

## RESOLUTION 3145

### RESOLUTION EXERCISING THE POWER OF EMINENT DOMAIN

#### Findings

- A. The City of Bend has the authority to exercise the power of eminent domain under the City of Bend Charter, ORS 223.105 and ORS Chapter 35 when deemed necessary by the City of Bend's governing body to accomplish public purposes.
- B. The City has the responsibility of providing sanitary sewer lines for commerce, convenience and to adequately serve public health.
- C. The project known as the North Interceptor Sewer Project has been planned in accordance with appropriate engineering standards for the construction of sanitary sewer infrastructure so that health and property damage risk is minimized, economic development promoted, and environmental laws upheld.
- D. To accomplish this project it is necessary to acquire the interests in property described in Attachment A - Easements 1-5.

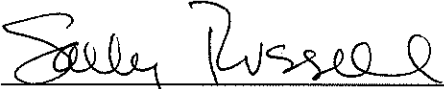
Based on these findings, the City Council of the City of Bend resolves as follows:

- Section 1. The Council accepts the Findings as facts in support of this Resolution. The project for which the properties are being acquired are necessary for the construction of the project and are in the public interest. The project has been planned, designed, located, and will be constructed in a manner which will be most compatible with the greatest public good and the least private injury.
- Section 2. The power of eminent domain is exercised with respect to each of the properties and interests in property described in Attachment A - Easements 1-5. Each is acquired subject to payment of just compensation and subject to procedural requirements of Oregon law.
- Section 3. On behalf of the City, the City Manager or designee is authorized and requested to attempt to agree with the owner and other persons in interest as to the compensation to be paid for each acquisition. In the event that no satisfactory agreement can be reached, the City Manager or designee is authorized to commence and prosecute condemnation proceedings for the purpose of acquiring the easements described in Attachment A.
- Section 4. The City of Bend expressly reserves jurisdiction to determine the necessity, or propriety of any acquisition, its quantity, quality, or locality, and to change or abandon any acquisition.

Section 5. This resolution takes effect immediately upon adoption.

Adopted by a vote of the Bend City Council on January 16, 2019.

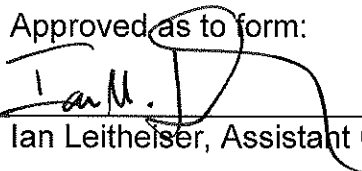
YES: Sally Russell, Mayor      NO: none  
Bruce Abernethy  
Barb Campbell  
Bill Moseley  
Justin Livingston  
Gena Goodman-Campbell

  
\_\_\_\_\_  
Sally Russell, Mayor

ATTEST:

  
\_\_\_\_\_  
Robyn Christie, City Recorder

Approved as to form:

  
\_\_\_\_\_  
Ian Leithaiser, Assistant City Attorney

# Attachment A

## RESOLUTION EXERCISING THE POWER OF EMINENT DOMAIN

North Interceptor Sewer Project (1SNIP)

### Enclosed:

Legal descriptions and exhibits for temporary and permanent easements to be acquired at:

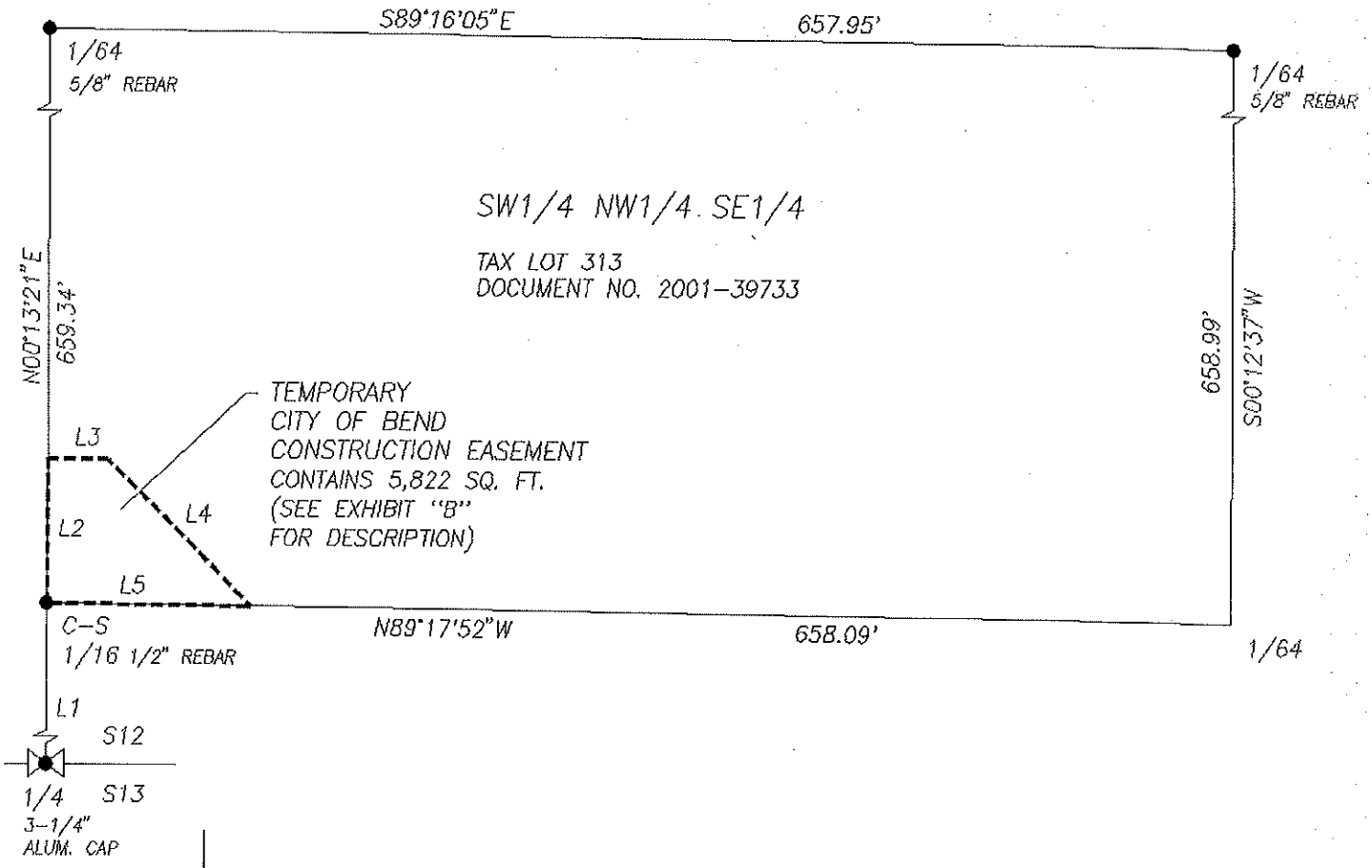
Property	Page
63730 Cricketwood Road	2
Temporary Construction Easement	3
Permanent Easement	5
63656 Cricketwood Road	7
Temporary Construction Easement	8
Permanent Easement	10
63681 Gentry Loop	12
Temporary Construction Easement	13
Permanent Easement	15
63085 Cricketwood Road	17
Temporary Construction Easement	18
Permanent Easement	20
63710 Hughes Road	22
Temporary Construction Easement	23
Permanent Easement	25

# **63730 Cricketwood Road**

**Property Owner: Harrower Ownership**

EXHIBIT "A"

TEMPORARY CITY OF BEND CONSTRUCTION EASEMENT, LOCATED IN THE SW1/4 NW1/4 SE1/4 OF SECTION 12, TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M., TAX LOT 17 12.1200 313, DESCHUTES COUNTY, OREGON



FOUND MONUMENT AT CORNER - ●  
 THE BEARINGS SHOWN HEREON ARE BASED ON THE CENTRAL OREGON COORDINATE SYSTEM

SCALE:  
 1" = 100'

LINE DATA

NO.	DIRECTION	DISTANCE
L1	N00°13'41"E	1318.57'
L2	N00°13'21"E	80.00'
L3	S89°15'44"E	33.19'
L4	S44°15'44"E	113.04'
L5	N89°17'52"W	112.40'

REGISTERED PROFESSIONAL LAND SURVEYOR

*William G. Bahrke*

OREGON  
 JULY 15, 1983  
 WILLIAM G. BAHRKE  
 2039

Renewal Date: 12/31/19

PREPARED OCTOBER 9, 2018

POVEY AND ASSOC. LAND SURVEYORS  
 P.O. BOX 131, REDMOND, OR 97756  
 (541) 548-6778 18-051E.DWG

EXHIBIT "B"

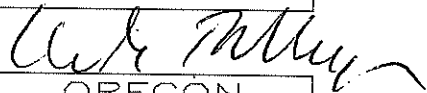
DESCRIPTION OF A TEMPORARY  
CITY OF BEND CONSTRUCTION EASEMENT,  
LOCATED IN THE SW1/4 NW1/4 SE1/4 OF SECTION 12,  
TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M.,  
TAX LOT 17 12 1200 313,  
DESCHUTES COUNTY, OREGON

COMMENCING AT A 3-1/4" ALUMINUM CAP MONUMENTING THE SOUTH  
1/4 CORNER OF SECTION 12, TOWNSHIP 17 SOUTH, RANGE 12 EAST,  
WILLAMETTE MERIDIAN; THENCE N00°13'41"E ALONG THE WEST LINE  
OF THE SW1/4 SE1/4 OF SAID SECTION 12, 1318.57 FEET TO A  
1/2" REBAR MONUMENTING THE CENTER-SOUTH 1/16 CORNER OF  
SAID SECTION 12, AND TO THE POINT OF BEGINNING; THENCE  
N00°13'21"E ALONG THE WEST LINE OF THE NW1/4 SE1/4 OF SAID  
SECTION 12, 80.00 FEET; THENCE S89°15'44"E, 33.19 FEET;  
THENCE S44°15'44"E, 113.04 FEET TO THE SOUTH LINE OF SAID  
NW1/4 SE1/4; THENCE N89°17'52"W ALONG SAID SOUTH LINE,  
112.40 FEET TO THE POINT OF BEGINNING.

