCE ALONG THE ARC OF A 200.00 FOOT RADIUS CURVE LEFT, 71.97 FEET (LONG CHORD BEARS SOUTH 28° 52' 43" EAST, 71.58 FEET); THENCE SOUTH 19° 11' 14" EAST, 89.00 FEET; THENCE ALONG THE ARC OF A 170.00 FOOT RADIUS CURVE RIGHT, 83.22 FEET (LONG CHORD BEARS SOUTH 25° 09' 45" EAST, 82.40 FEET); THENCE SOUTH 11° 08' 16" EAST, 192.00 FEET; THENCE ALONG THE ARC OF A 110.00 FOOT RADIUS CURVE LEFT, 29.27 FEET (LONG CHORD BEARS SOUTH 18° 45' 42" EAST, 29.19 FEET); THENCE SOUTH 26° 23' 08" EAST, 232.76 FEET; THENCE ALONG THE ARC OF A 140.00 FOOT RADIUS CURVE RIGHT, 29.80 FEET (LONG CHORD BEARS SOUTH 20° 17' 17" EAST, 29.74 FEET); THENCE SOUTH 14° 11' 26" EAST, 43.22 FEET; THENCE ALONG THE ARC OF A 50.00 FOOT RADIUS CURVE RIGHT, 60.73 FEET (LONG CHORD BEARS SOUTH 20° 36' 11" WEST, 57.07 FEET); THENCE SOUTH 55° 24' 08" WEST, 43.97 FEET; THENCE ALONG THE ARC OF A 70.00 FOOT RADIUS CURVE RIGHT, 74.69 FEET (LONG CHORD BEARS SOUTH 8° 58' 14" WEST, 71.20 FEET); THENCE NORTH 63° 27' 41" WEST, 46.99 FEET; THENCE ALONG THE ARC OF A 125.00 FOOT RADIUS CURVE LEFT, 168.65 FEET (LONG CHORD BEARS SOUTH 77° 53' 12" WEST, 156.15 FEET); THENCE SOUTH 39° 14' 04" WEST, 100.42 FEET; THENCE ALONG THE ARC OF A 125.00 FOOT RADIUS CURVE LEFT, 31.77 FEET (LONG CHORD BEARS SOUTH 31° 57' 14" WEST, 31.53 FEET); THENCE SOUTH 24° 40' 23" WEST, 167.52 FEET; THENCE ALONG THE ARC OF A 52.00 FOOT RADIUS CURVE RIGHT, 104.53 FEET (LONG CHORD BEARS SOUTH 82° 15' 44" WEST, 87.80 FEET); THENCE NORTH 40° 08' 56" WEST, 148.71 FEET; THENCE ALONG THE ARC OF A 155.00 FOOT RADIUS CURVE LEFT, 81.79 FEET (LONG CHORD BEARS NORTH 5° 15' 54" WEST, 80.84 FEET); THENCE NORTH 70° 22' 52" WEST, 95.55 FEET; THENCE ALONG THE ARC OF A 70.00 FOOT RADIUS CURVE RIGHT, 71.30 FEET (LONG CHORD BEARS NORTH 41° 12' 04" WEST, 68.26 FEET); THENCE NORTH 12° 01' 16" WEST, 61.44 FEET; THENCE ALONG THE ARC OF A 70.00 FOOT RADIUS CURVE LEFT, 12.08 FEET (LONG CHORD BEARS NORTH 16° 38' 06" WEST, 12.07 FEET); THENCE NORTH 21° 14' 56" WEST, 62.29 FEET; THENCE ALONG THE ARC OF A 260.00 FOOT RADIUS CURVE RIGHT, 53.62 FEET (LONG CHORD BEARS NORTH 15° 20' 25" WEST, 53.53 FEET); THENCE NORTH 09° 25' 54" WEST, 104.54 FEET; THENCE ALONG THE ARC OF A 200.02 FOOT RADIUS CURVE

Ex4

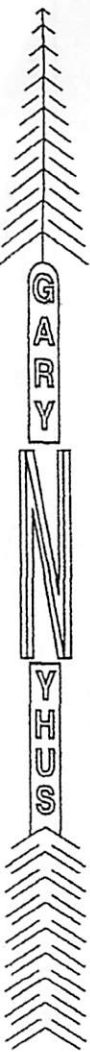


Nyhus Surveying, Inc.

