

W.3.C.4

ORIGINAL

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF LANE COUNTY, OREGON

IN THE MATTER OF ACCEPTING A DEED )  
OF LAND TO BE USED AS A PUBLIC ROAD ) ORDER NO.  
EASEMENT FOR COUNTY ROAD NO. 369 )  
(EDENVALE ROAD) (18-02-28) )

**THIS MATTER** now coming before the Board of County Commissioners of Lane County and BJ Real Properties, L.L.C., an Oregon LLC, owning land within Lane County which is not within the limits of an incorporated city or town, having on this day presented to the Board of County Commissioners of Lane County a good and sufficient deed, said deed being properly executed and forever dedicating a portion of such land to the use of the public for road purposes and granting a public road easement, and the Board of County Commissioners of Lane County deeming it proper, as a convenience for property owners in the area and as a benefit to the general public, to accept said deed for a public road easement;

**NOW, THEREFORE, IT IS HEREBY ORDERED** that the said deed shall be and is hereby accepted by the Board of County Commissioners of Lane County as a public road easement; and

**IT IS FURTHER ORDERED** that the described right-of-way is expressly accepted as a County Road by this Order; and

**IT IS FURTHER ORDERED** that the above Order shall be entered in the records of the Board of County Commissioners' Journal of Administration and in the road records for County Road Number 369 in the regular numbered road files in the County Surveyor's Office; and

**IT IS FURTHER ORDERED** that the deed be recorded in the Deed Records of the County and the Document Number be noted on this Order.

**DATED** this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

DEPARTMENT OF PUBLIC WORKS  
LAND MANAGEMENT DIVISION

LANE COUNTY BOARD OF  
COMMISSIONERS

Approved JUNE 20, 2007.

By \_\_\_\_\_  
Chair

By Craig Starr  
Craig Starr, Interim Division Manager

APPROVED AS TO FORM

Date 6-26-07 lane county

Document Number \_\_\_\_\_, Lane County, Oregon Deed Records.

[Signature]  
OFFICE OF LEGAL COUNSEL

Att: Map



## DEDICATION OF A PUBLIC ROAD EASEMENT

### BJ Real Properties, L.L.C.

**GRANTORS**, grant and dedicate to LANE COUNTY, a political subdivision of the State of Oregon (**GRANTEE**) a public road easement on and over the following described property:

A parcel of land lying in the Southeast one-quarter (SE ¼) of Section 28, Township 18 South, Range 2 West of the Willamette Meridian, and being a portion of the tract of land conveyed to BJ Real Properties, L.L.C., an Oregon LLC, by that certain Bargain and Sale Deed, recorded on Recorder's Reception Number 2004-037500, Lane County, Oregon, Deed Records, said parcel being more particularly described as follows:

Commencing at the stone marking the Northwest corner of Elijah Bristow Donation Land Claim No. 69, Township 18 South, Range 2 West, Willamette Meridian; thence North 50°14'29" West along the south line of the second parcel of land described in deed to Richard L. Lewis and wife, recorded April 8, 1992, Reel No. 1754, Reception No. 9218899, Lane County Official Records, 562.49 feet to a point on the centerline of County Road No. 369 as traveled, and being on the Easterly line of that tract of land described in deed to Frank L. Mertz recorded April 16, 1967, Reel No. 343, Reception No. 81781, Lane County Official Records; thence South 78°36'26" West and following the easterly line of said Mertz property 4.15 feet to a point on said centerline as traveled; thence continuing along said centerline as traveled and following along the easterly line of said Mertz property and along the easterly lines of the second parcel of land described in deed to Gary J. White and wife, recorded April 22, 1994, Reel No. 1943, Reception No. 9429832 and that Tract of land described in deed to Robert S. Broadbuss, and wife recorded October 31, 1994, Reel 2008, Reception No. 9477156, Lane County Official Records, South 28°17'25" West 575.58 feet to the True Point of Beginning; thence continuing along said County Road centerline as traveled, South 28°17'25" West 330.00 feet to a point 60.00 feet from, when measured at right angles to, the centerline of State Highway No. 58; thence South 62°25'35" East, parallel with and 60.00 feet northerly from the centerline of said Highway, a distance of 40.00 feet; thence North 28°17'25" East, parallel with and 40.00 feet easterly from said County Road centerline as traveled, a distance of 329.50 feet to a point South 61°42'35" East of the Point of Beginning; thence North 61°42'35" West 40.00 feet to the Point of Beginning; excepting a portion of land conveyed to the State of Oregon, by and through its Department of Transportation recorded October 21, 1998 Reel 2476R, recorded on Recorder's Reception No. 9883977 for Highway No. 58 all in Lane County, Oregon.