THE SAME CONTAINING 5,822 SQUARE FEET.

A SKETCH OF THE EASEMENT DESCRIBED ABOVE IS SHOWN ON THE  
ATTACHED EXHIBIT "A", WHICH IS HEREBY INCORPORATED BY  
REFERENCE.

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PROFESSIONAL  
LAND SURVEYOR



OREGON  
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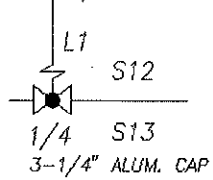
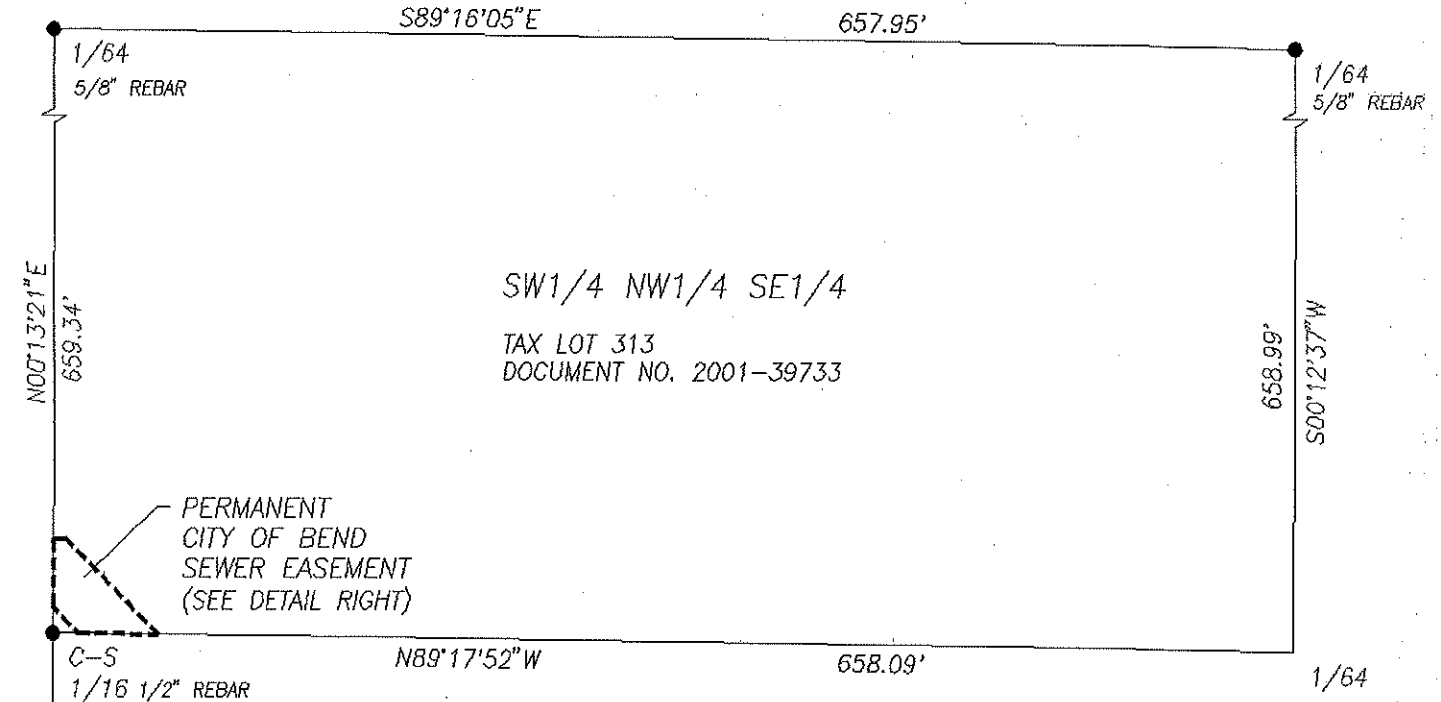
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PERMANENT CITY OF BEND SEWER EASEMENT, LOCATED IN THE  
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 TAX LOT 17 12 1200 313, DESCHUTES COUNTY, OREGON

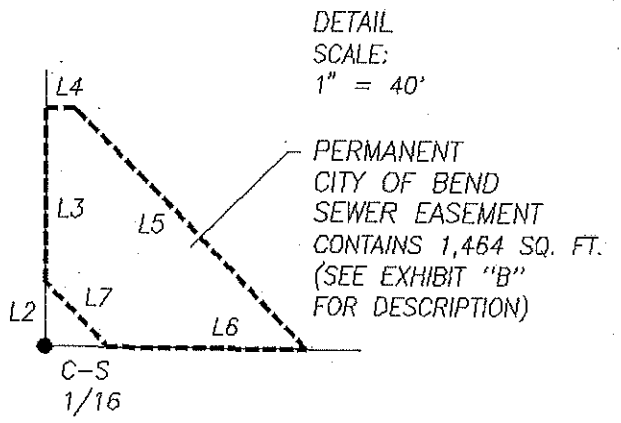


FOUND MONUMENT AT CORNER - ●  
 THE BEARINGS SHOWN HEREON ARE BASED  
 ON THE CENTRAL OREGON COORDINATE SYSTEM

SCALE:  
 1" = 100'

LINE DATA

NO.	DIRECTION	DISTANCE
L1	N00°13'41"E	1318.57'
L2	N00°13'21"E	13.59'
L3	N00°13'21"E	36.41'
L4	S89°15'44"E	6.35'
L5	S44°15'44"E	70.66'
L6	N89°17'52"W	42.40'
L7	N44°15'44"W	19.21'



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1/4 CORNER OF SECTION 12, TOWNSHIP 17 SOUTH, RANGE 12 EAST,  
WILLAMETTE MERIDIAN; THENCE N00°13'41"E ALONG THE WEST LINE  
OF THE SW1/4 SE1/4 OF SAID SECTION 12, 1318.57 FEET TO A  
1/2" REBAR MONUMENTING THE CENTER-SOUTH 1/16 CORNER OF SAID  
SECTION 12; THENCE N00°13'21"E ALONG THE WEST LINE OF THE  
NW1/4 SE1/4 OF SAID SECTION 12, 13.59 FEET TO THE POINT OF  
BEGINNING; THENCE N00°13'21"E ALONG SAID WEST LINE, 36.41  
FEET; THENCE S89°15'44"E, 6.35 FEET; THENCE S44°15'44"E,  
70.66 FEET TO THE SOUTH LINE OF SAID NW1/4 SE1/4; THENCE  
N89°17'52"W ALONG SAID SOUTH LINE, 42.40 FEET; THENCE  
N44°15'44"W, 19.21 FEET TO THE POINT OF BEGINNING.

THE SAME CONTAINING 1,464 SQUARE FEET.

A SKETCH OF THE EASEMENT DESCRIBED ABOVE IS SHOWN ON THE  
ATTACHED EXHIBIT "A", WHICH IS HEREBY INCORPORATED BY  
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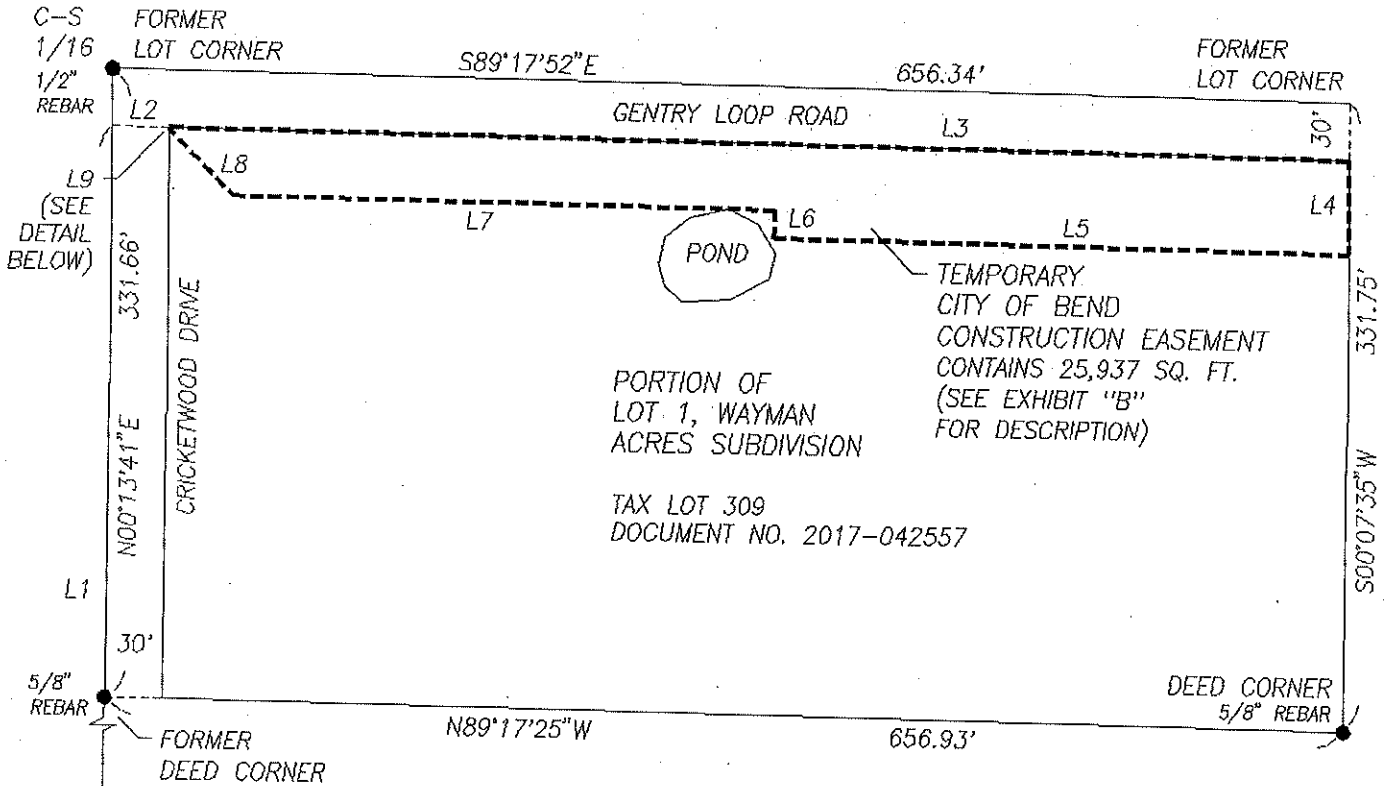