Gary K. Nyhus, PLS

P.O. Box 206 / 740 E. Thissell Rd. • Tidewater, OR 97390 • 541-528-3234 • (Fax) 541-528-3234

nyhussurveying@peak.org



~~LEFT, 19.98 FEET (LONG CHORD BEARS NORTH 12° 17' 38" WEST, 19.97 FEET); THENCE NORTH 15° 09' 22" WEST, 62.80 FEET; THENCE ALONG THE ARC OF A 170.00 FOOT RADIUS CURVE RIGHT, 94.83 FEET (LONG CHORD BEARS NORTH 00° 49' 29" EAST, 93.61 FEET); THENCE NORTH 16° 48' 21" EAST, 108.18 FEET; THENCE ALONG THE ARC OF A 232.00 FOOT RADIUS CURVE LEFT, 234.26 FEET (LONG CHORD BEARS NORTH 12° 07' 17" WEST, 224.00 FEET); THENCE NORTH 41° 02' 56" WEST, 22.04 FEET; THENCE ALONG THE ARC OF A 230.00 FOOT RADIUS CURVE RIGHT, 73.67 FEET (LONG CHORD BEARS NORTH 31° 52' 22" WEST, 73.36 FEET); THENCE NORTH 22° 41' 48" WEST, 51.28 FEET; THENCE ALONG THE ARC OF A 182.00 FOOT RADIUS CURVE LEFT, 162.27 FEET (LONG CHORD BEARS NORTH 48° 14' 21" WEST, 163.95 FEET); THENCE NORTH 73° 46' 54" WEST, 62 FEET, MORE OR LESS, TO THE EASTERLY RIGHT-OF-WAY BOUNDARY OF U.S. HIGHWAY 101.~~

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Gary Keith Nyhus
OREGON
JULY 25, 1991
GARY KEITH NYHUS
2515

Ex4 p2

**PROPOSED PROPERTY LINE ADJUSTMENT SURVEY PREPARED FOR
TARA HURLEY and TASHA MACK
LOCATED IN THE W 1/2 OF SECTION 2, T8S, R11W, W.M.
LINCOLN COUNTY, OREGON**

OCTOBER 17, 2017
18-11-2-B TAX LOT 502 AND 8-11-2 TAX LOT 500
NW 1/4 AND SW 1/4

C.S. # 20723
FILED 17 November 2017
LINCOLN COUNTY SURVEYOR

NARRATIVE

THE PURPOSE OF THIS SURVEY IS TO MONUMENT THE BOUNDARIES OF A PROPOSED PROPERTY LINE ADJUSTMENT AS PER LINCOLN COUNTY PLANNING CASE FILE 04-PLA-17. I HELD MONUMENTATION FROM LINCOLN COUNTY SURVEY 15,296 TO CONTROL THIS SURVEY. THE CENTERLINE OF THE PROPOSED 50 FOOT PRIVATE EASEMENT ROAD WAS DETERMINED BY MEASURING TO THE CENTERLINE OF AN EXISTING GRAVEL ROAD. BEARINGS AS SHOWN ARE BASED ON THE C.S. 15,296 RECORD BETWEEN MONUMENTS A AND C. THIS SURVEY WAS PERFORMED USING A LEICA TS11 TOTAL STATION (3" ANGULAR PRECISION, 1 MM ± 1.5 PPM DISTANCE PRECISION) AS WELL AS A LEICA GS14 CHSS RECEIVER.

MONUMENT DESCRIPTIONS

- A FOUND: 5/8" IRON ROD WITH YELLOW PLASTIC CAP MARKED, "NYHUS LS 2515", 0.1' BELOW GRADE (C.S. 15,296)
- B FOUND: 1 1/2" IRON PIPE WITH 2 1/2" BRASS CAP, MARKED AS SHOWN, 0.3' ABOVE GRADE (C.S. 15,296)
- C FOUND: 5/8" IRON ROD WITH YELLOW PLASTIC CAP MARKED, "NYHUS LS 2515", 0.1' BELOW GRADE (C.S. 15,296)

