

BEFORE THE BOARD OF COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO: 14-03-18-03

IN THE MATTER OF AUTHORIZING AN UNDERGROUND UTILITY EASEMENT OVER A PORTION OF GLENWOOD CENTRAL RECEIVING STATION PROPERTY, MORE SPECIFICALLY DESCRIBED AS TAX LOT 300 ON MAP 17-03-33-44.

WHEREAS, the Board of Commissioners authorized an Agreement with New Cingular Wireless PCS, LLC, a Delaware limited liability company, to lease property for the construction of a cellular communications tower at the Glenwood Central Receiving Station (ORDER 14-01-07-11); and

WHEREAS, a Public Utility Easement is needed to extend power to the property to be leased by New Cingular Wireless PCS; and

WHEREAS, the City of Springfield has requested that the County execute a Public Utility Easement ten feet in width over a portion of the facility specifically described on "Exhibit A" also being described as Lane County Tax Lot 300 on Map 17-03-33-44; and

WHEREAS ORS 271.310 provides that the County may sell, exchange, convey or lease all or any part of its interest in the property to a governmental body, private corporation or individual whenever the public interest may be furthered, and;

WHEREAS the easement is necessary to facilitate the construction of the cellular communication tower described in the Agreement between New Cingular Wireless PCS, LLC and Lane County;

NOW THEREFORE, IT IS HEREBY ORDERED, that the Board authorizes the execution of the Public Utility Easement in the form as shown on "Exhibit A",

IT IS FURTHER ORDERED that this Order shall be entered into the records of the Board of Commissioners of the County

ADOPTED this 18th day of March, 2014.

Pat Farr, Chair
Lane County Board of Commissioners

APPROVED AS TO FORM

Date

3/24/14

LANE COUNTY OFFICE OF LEGAL COUNSEL

Subscribed and sworn to before me by Pat Farr on this 20th day of March, 2014.

(Notary Public's Signature)

My commission expires 5/30/2016

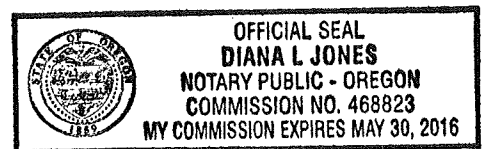


EXHIBIT A

Utility Easement Description

A TRACT OF LAND LOCATED IN SECTION 34, TOWNSHIP 17 SOUTH, RANGE 3 WEST, WILLAMETTE MERIDIAN, LANE COUNTY, OREGON, DESCRIBED AS FOLLOWS:

SAID TRACT BEING A 10 FOOT STRIP OF LAND LYING 5 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 34, FROM WHICH A FOUND BAR AND CAP SHOWN ON RECORD OF SURVEY CS # 35755, RECORDS OF LANE COUNTY, OREGON BEARS NORTH 24°26'30" WEST 314.53 FEET;
THENCE NORTH 37°16'48" EAST 1051.04 FEET;
THENCE SOUTH 88°23'28" EAST 40.00 FEET TO THE POINT OF BEGINNING;
THENCE SOUTH 01°36'32" WEST 65.00 FEET;
THENCE NORTH 88°23'28" WEST 10.65 FEET;
THENCE SOUTH 01°36'32" WEST 261.72 FEET TO THE BEGINNING OF A CURVE TO THE LEFT, CONCAVE TO THE NORTHEAST, HAVING A RADIUS OF 20.00 FEET;
THENCE ALONG SAID CURVE 31.38 FEET THROUGH A CENTRAL ANGLE OF 89°54'15";
THENCE SOUTH 88°17'43" EAST 18.31 FEET TO THE WEST MARGIN OF EAST 17TH AVENUE AND THE TERMINUS OF THIS CENTERLINE DESCRIPTION;

THE SIDELINES OF SAID TRACT TO BE EXTENDED OR SHORTENED TO MEET AT ANGLE POINTS AND TERMINATE AT THE SOUTH AND EAST LINES OF THE LEASE AREA BEING SERVED BY THIS EASEMENT AND THE WEST MARGIN OF EAST 17TH AVENUE.