# **63656 Cricketwood Road**

**Property Owner: Dubisar Ownership**

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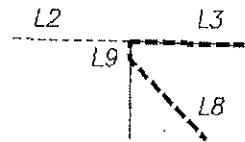
TEMPORARY CITY OF BEND CONSTRUCTION EASEMENT, LOCATED IN THE SW1/4 SE1/4 OF SECTION 12, TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M., TAX LOT 17 12 1200 309, DESCHUTES COUNTY, OREGON



FOUND MONUMENT AT CORNER - ●  
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SCALE:  
 1" = 100'

DETAIL  
 SCALE:  
 1" = 10'



LINE NO.	DIRECTION	DISTANCE
L1	N00°13'41"E	1288.57'
L2	S89°17'52"E	30.00'
L3	S89°17'52"E	626.39'
L4	S00°07'35"W	50.00'
L5	N89°17'52"W	305.80'
L6	N00°42'08"E	15.00'
L7	N89°17'52"W	287.09'
L8	N44°15'44"W	48.10'
L9	N00°13'41"E	0.97'

REGISTERED  
 PROFESSIONAL  
 LAND SURVEYOR

*William G. Bahrke*

OREGON  
 JULY 15, 1983  
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 2039

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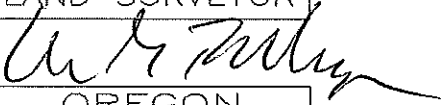
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TAX LOT 17 12 1200 309,  
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WILLAMETTE MERIDIAN; THENCE N00°13'41"E ALONG THE WEST LINE  
OF THE SW1/4 SE1/4 OF SAID SECTION 12, 1288.57 FEET TO THE  
SOUTH LINE OF THE NORTH 30 FEET OF SAID SW1/4 SE1/4, FROM  
WHICH A 1/2" REBAR MONUMENTING THE CENTER-SOUTH 1/16 CORNER  
OF SAID SECTION 12 BEARS N00°13'41"E, 30.00 FEET; THENCE  
S89°17'52"E ALONG SAID SOUTH LINE, 30.00 FEET TO THE SOUTH  
RIGHT-OF-WAY LINE OF GENTRY LOOP ROAD, AND TO THE POINT OF  
BEGINNING; THENCE S89°17'52"E ALONG SAID SOUTH LINE AND SAID  
SOUTH RIGHT-OF-WAY LINE, 626.39 FEET TO THE EAST LINE OF LOT  
1, WAYMAN ACRES SUBDIVISION; THENCE S00°07'35"W ALONG SAID  
EAST LINE, 50.00 FEET; THENCE N89°17'52"W, 305.80 FEET;  
THENCE N00°42'08"E, 15.00 FEET; THENCE N89°17'52"W, 287.09  
FEET; THENCE N44°15'44"W, 48.10 FEET TO THE EAST LINE OF THE  
WEST 30 FEET OF SAID SW1/4 SE1/4, AND TO THE EAST RIGHT-OF-  
WAY LINE OF CRICKETWOOD DRIVE; THENCE N00°13'41"E ALONG SAID  
EAST LINE AND SAID EAST RIGHT-OF-WAY LINE, 0.97 FEET TO THE  
POINT OF BEGINNING.

THE SAME CONTAINING 25,937 SQUARE FEET.

A SKETCH OF THE EASEMENT DESCRIBED ABOVE IS SHOWN ON THE  
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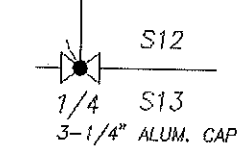
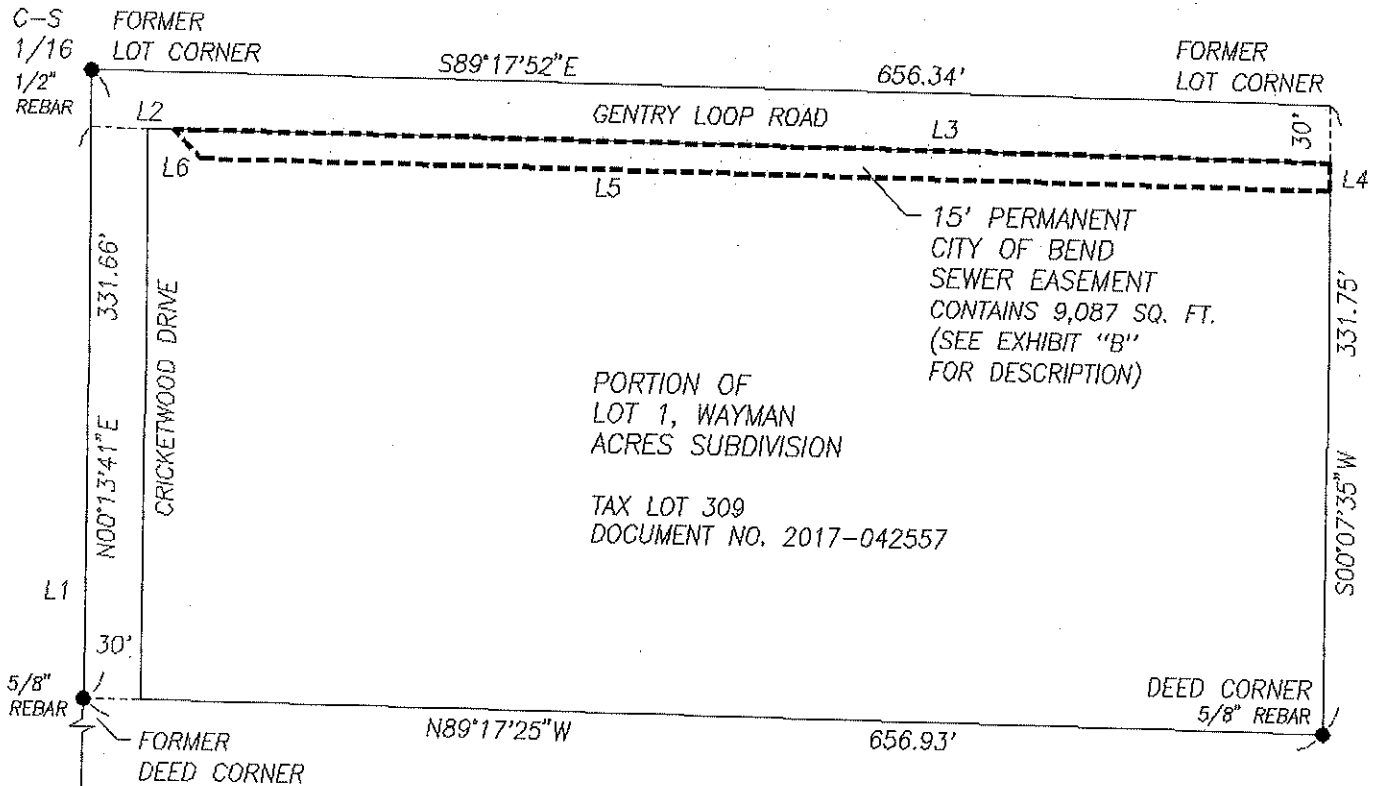
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FOUND MONUMENT AT CORNER - ●

THE BEARINGS SHOWN HEREON ARE BASED ON THE CENTRAL OREGON COORDINATE SYSTEM

SCALE:  
1" = 100'

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LINE NO.	DIRECTION	DISTANCE
L1	N00°13'41"E	1288.57'
L2	S89°17'52"E	43.18'
L3	S89°17'52"E	613.22'
L4	S00°07'35"W	15.00'
L5	N89°17'52"W	598.39'
L6	N44°15'44"W	21.20'

EXHIBIT "B"

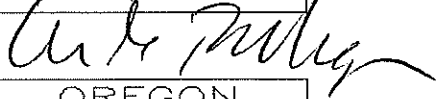
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TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M.,  
TAX LOT 17 12 1200 309,  
DESCHUTES COUNTY, OREGON

COMMENCING AT A 3-1/4" ALUMINUM CAP MONUMENTING THE SOUTH  
1/4 CORNER OF SECTION 12, TOWNSHIP 17 SOUTH, RANGE 12 EAST,  
WILLAMETTE MERIDIAN; THENCE N00°13'41"E ALONG THE WEST LINE  
OF THE SW1/4 SE1/4 OF SAID SECTION 12, 1288.57 FEET TO THE  
SOUTH LINE OF THE NORTH 30 FEET OF SAID SW1/4 SE1/4, FROM  
WHICH A 1/2" REBAR MONUMENTING THE CENTER-SOUTH 1/16 CORNER  
OF SAID SECTION 12 BEARS N00°13'41"E, 30.00 FEET; THENCE  
S89°17'52"E ALONG SAID SOUTH LINE, 43.18 FEET TO THE SOUTH  
RIGHT-OF-WAY LINE OF GENTRY LOOP ROAD, AND TO THE POINT OF  
BEGINNING; THENCE S89°17'52"E ALONG SAID SOUTH LINE AND SAID  
SOUTH RIGHT-OF-WAY LINE, 613.22 FEET TO THE EAST LINE OF LOT  
1, WAYMAN ACRES SUBDIVISION; THENCE S00°07'35"W ALONG SAID  
EAST LINE, 15.00 FEET TO THE SOUTH LINE OF THE NORTH 45 FEET  
OF SAID SW1/4 SE1/4; THENCE N89°17'52"W ALONG SAID SOUTH  
LINE, 598.39 FEET; THENCE N44°15'44"W, 21.20 FEET TO THE  
POINT OF BEGINNING.