LEGEND

- MONUMENT SET: 5/8" x 30" RE-BAR WITH YELLOW PLASTIC CAP MARKED "NYHUS SURVEYING"
- ▲ MONUMENT FOUND: HELD FOR CONTROL, AS NOTED
- () RECORD INFORMATION, AS NOTED
- WP WITNESS POINT (NOT ON HIGHWAY R-0-W)

REGISTERED PROFESSIONAL LAND SURVEYOR
Shawn Smith of New
OREGON
GARY NYHUS
P.O. BOX 206
740 E. THESSELL RD., TIDEWATER, ORE 97390
RENEWAL DATE:
DEC. 31, 2018

NYHUS SURVEYING INC.
GARY NYHUS / STEVEN NYHUS
PROFESSIONAL LAND SURVEYOR
P.O. BOX 206
740 E. THESSELL RD., TIDEWATER, ORE 97390
(541) 528-3234
DRAWN BY: GAI SHAPING - (541) 528-7082 / 2018BLAI

CHECKED BY: GKN
DRAWN BY: GAI
DATE: 10-17-2017
SCALE: 1" = 200'
PROJECT: 16682

BASIS OF BEARING
(S0726'18"W, 1354'18" C.S. 15,296)
BETWEEN A AND C

LINE TABLE

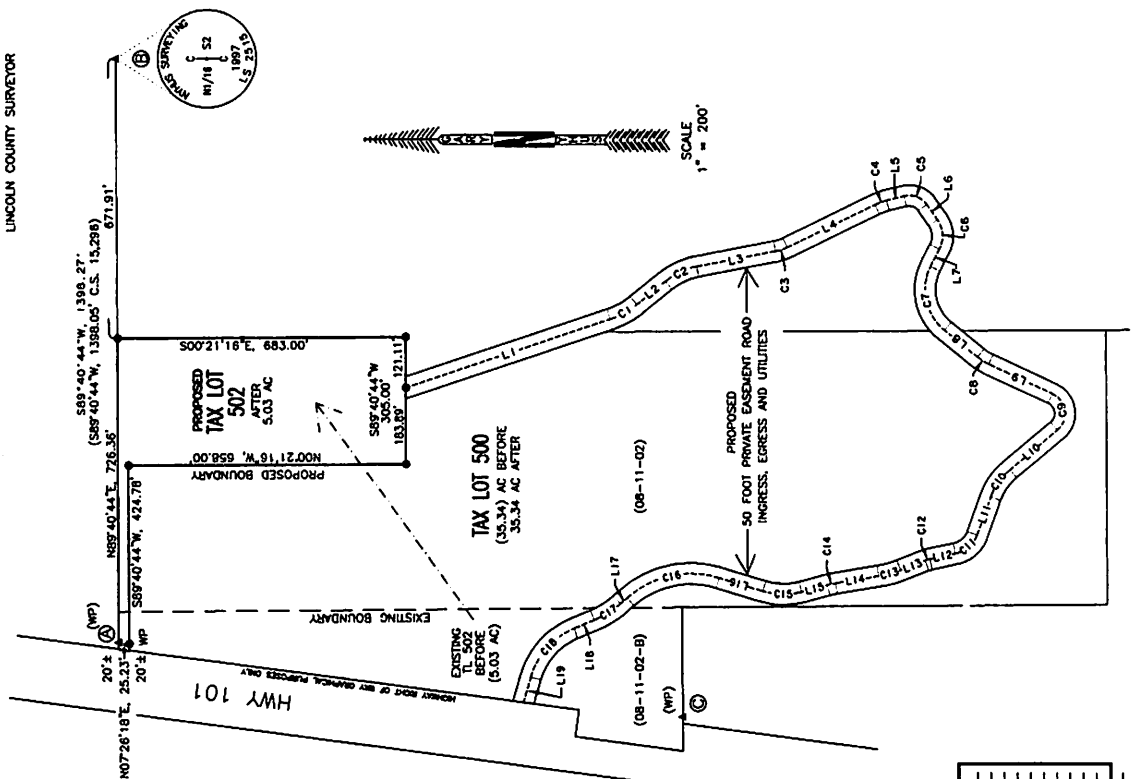
PROPOSED 50 FOOT PRIVATE EASEMENT-GENERAL LINE

LINE	BEARING	DISTANCE
L1	S18°34'12"E	616.15
L2	S39°11'18"E	89.00
L3	S26°53'08"E	332.92
L4	S14°11'26"E	43.22
L5	S55°24'00"W	43.97
L6	N63°27'41"W	45.93
L7	S39°14'04"W	100.42
L8	S40°09'54"W	140.91
L9	N70°22'52"W	85.43
L10	N12°01'16"W	61.44
