FILE NuMber: PLA-21-037
Date Received:
g/2121 Receipt: 226347 Received by: $\qquad$

This application shall be filled out electronically. If you need assistance please contact staff.If the fee is not included the application will not be processed. (If payment is received on line a file number is required prior to submittal)

## LAND INFORMATION

A. Land Owner (s) Christopher \& Nicole Kirkpatrick

Mailing address: 1400 Roseburg Road / Myrtle Point, Oregon 97458
Phone: (541) 868-4801
Email: crunchbuilt@outlook.com

| Township: | Range: | Section: | $1 / 4$ Section: | $1 / 16$ Section: Tax lot: |  |
| :--- | :--- | :--- | :--- | :--- | :--- |
| 29 S | 12 W | 16 | C | A | 1200 |

Tax Account Numbers): 1138300

Acreage Prior to Adjustment: 5.93

Zone: Select Zone Exclusive Farm Use (EFU)
Acreage After the Adjusment


[^0]Please check off that all the required documents have been submitted with the application. Failure to submit documents will result in an incomplete application or denial.

## Purpose of the Property Line Adjustment:

To adjust and or redefine a common boundary line along an existing concrete retaining wall.
The Current Boundary Line is a North/South Deed Line, written prior to the Construction and placement of the retaining wall. Both Parcels have been owned by the same parties, currently and historically.

## SEE Attached Plot Plan.

A before and after vicinity map locating the proposed line adjustment or elimination in relocation to adjacent subdivisions, partitions, other units of land and roadways.


A plot plan showing the existing boundary lines of the lots or parcels affected by the line adjustment and the approximate location for the proposed adjustment line. The plot plan needs reflect structures as follows:

1. Within Farm and Forest at least within 30 feet of the property boundaries.
2. Within Rural Residential at least 10 feet of the property boundaries.
3. Within Controlled Development at least within 20 feet of the boundaries.
4. Within Estuary Zones at least within 10 feet of the boundaries.
5. Within Commercial and Industrial within 10 feet of the boundaries.

If there is no development within distance listed above the plan needs to indicate not development within the required distance.

A current property report (less than 6 months old) indicating any taxes, assessment or liens against the property, easeemnts, restrictive covenants and rights-of-way, and ownerships of the property. A title report is acceptable. This shall be for both properties. At the minimum a deed showing the current lien holders, reference to easements, covenants and ownership will be accepted for both properties. A notice will be provided to any lien holder as part of this process.

Please list all Lien Holders names and addresses:

Property 1:

Property 2:

## $\square$ Please answer the following:

Will the adjustment create an additional Unit of land?
Does property 1 currently meet the minimum parcel/lot size?
Does property 2 currently meet the mimimum parcel/lot size?

| Yes $\square$ | No $\square$ |
| :--- | :--- |
| Yes $\square$ | No $\square$ |
| Yes $\square$ | No $\square$ |


| Was property one created through a land division? | Yes $\square$ | No $\square$ |
| :---: | :---: | :---: |
| Was property two created through a land division? | Yes | No |
| Are there structures on the property? | Yes $\square$ | No $\square$ |
| If there are structures please provide how far they are in feet from the adjusted boundary line: Greater than $30^{\prime}$ |  |  |
| Is there a sanitation system on the one or both properties, if so, please indicate the type of system$\square$ Onsite Septic System $\square$ Public Sewer $\square$ |  |  |
| Is property one going to result in less than an acre and contain a dwelling? | $\mathrm{Yes} \square$ | No $\square$ |
| Is property two going to result in less than an acre and contain a dwelling? | Yes $\square$ | No $\square^{\square}$ |
| Is one or both properties zoned Exclusive Farm Use or Forest? | Yes $\square$ | No $\square$ |
| Will the property cross zone boundaries? If so, a variance request will be required. Yes $\square$ No $\square$ |  |  |
| Will the property line adjustment change the access point? | Yes $\square$ | No |

Section 5.0.150 Application Requirements: Applications for development (includes land divisions and relocation of property boundary) or land use actions shall be filled on forms prescribed by the County and shall include sufficient information and evidence necessary to demonstrate compliance with the applicable criteria and standards of this ordinance and be accompanied by the appropriate fee.