THE SAME CONTAINING 9,087 SQUARE FEET.

A SKETCH OF THE EASEMENT DESCRIBED ABOVE IS SHOWN ON THE  
ATTACHED EXHIBIT "A", WHICH IS HEREBY INCORPORATED BY  
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REGISTERED  
PROFESSIONAL  
LAND SURVEYOR



OREGON  
JULY 15, 1983  
WILLIAM G. BAHRKE  
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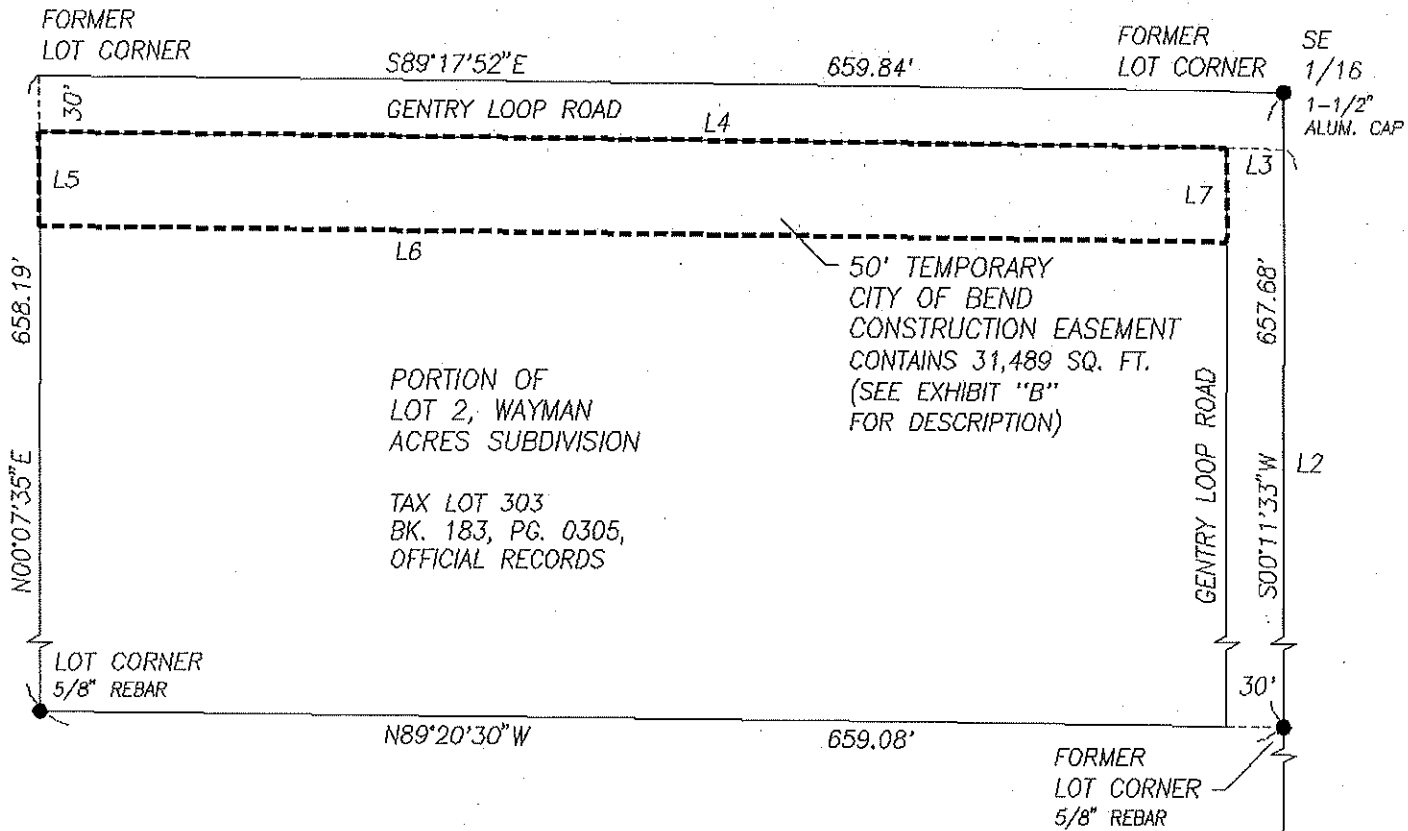
POVEY AND ASSOC. LAND SURVEYORS  
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## **63681 Gentry Loop**

**Property Owner: Pestka Ownership**

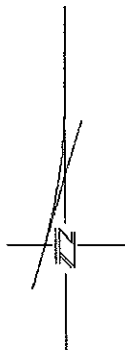
EXHIBIT "A"

TEMPORARY CITY OF BEND CONSTRUCTION EASEMENT, LOCATED IN THE SW1/4 SE1/4 OF SECTION 12, TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M., TAX LOT 17 12 1200 303, DESCHUTES COUNTY, OREGON

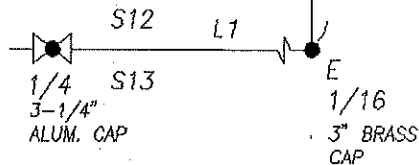


FOUND MONUMENT AT CORNER - ●

THE BEARINGS SHOWN HEREON ARE BASED ON THE CENTRAL OREGON COORDINATE SYSTEM



NO.	DIRECTION	DISTANCE
L1	S89°20'18"E	1316.99'
L2	N00°11'33"E	1287.64'
L3	N89°17'52"W	30.00'
L4	N89°17'52"W	629.81'
L5	S00°07'35"W	50.00'
L6	S89°17'52"E	629.75'
L7	N00°11'33"E	50.00'



REGISTERED PROFESSIONAL LAND SURVEYOR

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2039

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TAX LOT 17 12 1200 303,  
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COMMENCING AT A 3-1/4" ALUMINUM CAP MONUMENTING THE SOUTH  
1/4 CORNER OF SECTION 12, TOWNSHIP 17 SOUTH, RANGE 12 EAST,  
WILLAMETTE MERIDIAN; THENCE S89°20'18"E ALONG THE SOUTH LINE  
OF THE SW1/4 SE1/4 OF SAID SECTION 12, 1316.99 FEET TO A  
3" BRASS CAP MONUMENTING THE EAST 1/16 CORNER ON THE SOUTH  
LINE OF SAID SECTION 12; THENCE N00°11'33"E ALONG THE EAST  
LINE OF SAID SW1/4 SE1/4, 1287.64 FEET TO THE SOUTH LINE OF  
THE NORTH 30 FEET OF SAID SW1/4 SE1/4, FROM WHICH A 1-1/2"  
ALUMINUM CAP MONUMENTING THE SOUTHEAST 1/16 CORNER OF SAID  
SECTION 12 BEARS N00°11'33"E, 30.00 FEET; THENCE N89°17'52"W  
ALONG SAID SOUTH LINE, 30.00 FEET TO THE SOUTH RIGHT-OF-WAY  
LINE OF GENTRY LOOP ROAD, AND TO THE POINT OF BEGINNING;  
THENCE N89°17'52"W ALONG SAID SOUTH LINE AND SAID SOUTH  
RIGHT-OF-WAY LINE, 629.81 FEET TO THE WEST LINE OF LOT 2,  
WAYMAN ACRES SUBDIVISION; THENCE S00°07'35"W ALONG SAID WEST  
LINE, 50.00 FEET TO THE SOUTH LINE OF THE NORTH 80 FEET OF  
SAID SW1/4 SE1/4; THENCE S89°17'52"E ALONG SAID SOUTH LINE,  
629.75 FEET TO THE WEST LINE OF THE EAST 30 FEET OF SAID  
SW1/4 SE1/4, AND TO THE WEST RIGHT-OF-WAY LINE OF GENTRY  
LOOP ROAD; THENCE N00°11'33"E ALONG SAID WEST LINE AND  
SAID WEST RIGHT-OF-WAY LINE, 50.00 FEET TO THE POINT OF  
BEGINNING.

THE SAME CONTAINING 31,489 SQUARE FEET.

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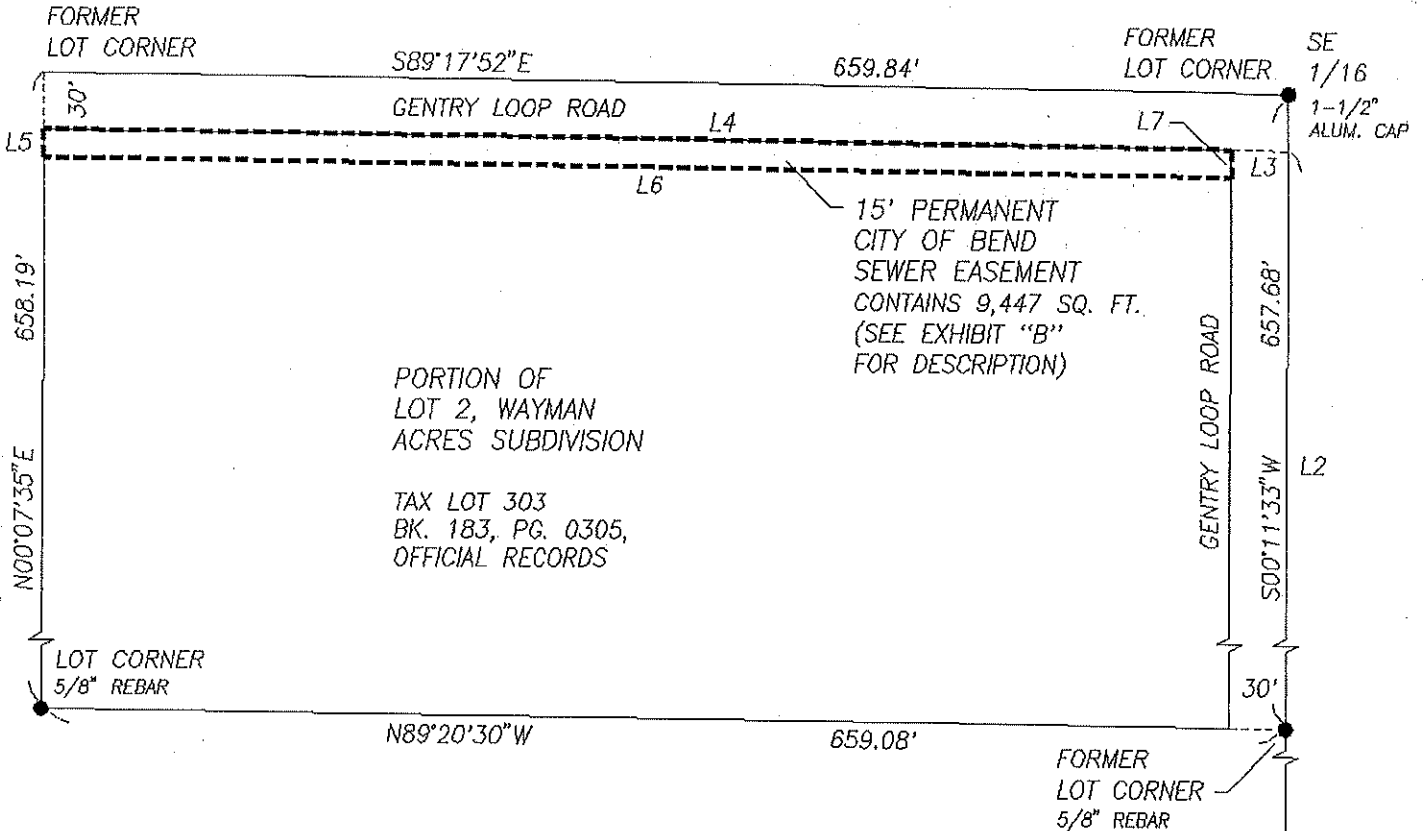
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PORTION OF LOT 2, WAYMAN ACRES SUBDIVISION