L11	N21°14'55"W	52.29
L12	N09°23'54"W	104.54
L13	N18°02'57"W	62.60
L14	N41°02'56"W	22.04
L15	N22°41'48"W	51.29
L16	N73°46'54"W	52.3
L17		
L18		
L19		

CURVE TABLE

PROPOSED 50 FOOT PRIVATE EASEMENT-GENERAL LINE

CURVE	DELTA	R	LONG CHORD	T
C1	203°37'02"	200.00'	71.97'	35.30'
C2	28°02'58"	170.00'	83.22'	42.46'
C3	15°14'52"	150.00'	29.27'	14.72'
C4	12°11'42"	140.00'	29.60'	14.95'
C5	89°35'34"	50.00'	50.73'	34.75'
C6	71°16'15"	120.00'	64.63'	39.97'
C7	14°53'41"	125.00'	51.77'	15.97'
C8	115°10'41"	85.00'	104.53'	81.90'
C9	30°13'57"	155.00'	91.79'	41.87'
C10	58°21'37"	70.00'	71.30'	39.09'
C11	11°49'02"	240.00'	5.92'	2.95'
C12	5°43'28"	200.00'	19.88'	10.00'
C13	31°57'43"	170.00'	94.83'	48.69'
C14	57°51'17"	232.00'	129.22'	65.22'
C15	18°21'08"	230.00'	73.67'	37.18'
C16	51°55'08"	182.00'	182.27'	85.26'
C17				
C18				



THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSE ONLY

SECTION 2 T.8S. R.11W. W.M.
LINCOLN COUNTY
1" = 400'

08 11 02

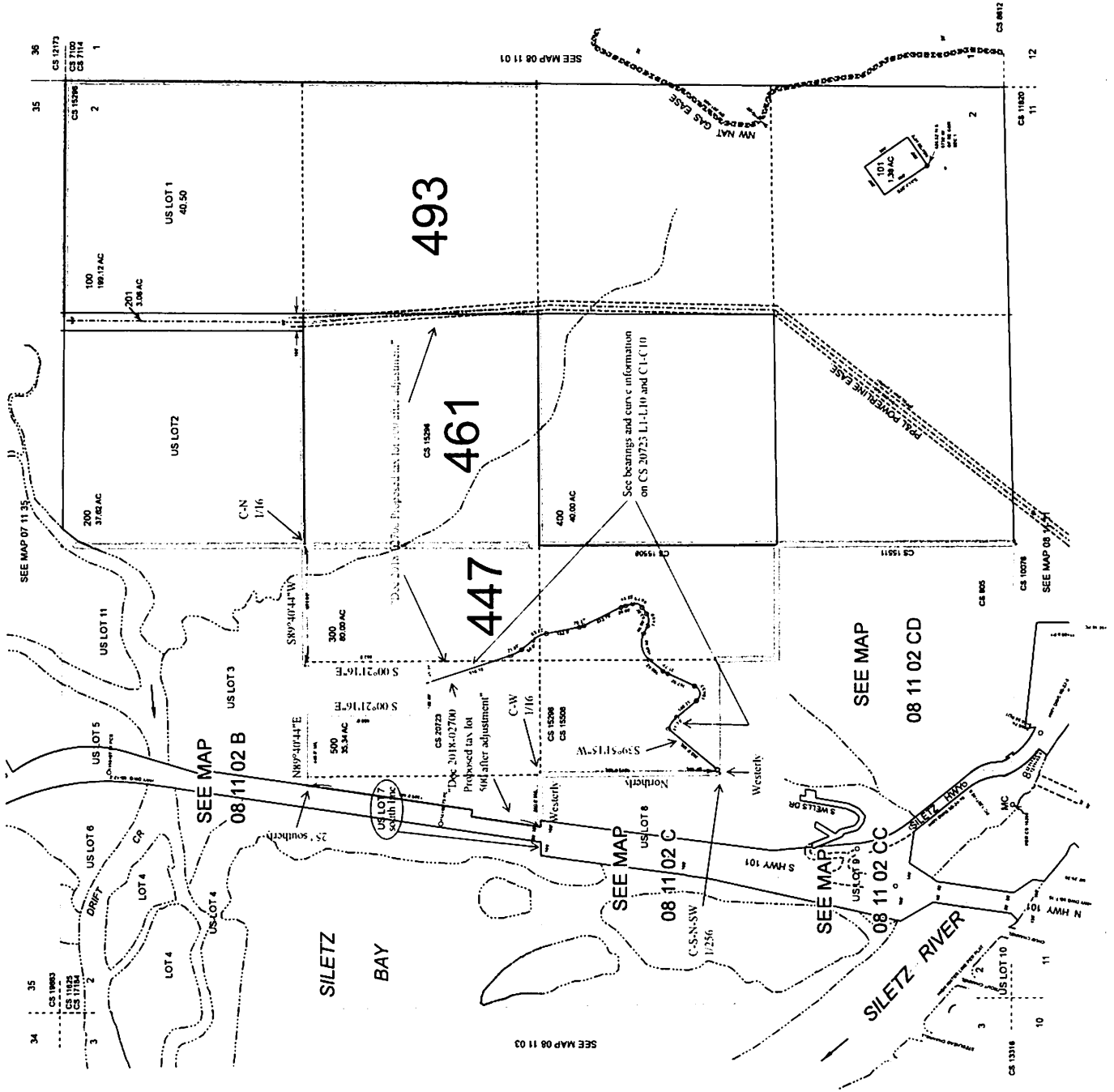
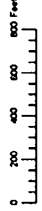


