

AFTER RECORDING RETURN TO:
City of Newport
169 SW Coast Hwy
Newport, OR 97365

Lincoln County, Oregon
05/08/2019 09:38:17 AM
DOC-RT/DEED
Cnt=1 Pgs=4 Stn=19
\$20.00 \$11.00 \$80.00 \$10.00 \$7.00 - Total=\$108.00

2019-04152



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, Lincoln County Clerk



RIGHT-OF-WAY DEDICATION

The undersigned, Road and Driveway Co. ("Grantor") hereby dedicates a perpetual right-of-way to the City of Newport ("Grantee") for street purposes on, over, and under the following described property, and forever dedicates for use as a public street all of the following described real property situated in Lincoln County, Oregon

A portion of the tract(s) of land defined in Deed Document Number Book 41, Page 909, Lincoln County Records, said portion as described in the legal description attached and incorporated herein as "Exhibit A" and as depicted on the map attached and incorporated herein as "Exhibit B".

True and actual consideration for this transfer is \$4,800.00.

Grantor further terminates and releases to Grantee any and all access or roadway easement rights Grantor may possess in the dedicated property.

The dedicated property shall only be used for public street purposes, which includes utilities. Nothing in this dedication or elsewhere shall be construed as requiring Grantee to install any roadway or utility in the future.

Grantor(s) further covenants and agrees not to plant any tree, shrub or plant within the easement nor build any structure or place any fence in the right-of-way without first obtaining a written permit from Grantee. Balm, poplar, locust, cottonwood or willow trees should not be planted near the right-of-way. It is understood that Grantee may remove any physical obstructions including buildings, fences, trees, or shrubbery, and abate any use of the right-of-way if Grantee finds that the physical obstruction or use will interfere with the right-of-way or Grantee's ability to maintain or repair the right-of-way, and such obstruction or abatement may be removed without recompense to the Grantor(s).

Grantor(s) and Grantee intend this dedication shall bind Grantor, his or her heirs, successors and assigns. This right-of-way will not be considered abandoned until Grantee has declared the right-of-

way abandoned and no longer in use by Grantee, and has undertaken vacation procedures as set forth in ORS 271.080, et seq.

DATED this 3rd day of May, 2019.

GRANTOR(S):

For Road and Driveway, Co.

Printed Name: Rob Wienert

Printed Name: _____

STATE OF OREGON)

) ss.

County of Lincoln)



On this 3rd day of May, 2019, personally appeared before me, the above named persons, Rob Wienert and _____, known to me to be the person(s) whose signature is above subscribed, and acknowledged to me that this is a free act and deed, for the uses and purposes therein expressed. In witness whereof, I have hereunto set my hand and affixed by official seal on the day and year last above written.

[Signature]

Notary Public for Oregon

ACCEPTANCE OF DEDICATION

The City of Newport, Oregon, does hereby accept this right-of-way dedication this 7th day of May, 2019.

[Signature]

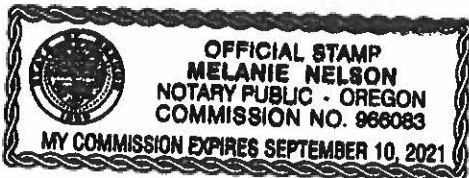
Spencer Nebel, City Manager

STATE OF OREGON)

) ss.

County of Lincoln)

On this 7 day of May, 2019, this instrument was acknowledged before me by Spencer Nebel, City Manager of the City of Newport.



[Signature]

Notary Public for Oregon

EXHIBIT A

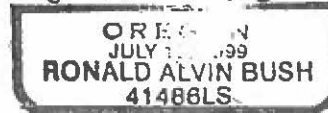
Permanent Easement, Tax Lot 3900, Section 9, T11S, R11W, W.M. Lincoln County,
Oregon

PROPERTY OWNER:
Road and Driveway, Co.
816 NE 3rd Street
Newport, OR 97365

PREPARED BY:
Ron Bush Engineering and Surveying, Inc.
16151 SE Bluff Road
Sandy, OR 97055
(503) 329-8017



Ronald Alvin Bush



EXP Dec 31, 2019

Permanent Easement

Beginning at the northwest corner of that Tract of Land defined in Deed Document Number Book 41, Page 909, Lincoln County Records, point also being at the southeast corner of the intersection of NE Harney Street and NE 3rd Street ((Old Highway 20) and the POINT OF BEGINNING; Thence easterly tracing the south right-of-way of NE 3rd Street at a bearing of S88°22'06"W a distance of 35.00 feet to an angle point; Thence southwesterly at a bearing of S45°36'39"W a distance of 48.61 feet to an angle point; Thence northerly at a bearing of N00°24'37"W a distance of 35.00 feet to the POINT OF BEGINNING.

Permanent Easement containing 612 square feet more or less.

EXHIBIT B
Easement Map

TL 2200

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Ronald Alvin Bush

OREGON
JULY 13, 1999
RONALD ALVIN BUSH
41486LS

EXP. DEC 31, 2019

NE 3RD ST (OLD HWY 20
(CR 580)

POINT OF
BEGINNING

35.00' S88°06'03"E

35.00' N80°24'37"W

48.61' S45°36'39"W

TL 3900

ROAD AND DRIVEWAY CO.
121 NE HARNEY STREET
NEWPORT, OR 97365

DEED DOCUMENT NUMBER
BOOK 41, PAGE 909, MAY 1, 1973

NE HARNEY STREET
(CR 577)



 PERMANENT EASEMENT
AREA=612 SQ FT±

CITY OF NEWPORT, YAQUINA HEIGHTS WATERLINE
TAX LOT 3900, PERMANENT EASEMENT
N.W. 1/4 OF THE N.W. 1/4 SECTION 9, T11S, R11W, W.M.
LINCOLN COUNTY, OREGON