TAX LOT 303  
BK. 183, PG. 0305,  
OFFICIAL RECORDS

15' PERMANENT CITY OF BEND SEWER EASEMENT CONTAINS 9,447 SQ. FT. (SEE EXHIBIT "B" FOR DESCRIPTION)

FOUND MONUMENT AT CORNER - ●  
THE BEARINGS SHOWN HEREON ARE BASED ON THE CENTRAL OREGON COORDINATE SYSTEM

SCALE:  
1" = 100'

LINE NO.	DIRECTION	DISTANCE
L1	S89°20'18"E	1316.99'
L2	N00°11'33"E	1287.64'
L3	N89°17'52"W	30.00'
L4	N89°17'52"W	629.81'
L5	S00°07'35"W	15.00'
L6	S89°17'52"E	629.79'
L7	N00°11'33"E	15.00'

REGISTERED PROFESSIONAL LAND SURVEYOR

*William G. Bahrke*

OREGON  
JULY 15, 1983  
WILLIAM G. BAHRKE  
2039

Renewal Date: 12/31/19

PREPARED OCTOBER 9, 2018

POVEY AND ASSOC. LAND SURVEYORS  
P.O. BOX 131, REDMOND, OR 97756  
(541) 548-6778 18-051E.DWG

EXHIBIT "B"

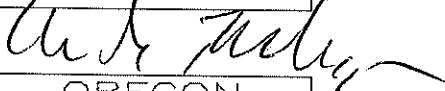
DESCRIPTION OF A PERMANENT  
CITY OF BEND SEWER EASEMENT,  
LOCATED IN THE SW1/4 SE1/4 OF SECTION 12,  
TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M.,  
TAX LOT 17 12 1200 303,  
DESCHUTES COUNTY, OREGON.

COMMENCING AT A 3-1/4" ALUMINUM CAP MONUMENTING THE SOUTH  
1/4 CORNER OF SECTION 12, TOWNSHIP 17 SOUTH, RANGE 12 EAST,  
WILLAMETTE MERIDIAN; THENCE S89°20'18"E ALONG THE SOUTH LINE  
OF THE SW1/4 SE1/4 OF SAID SECTION 12, 1316.99 FEET TO A  
3" BRASS CAP MONUMENTING THE EAST 1/16 CORNER ON THE SOUTH  
LINE OF SAID SECTION 12; THENCE N00°11'33"E ALONG THE EAST  
LINE OF SAID SW1/4 SE1/4, 1287.64 FEET TO THE SOUTH LINE OF  
THE NORTH 30 FEET OF SAID SW1/4 SE1/4, FROM WHICH A 1-1/2"  
ALUMINUM CAP MONUMENTING THE SOUTHEAST 1/16 CORNER OF SAID  
SECTION 12 BEARS N00°11'33"E, 30.00 FEET; THENCE N89°17'52"W  
ALONG SAID SOUTH LINE, 30.00 FEET TO THE SOUTH RIGHT-OF-  
WAY LINE OF GENTRY LOOP ROAD, AND TO THE POINT OF BEGINNING;  
THENCE N89°17'52"W ALONG SAID SOUTH LINE AND SAID SOUTH  
RIGHT-OF-WAY LINE, 629.81 FEET TO THE WEST LINE OF LOT 2,  
WAYMAN ACRES SUBDIVISION; THENCE S00°07'35"W ALONG SAID WEST  
LINE, 15.00 FEET TO THE SOUTH LINE OF THE NORTH 45 FEET OF  
SAID SW1/4 SE1/4; THENCE S89°17'52"E ALONG SAID SOUTH LINE,  
629.79 FEET TO THE WEST LINE OF THE EAST 30 FEET OF SAID  
SW1/4 SE1/4, AND TO THE WEST RIGHT-OF-WAY LINE OF GENTRY  
LOOP ROAD; THENCE N00°11'33"E ALONG SAID WEST LINE AND  
SAID WEST RIGHT-OF-WAY LINE, 15.00 FEET TO THE POINT OF  
BEGINNING.

THE SAME CONTAINING 9,447 SQUARE FEET.

A SKETCH OF THE EASEMENT DESCRIBED ABOVE IS SHOWN ON THE  
ATTACHED EXHIBIT "A", WHICH IS HEREBY INCORPORATED BY  
REFERENCE.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR



OREGON  
JULY 15, 1983  
WILLIAM G. BAHRKE  
2039

Renewal Date: 12/31/19

PREPARED OCTOBER 9, 2018

POVEY AND ASSOC. LAND SURVEYORS  
P.O. BOX 131, REDMOND, OR 97756  
(541) 548-6778 18-051E.DWG

# **63085 Cricketwood Road**

**Property Owner: Anderegg Ownership**

EXHIBIT "A"

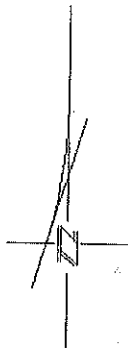
TEMPORARY CITY OF BEND CONSTRUCTION EASEMENT, LOCATED IN THE  
 E1/2 SE1/4 OF SECTION 11, TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M.,  
 TAX LOT 17 12 1100 1100, DESCHUTES COUNTY, OREGON

LINE AND CURVE DATA

NO.	DIRECTION	DISTANCE	RADIUS	LENGTH	DELTA
L1	N00°17'52"E	518.95'			
L2	S20°00'51"W	448.35'			
L3	S89°47'44"W	138.43'			
L4	N20°03'13"E	116.62'			
C5	N19°25'15"E	11.25'	509.33'	11.25'	01°15'55"
L6	N89°47'44"E	53.22'			
L7	N20°00'51"E	336.03'			
L8	N00°17'52"E	888.61'			
L9	S89°18'29"E	80.02'			
L10	S00°18'32"W	100.00'			
L11	S00°17'52"W	801.96'			

FOUND MONUMENT AT CORNER - ●

THE BEARINGS SHOWN HEREON ARE BASED  
 ON THE CENTRAL OREGON COORDINATE SYSTEM



SCALE:  
 1" = 400'