It being the intent herein to acquire right-of-way for Edenvale Road (County Road Number 369) which, with this dedication, will result in a right-of-way of 40 feet width from centerline as said road abuts the GRANTOR'S property.

There is no consideration for this dedication.

Said parcel being forever dedicated to the use of the public for road purposes and granting a public road easement.

Dated this 20<sup>th</sup> day of June, 2007.

Joseph D. Eisel  
Joseph D. Eisel, Member  
BJ Real Properties, L.L.C.  
an Oregon Limited Liability Company

Brian Andrew Way  
Brian Andrew Way, Member  
BJ Real Properties, L.L.C.  
an Oregon Limited Liability Company

STATE OF OREGON )  
COUNTY OF LANE ) ss.

The foregoing instrument was acknowledged before me

this 20<sup>th</sup> day of June, 2007, by

Joseph D. Eisel of BJ Real Properties, L.L.C.

Brian Andrew Way of BJ Real Properties, L.L.C., an

OREGON LIMITED LIABILITY company, on behalf of the company.



Peggy Hunter  
Notary Public for Oregon  
My Commission expires: Oct. 13, 2007

DEPARTMENT OF PUBLIC WORKS  
LAND MANAGEMENT DIVISION

The Board of Commissioners  
hereby accepts and approves for  
for recording this dedication  
as described herein.

Approved June 20, 2007

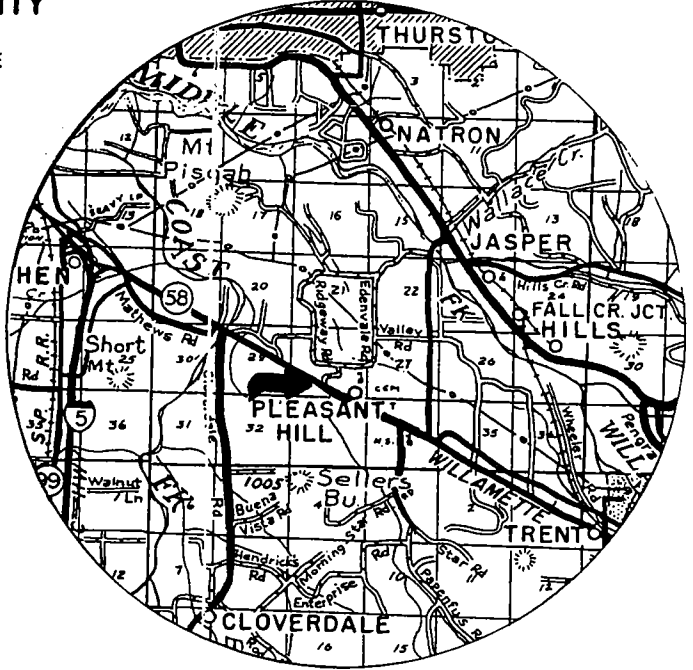
LANE COUNTY BOARD OF  
COMMISSIONERS

By Craig Starr  
Craig Starr, Interim Division Manager

By \_\_\_\_\_  
Chair

SE 1/4 SECTION 28, TOWNSHIP 18 SOUTH,  
RANGE 2 WEST, WILLAMETTE MERIDIAN  
LANE COUNTY

NOT TO SCALE



VICINITY MAP