Exhibit 2



OFFICE OF LINCOLN COUNTY LEGAL COUNSEL

225 West Olive Street, Room 110
Newport, Oregon 97365
(541) 265-4108
Fax: (541) 265-4176

Kristin Yuille
County Counsel
Wayne Belmont
Assistant County Counsel
M. Gerard Herbage
Assistant County Counsel
Brian Gardner
Assistant County Counsel
Janet Harrison
Paralegal

December 22, 2021

To: Erica Duch
1982 Naples St. N.
Keizer, OR 97303

Agent Dawn Pavitt
P.O. Box 5
Newport, OR 97365

Re: Tax Lot 300 on Assessor Map # 8-11-02-00

Dear Ms. Duch and Ms. Pavitt:

The Lincoln County Board of Commissioners (the Board) has received a petition to annex the above-referenced property into the North Lincoln Fire & Rescue District No. 1 (the District). The petition was endorsed by the Board of Directors of the District.

The Board will hold a public hearing on the proposed annexation on January 5, 2022, at 10:00 A.M. In making its decision on the proposed annexation, the Board will consider the local comprehensive plan for the area. (ORS 198.857(4). To comply with ORS 192.610-192.690 (Oregon Public Meeting Law) as amended, and to safeguard against the spread of COVID-19, this hearing will be conducted remotely via electronic means. There will be no in-person attendance by the applicant, agent or interested parties. The hearing will be livestreamed and can be observed by the following link:

https://www.youtube.com/channel/UCwNz5TMyHTN4itpJm_efb9Q

Opportunity for oral testimony for this hearing will be provided via video conference. Any person wishing to provide oral testimony must follow instructions at: https://us02web.zoom.us/webinar/register/WN_M6Ov9TgNSpKxLJNF_wGKXQ

All interested persons may appear via video conference and be heard. Interested persons can also submit written testimony or documents to the Office of Legal Counsel, 225 West Olive Street, Room 110, Newport Oregon 97365, or email mherbage@co.lincoln.or.us. Questions regarding



December 22, 2021
Page 2

the hearing may be directed to M. Gerard Herbage, Assistant Lincoln County Counsel, at the above addresses.

Dated and mailed this 22nd day of December, 2021.

/s/ M. Gerard Herbage

M. Gerard Herbage
Assistant Lincoln County Counsel

Cc North Lincoln Fire and Rescue District #1, Attention Rob Dahlman, Fire Chief
P.O. Box 200, Lincoln City, OR 97367