REGISTERED  
 PROFESSIONAL  
 LAND SURVEYOR

*William G. Bahrke*

OREGON  
 JULY 15, 1983  
 WILLIAM G. BAHRKE  
 2039

Renewal Date: 12/31/19

PREPARED DECEMBER 14, 2018

POVEY AND ASSOC. LAND SURVEYORS  
 P.O. BOX 131, REDMOND, OR 97756  
 (541) 548-6778 18-051E.DWG

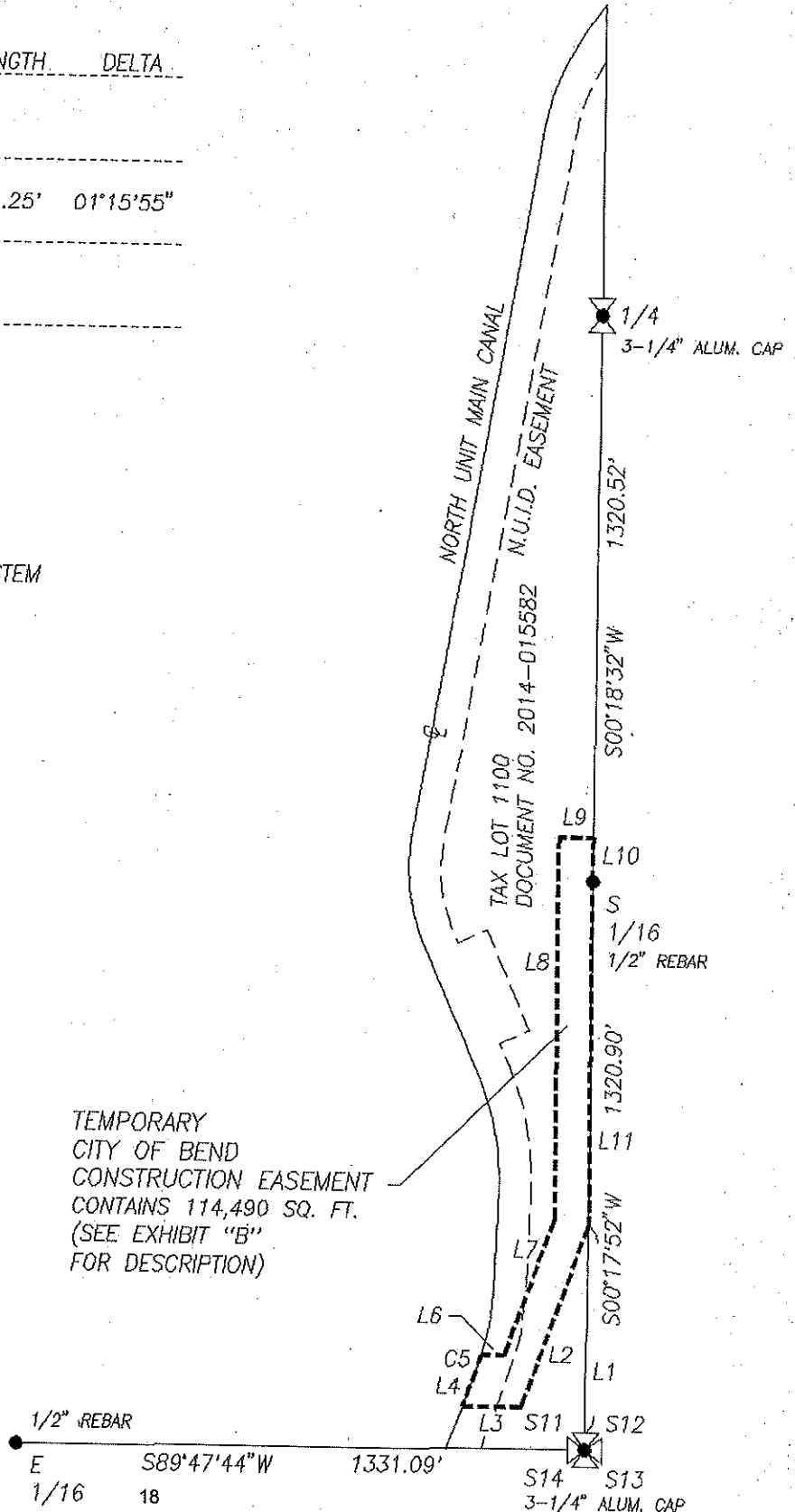


EXHIBIT "B"

DESCRIPTION OF A TEMPORARY  
CITY OF BEND CONSTRUCTION EASEMENT,  
LOCATED IN THE E1/2 SE1/4 OF SECTION 11,  
TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M.,  
TAX LOT 17 12 1100 1100,  
DESCHUTES COUNTY, OREGON

COMMENCING AT A 3-1/4" ALUMINUM CAP MONUMENTING THE  
SOUTHEAST CORNER OF SECTION 11, TOWNSHIP 17 SOUTH, RANGE 12  
EAST, WILLAMETTE MERIDIAN; THENCE N00°17'52"E ALONG THE EAST  
LINE OF THE SE1/4 SE1/4 OF SAID SECTION 11, 518.95 FEET TO  
THE POINT OF BEGINNING; THENCE S20°00'51"W, 448.35 FEET;  
THENCE S89°47'44"W, 138.43 FEET TO THE CENTERLINE OF THE  
NORTH UNIT MAIN CANAL; THENCE N20°03'13"E ALONG SAID  
CENTERLINE, 116.62 FEET, THENCE ALONG SAID CENTERLINE AND  
11.25 FEET ALONG THE ARC OF A 509.33 FOOT RADIUS CURVE TO  
THE LEFT, THE CHORD OF WHICH BEARS N19°25'15"E, 11.25 FEET;  
THENCE N89°47'44"E, 53.22 FEET; THENCE N20°00'51"E, 336.03  
FEET TO THE WEST LINE OF THE EAST 80 FEET OF SAID SE1/4  
SE1/4; THENCE N00°17'52"E ALONG SAID WEST LINE AND ITS  
PROLONGATION, 888.61 FEET; THENCE S89°18'29"E, 80.02 FEET TO  
THE EAST LINE OF THE NE1/4 SE1/4 OF SAID SECTION 11; THENCE  
S00°18'32"W ALONG SAID EAST LINE, 100.00 FEET TO A 1/2"  
REBAR MONUMENTING THE SOUTH 1/16 CORNER ON THE EAST LINE OF  
SAID SECTION 11; THENCE S00°17'52"W ALONG THE EAST LINE OF  
SAID SE1/4 SE1/4, 801.96 FEET TO THE POINT OF BEGINNING.

THE SAME CONTAINING 114,490 SQUARE FEET.

A SKETCH OF THE EASEMENT DESCRIBED ABOVE IS SHOWN ON THE  
ATTACHED EXHIBIT "A", WHICH IS HEREBY INCORPORATED BY  
REFERENCE.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR



OREGON  
JULY 15, 1983  
WILLIAM G. BAHRKE  
2039

Renewal Date: 12/31/19

PREPARED DECEMBER 14, 2018

POVEY AND ASSOC. LAND SURVEYORS  
P.O. BOX 131, REDMOND, OR 97756  
(541) 548-6778 18-051E.DWG

EXHIBIT "A"

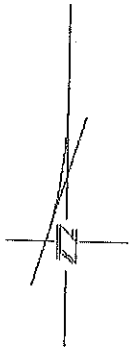
PERMANENT CITY OF BEND SEWER EASEMENT, LOCATED IN THE  
 E1/2 SE1/4 OF SECTION 11, TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M.,  
 TAX LOT 17 12 1100 1100, DESCHUTES COUNTY, OREGON

LINE DATA

NO.	DIRECTION	DISTANCE
L1	S89°47'44"W	325.08'
L2	N20°03'13"E	126.00'
L3	N20°03'13"E	31.98'
L4	N89°47'44"E	85.11'
L5	N20°00'51"E	404.79'
L6	N00°17'52"E	843.61'
L7	S89°18'29"E	50.01'
L8	S00°18'32"W	30.00'
L9	N89°18'29"W	20.00'
L10	S00°17'52"W	818.62'
L11	S20°00'51"W	430.92'
L12	S89°47'44"W	117.10'

FOUND MONUMENT AT CORNER - ●

THE BEARINGS SHOWN HEREON ARE BASED  
 ON THE CENTRAL OREGON COORDINATE SYSTEM



SCALE:  
 1" = 400'

REGISTERED  
 PROFESSIONAL  
 LAND SURVEYOR

*William G. Bahrke*

OREGON  
 JULY 15, 1983  
 WILLIAM G. BAHRKE  
 2039

Renewal Date: 12/31/19

PREPARED DECEMBER 14, 2018

POVEY AND ASSOC. LAND SURVEYORS  
 P.O. BOX 131, REDMOND, OR 97756  
 (541) 548-6778 18-051E.DWG

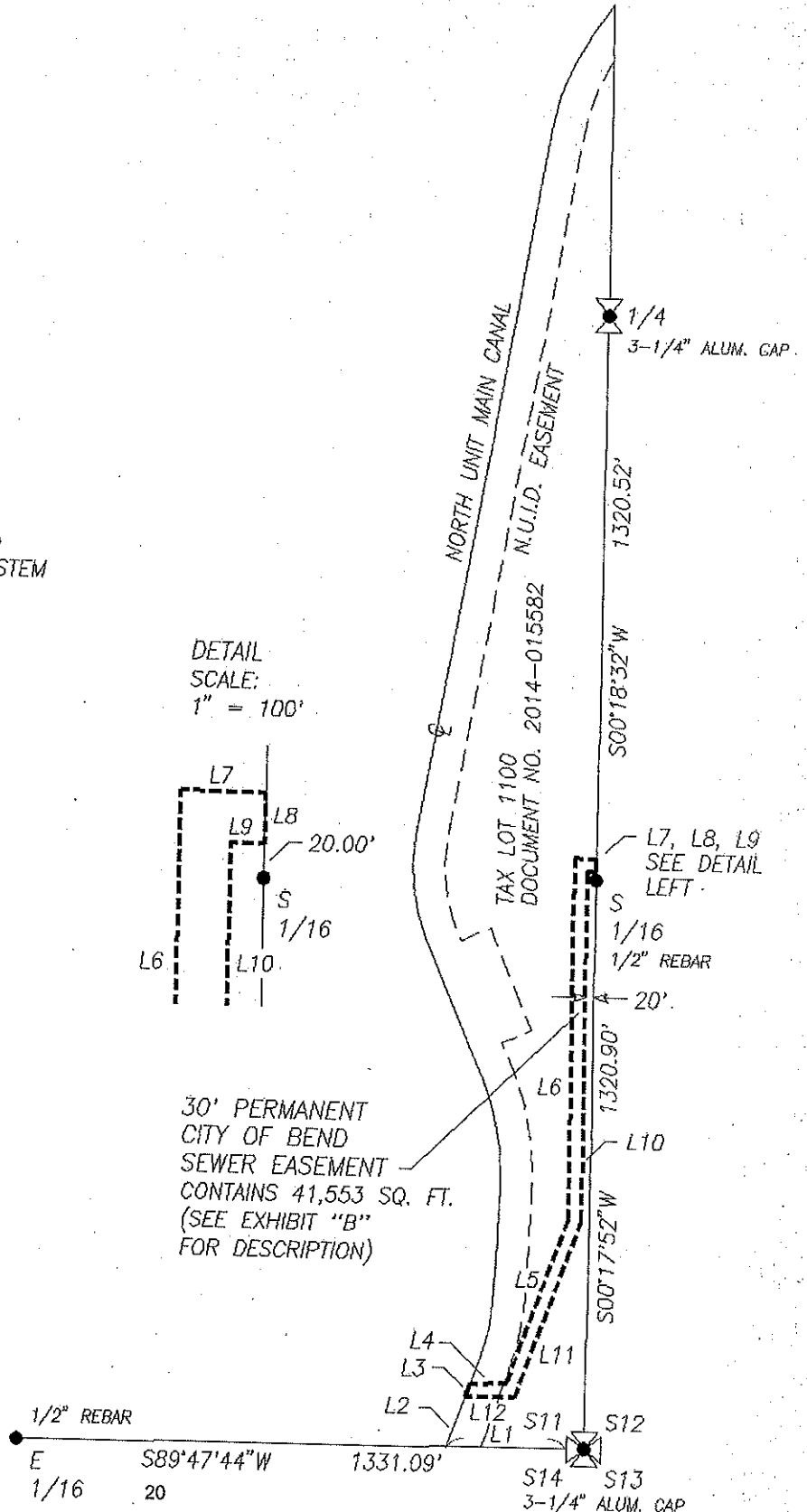


EXHIBIT "B"

