

**FILED**

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JAN 18 1996

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

**COUNTY CLERK**

BY *Liam DeWille*

RESOLUTION AND ORDER NO. 96-1-17-9

(IN THE MATTER OF ACQUIRING FEE  
(OR OTHER INTERESTS IN PORTIONS  
(OF CERTAIN REAL PROPERTIES FOR  
(THE IMPROVEMENT OF SWEET CREEK  
(ROAD.

THIS MATTER now coming before the Board of County Commissioners of Lane County, and the Board determining it is necessary and in the public's interest to acquire fee or other interests in portions of certain real properties as listed in exhibit "A", attached hereto and made a part hereof, from owners and others as their interests may appear of record to serve the needs of Lane County, and that the public welfare will be benefited by the improvement of said public road and the Board being fully advised;

WHEREAS, Sweet Creek Road is in need of improvements to provide for safety of the traveling public;

WHEREAS, the Board has concurred in the necessity of the construction of Sweet Creek Road and believes that the proposed project is compatible with the greatest public good and the least private injury;

IT IS HEREBY RESOLVED that under the authority granted in ORS Chapter 35 and consistent with ORS Chapter 281, that there exists a necessity to acquire and immediately occupy the real property in order to improve the public road to serve the needs of Lane County for the general use and benefit of Lane County;

IT IS FURTHER RESOLVED AND ORDERED that if Lane County is unable by negotiations to reach an agreement for the acquisition of necessary real property, the Office of Legal Counsel of Lane County is hereby authorized to commence and prosecute in the Circuit Court of Lane County, in the name of Lane County, any necessary proceedings for the condemnation and immediate possession of necessary real property and for the assessment of damages for the taking thereof.

DATED this 17th day of January 1996.

*Bobby Green Sr.*  
Chair,  
Lane County Board of Commissioners

APPROVED AS TO FORM

Date 1-9-96 *Stephen Decker* lanecounty  
OFFICE OF LEGAL COUNSEL

**EXHIBIT A**

**REAL PROPERTY FROM WHICH PORTIONS ARE TO BE ACQUIRED FOR  
SWEET CREEK ROAD**

<u>Tax Map</u>	<u>Tax Lot</u>
18-10-09	701
18-10-16	202