DESCRIPTION OF A PERMANENT  
CITY OF BEND SEWER EASEMENT,  
LOCATED IN THE E1/2 SE1/4 OF SECTION 11,  
TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M.,  
TAX LOT 17 12 1100 1100,  
DESCHUTES COUNTY, OREGON

COMMENCING AT A 3-1/4" ALUMINUM CAP MONUMENTING THE  
SOUTHEAST CORNER OF SECTION 11, TOWNSHIP 17 SOUTH, RANGE 12  
EAST, WILLAMETTE MERIDIAN; THENCE S89°47'44"W ALONG THE  
SOUTH LINE OF THE SE1/4 SE1/4 OF SAID SECTION 11, 325.08  
FEET TO THE CENTERLINE OF THE NORTH UNIT MAIN CANAL; THENCE  
N20°03'13"E ALONG SAID CENTERLINE, 126.00 FEET TO THE POINT  
OF BEGINNING, THENCE N20°03'13"E ALONG SAID CENTERLINE,  
31.98 FEET; THENCE N89°47'44"E, 85.11 FEET; THENCE  
N20°00'51"E, 404.79 FEET TO THE WEST LINE OF THE EAST 50  
FEET OF SAID SE1/4 SE1/4; THENCE N00°17'52"E ALONG SAID WEST  
LINE AND ITS PROLONGATION, 843.61 FEET; THENCE S89°18'29"E,  
50.01 FEET TO THE EAST LINE OF THE NE1/4 SE1/4 OF SAID  
SECTION 11; THENCE S00°18'32"W ALONG SAID EAST LINE, 30.00  
FEET, FROM WHICH A 1/2" REBAR MONUMENTING THE SOUTH 1/16  
CORNER ON THE EAST LINE OF SAID SECTION 11 BEARS  
S00°18'32"W, 20.00 FEET; THENCE N89°18'29"W, 20.00 FEET TO  
THE PROLONGATION OF THE WEST LINE OF THE EAST 20 FEET OF  
SAID SE1/4 SE1/4; THENCE S00°17'52"W ALONG SAID PROLONGATION  
AND SAID WEST LINE, 818.62 FEET; THENCE S20°00'51"W, 430.92  
FEET; THENCE S89°47'44"W, 117.10 FEET TO THE POINT OF  
BEGINNING.

THE SAME CONTAINING 41,553 SQUARE FEET.

A SKETCH OF THE EASEMENT DESCRIBED ABOVE IS SHOWN ON THE  
ATTACHED EXHIBIT "A", WHICH IS HEREBY INCORPORATED BY  
REFERENCE.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR



OREGON  
JULY 15, 1983  
WILLIAM G. BAHRKE  
2039

Renewal Date: 12/31/19

PREPARED DECEMBER 14, 2018

POVEY AND ASSOC. LAND SURVEYORS  
P.O. BOX 131, REDMOND, OR 97756  
(541) 548-6778 18-051E.DWG

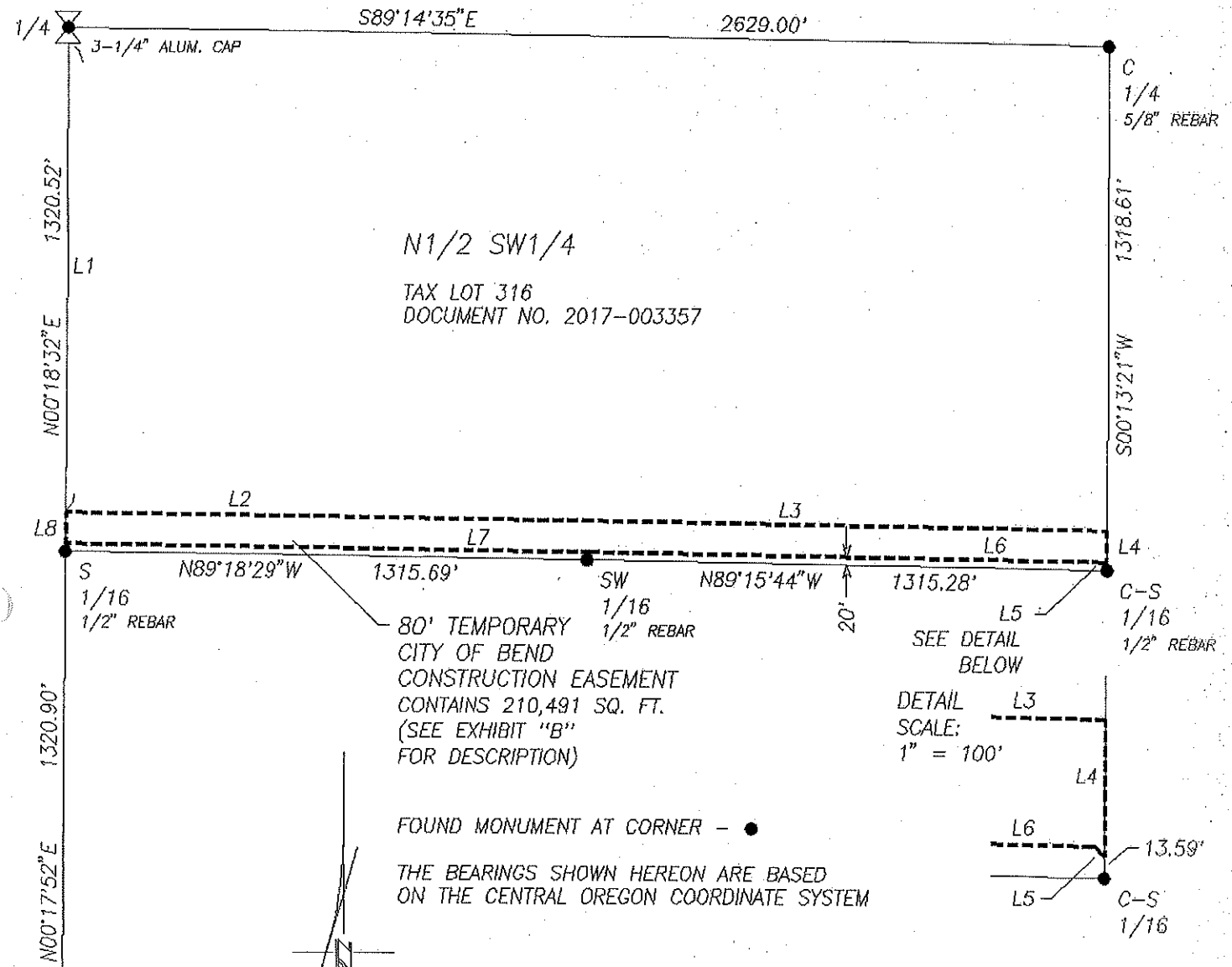
## **63710 Hughes Road**

**Property Owner: Rowan & Alicia Anderegg Ownership**



EXHIBIT "A"

TEMPORARY CITY OF BEND CONSTRUCTION EASEMENT, LOCATED IN THE  
 N1/2 SW1/4 OF SECTION 12, TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M.,  
 TAX LOT 17 12 1200 316, DESCHUTES COUNTY, OREGON



SCALE:  
 1" = 400'

LINE DATA

NO.	DIRECTION	DISTANCE
L1	S00°18'32"W	1220.51'
L2	S89°18'29"E	1316.40'
L3	S89°15'44"E	1314.42'
L4	S00°13'21"W	86.41'
L5	N44°15'44"W	9.06'
L6	N89°15'44"W	1308.76'
L7	N89°18'29"W	1315.83'
L8	N00°18'32"E	80.00'

REGISTERED  
 PROFESSIONAL  
 LAND SURVEYOR

*William G. Bahrke*

OREGON  
 JULY 15, 1983  
 WILLIAM G. BAHRKE  
 2039

Renewal Date: 12/31/19

PREPARED DECEMBER 14, 2018

POVEY AND ASSOC. LAND SURVEYORS  
 P.O. BOX 131, REDMOND, OR 97756  
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EXHIBIT "B"

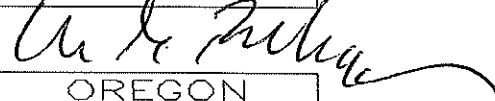
DESCRIPTION OF A TEMPORARY  
CITY OF BEND CONSTRUCTION EASEMENT,  
LOCATED IN THE N1/2 SW1/4 OF SECTION 12,  
TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M.,  
TAX LOT 17 12 1200 316,  
DESCHUTES COUNTY, OREGON

COMMENCING AT A 3-1/4" ALUMINUM CAP MONUMENTING THE WEST  
1/4 CORNER OF SECTION 12, TOWNSHIP 17 SOUTH, RANGE 12 EAST,  
WILLAMETTE MERIDIAN; THENCE S00°18'32"W ALONG THE WEST LINE  
OF THE NW1/4 SW1/4 OF SAID SECTION 12, 1220.51 FEET TO THE  
NORTH LINE OF THE SOUTH 100 FEET OF SAID NW1/4 SW1/4, AND TO  
THE POINT OF BEGINNING; THENCE S89°18'29"E ALONG SAID NORTH  
LINE, 1316.40 FEET TO THE NORTH LINE OF THE SOUTH 100 FEET  
OF THE NE1/4 SW1/4 OF SAID SECTION 12; THENCE S89°15'44"E  
ALONG SAID NORTH LINE, 1314.42 FEET TO THE EAST LINE OF SAID  
NE1/4 SW1/4; THENCE S00°13'21"W ALONG SAID EAST LINE, 86.41  
FEET, FROM WHICH A 1/2" REBAR MONUMENTING THE CENTER-SOUTH  
1/16 CORNER OF SAID SECTION 12 BEARS S00°13'21"W, 13.59  
FEET; THENCE N44°15'44"W, 9.06 FEET TO THE NORTH LINE OF  
THE SOUTH 20 FEET OF SAID NE1/4 SW1/4; THENCE N89°15'44"W  
ALONG SAID NORTH LINE, 1308.76 FEET TO THE NORTH LINE OF  
THE SOUTH 20 FEET OF SAID NW1/4 SW1/4; THENCE N89°18'29"W  
ALONG SAID NORTH LINE, 1315.83 FEET TO THE WEST LINE OF SAID  
NW1/4 SW1/4, FROM WHICH A 1/2" REBAR MONUMENTING THE SOUTH  
1/16 CORNER ON THE WEST LINE OF SAID SECTION 12 BEARS  
S00°18'32"W, 20.00 FEET; THENCE N00°18'32"E, 80.00 FEET  
TO THE POINT OF BEGINNING.

THE SAME CONTAINING 210,491 SQUARE FEET.

A SKETCH OF THE EASEMENT DESCRIBED ABOVE IS SHOWN ON THE  
ATTACHED EXHIBIT "A", WHICH IS HEREBY INCORPORATED BY  
REFERENCE.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR



OREGON  
JULY 15, 1983  
WILLIAM G. BAHRKE  
2039

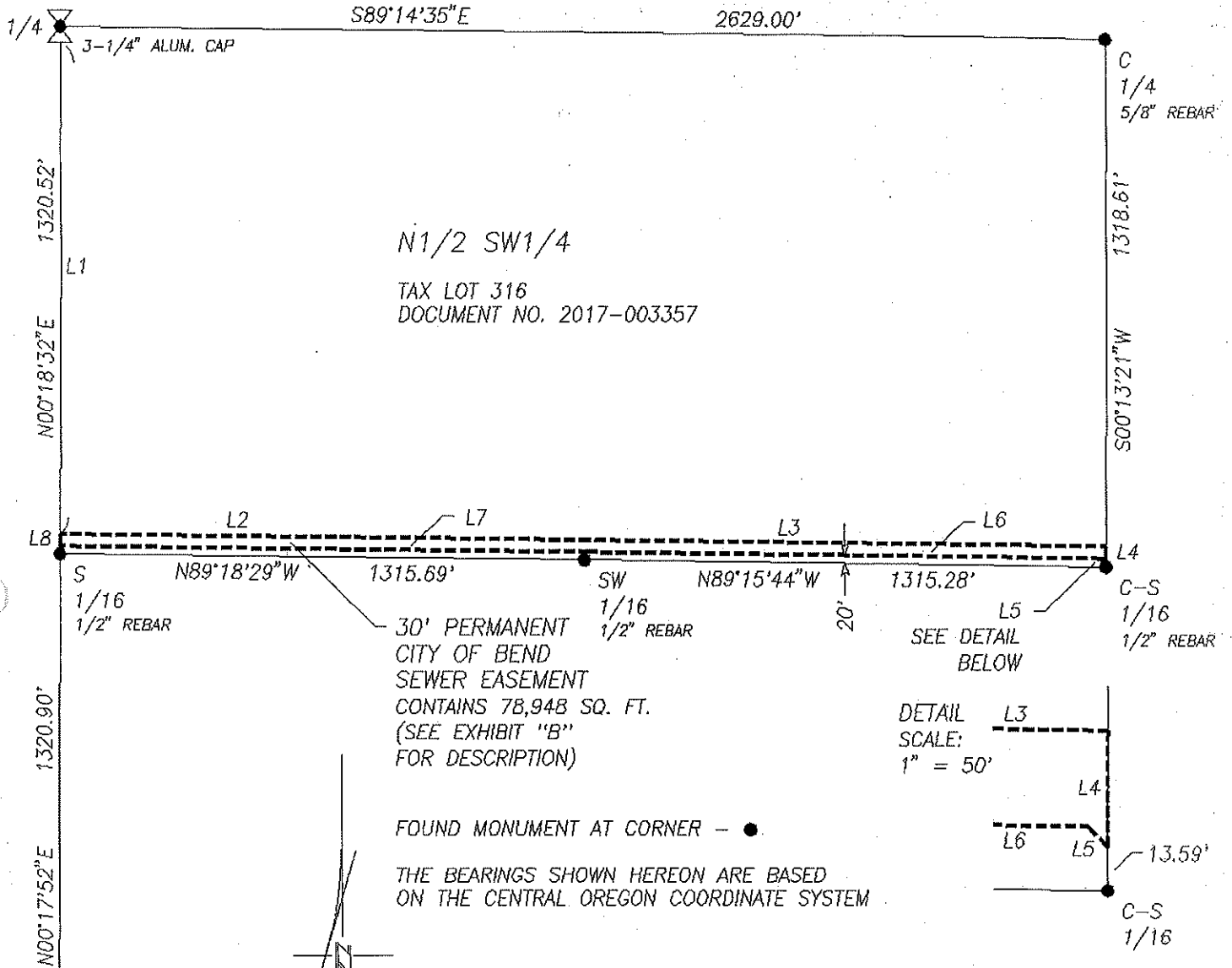
Renewal Date: 12/31/19

PREPARED DECEMBER 14, 2018

POVEY AND ASSOC. LAND SURVEYORS  
P.O. BOX 131, REDMOND, OR 97756  
(541) 548-6778 18-051E.DWG

EXHIBIT "A"

PERMANENT CITY OF BEND SEWER EASEMENT, LOCATED IN THE  
 N1/2 SW1/4 OF SECTION 12, TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M.,  
 TAX LOT 17 12 1200 316, DESCHUTES COUNTY, OREGON



SCALE:  
 1" = 400'

LINE NO.	DIRECTION	DISTANCE
L1	S00°18'32"W	1270.52'
L2	S89°18'29"E	1316.05'
L3	S89°15'44"E	1314.85'
L4	S00°13'21"W	36.41'
L5	N44°15'44"W	9.06'
L6	N89°15'44"W	1308.76'
L7	N89°18'29"W	1315.83'
L8	N00°18'32"E	30.00'

REGISTERED  
 PROFESSIONAL  
 LAND SURVEYOR

*William G. Bahrke*

OREGON  
 JULY 15, 1983  
 WILLIAM G. BAHRKE  
 2039

Renewal Date: 12/31/19

PREPARED OCTOBER 9, 2018

POVEY AND ASSOC. LAND SURVEYORS  
 P.O. BOX 131, REDMOND, OR 97756  
 (541) 548-6778 18-051E.DWG

EXHIBIT "B"

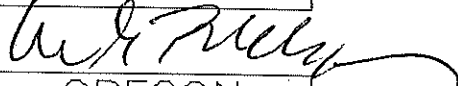
DESCRIPTION OF A PERMANENT  
CITY OF BEND SEWER EASEMENT,  
LOCATED IN THE N1/2 SW1/4 OF SECTION 12,  
TOWNSHIP 17 SOUTH, RANGE 12 EAST, W.M.,  
TAX LOT 17 12 1200 316,  
DESCHUTES COUNTY, OREGON

COMMENCING AT A 3-1/4" ALUMINUM CAP MONUMENTING THE WEST  
1/4 CORNER OF SECTION 12, TOWNSHIP 17 SOUTH, RANGE 12 EAST,  
WILLAMETTE MERIDIAN; THENCE S00°18'32"W ALONG THE WEST LINE  
OF THE NW1/4 SW1/4 OF SAID SECTION 12, 1270.52 FEET TO THE  
NORTH LINE OF THE SOUTH 50 FEET OF SAID NW1/4 SW1/4, AND TO  
THE POINT OF BEGINNING; THENCE S89°18'29"E ALONG SAID NORTH  
LINE, 1316.05 FEET TO THE NORTH LINE OF THE SOUTH 50 FEET OF  
THE NE1/4 SW1/4 OF SAID SECTION 12; THENCE S89°15'44"E ALONG  
SAID NORTH LINE, 1314.85 FEET TO THE EAST LINE OF SAID NE1/4  
SW1/4; THENCE S00°13'21"W ALONG SAID EAST LINE, 36.41 FEET,  
FROM WHICH A 1/2" REBAR MONUMENTING THE CENTER-SOUTH 1/16  
CORNER OF SAID SECTION 12 BEARS S00°13'21"W, 13.59 FEET;  
THENCE N44°15'44"W, 9.06 FEET TO THE NORTH LINE OF THE SOUTH  
20 FEET OF SAID NE1/4 SW1/4; THENCE N89°15'44"W ALONG SAID  
NORTH LINE, 1308.76 FEET TO THE NORTH LINE OF THE SOUTH 20  
FEET OF SAID NW1/4 SW1/4; THENCE N89°18'29"W ALONG SAID  
NORTH LINE, 1315.83 FEET TO THE WEST LINE OF SAID NW1/4  
SW1/4, FROM WHICH A 1/2" REBAR MONUMENTING THE SOUTH 1/16  
CORNER ON THE WEST LINE OF SAID SECTION 12 BEARS  
S00°18'32"W, 20.00 FEET; THENCE N00°18'32"E, 30.00 FEET  
TO THE POINT OF BEGINNING.

THE SAME CONTAINING 78,948 SQUARE FEET.

A SKETCH OF THE EASEMENT DESCRIBED ABOVE IS SHOWN ON THE  
ATTACHED EXHIBIT "A", WHICH IS HEREBY INCORPORATED BY  
REFERENCE.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR



OREGON  
JULY 15, 1983  
WILLIAM G. BAHRKE  
2039

Renewal Date: 12/31/19

PREPARED OCTOBER 9, 2018

POVEY AND ASSOC. LAND SURVEYORS  
P.O. BOX 131, REDMOND, OR 97756  
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