It shall be the duty of the Planning Director or his/her authorized representative to enforce the provisions of the Coos County Zoning and Land Development Ordinance pertaining to zoning, land use, the construction, erection, location or enlargement of any structure and land divisions including the relocation of boundary lines within Coos County under the jurisdiction of this Ordinance. Therefore, if any violations of the ordinance are found to exist the application will not be processed unless other resolutions are possible.
Acknowledgment Statement: I hereby declare that I am the legal owner of record or an agent having consent of the legal owner of record and I am authorized to obtain land use approvals. The statements within this form and submittal information provided are true and correct to the best of my knowledge and belief. I understand that any authorization for land use approval may be revoked if it is determined that it was issued based on false statements, misrepresentation or in error.

## Property Owner




## COOS County Assessor's Summary Report

Real Property Assessment Report
FOR ASSESSMENT YEAR 2021
NOT OFFICIAL VALUE
July 10, 2021 9:47:03 am



## COOS County Assessor's Summary Report

## Real Property Assessment Report

FOR ASSESSMENT YEAR 2021
NOT OFFICIAL VALUE
July 10, 2021 9:36:27 am
$\left.\begin{array}{llllll}\text { Account \# } & 1138400 \\ \text { Map\# } & 29 S 1216 C A 01201 \\ \text { Code - Tax \# } & 4100-1138400 \\ & 4111-1138490\end{array}\right)$

| Situs Address(s) | Situs City |
| :--- | :--- |
| ID\# | 10 |
| 1400 | ROSEBURG RD |
| ID\# | 10 |
| 1400 | ROSEBURG RD |
| ID\# | 1400 |
| ROSEBURG RD | MYRTLE POINT |


| Code Area | RMV | MAV | $\begin{aligned} & \text { Value Summary } \\ & \text { AV } \end{aligned}$ | SAV | MSAV |  | RMV Exception | CPR \% |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 4100 Land | $\begin{array}{r} \hline 56,280 \\ 0 \end{array}$ |  |  |  |  | Land Impr. | $\begin{aligned} & 0 \\ & 0 \end{aligned}$ |  |
| Code Area Total | 56,280 | 26,040 | 26,040 | 0 | 0 |  | 0 |  |
| 4111 Land | $\begin{array}{r} 25,850 \\ \mathbf{2 3 3}, 760 \end{array}$ |  |  |  |  | Land Impr. | $\begin{aligned} & 0 \\ & 0 \end{aligned}$ |  |
| Code Area Total | 259,610 | 120,120 | 120,120 | 0 | 0 |  | 0 |  |
| Grand Total | 315,890 | 146,160 | 146,160 | 0 | 0 |  | 0 |  |



MS Account(s): 4111-R-99919352
*** The Real MS value is not included in the total of the real account

# © TICOR TITLE* 

300 W. Anderson Coos Bay, OR 97420

Phone: 269-5127
Fax: 267-0990

105 E. 2nd Street
Coquille, OR 97423
Phone: 396-2777
Fax: 396-2776

1010 First St., Suite 215
Bandon, OR 97411
Phone: 347-5429
Fax: 347-6811

# Consumer Information Report 

Prepared For: Cynthia Johnson Mon Feb 10, 2020

Property Address:
Tax Account:
R 1138300
Map:

Owner of Record:
Owner's Address:
KIRKPATRICK, CHRISTOPHER \& NICOLE 1400 ROSEBURG RD
MYRTLE POINT, OR

Prepared By:

This Uitle information has been furnished, without charge, in conformance with the guidelines approved by the State of Oregon insurance Commissioner. The Insurance Division cautions intermediaries that this sarvice is designed to benefit the utimate insureds; indescriminate use only benefling intermediaries will not be permilted. Said services may be discontinued. No liability is assumed for any enror in this record.

Coos County - Property Profile

| Account: | R 1138300 | Map: | 29S-12W-16CA TL 1200 |
| :--- | :--- | :--- | :--- |
| Property Class: | - HIGH AND BEST USE FARM LAND | Building Class: | 302 |
| Owner of record: | KIRKPATRICK, CHRISTOPHER \& NICOLE |  |  |
| Owner's Address: | 1400 ROSEBURG RD |  |  |
|  | MYRTLE POINT, OR |  |  |


| Situs Address: | , 0 |  |  |
| :---: | :---: | :---: | :---: |
| Acres: | 5.93 | Roli: | Real Property |
| Market Improv: | 20,560 |  |  |
| Market Land: | 2,908 |  |  |
| RMV: | 23,468 |  |  |
| TAV: | 16,777 |  |  |
| 2019 Taxes: | See below |  |  |
| Last Sale Date: | 1/2016 | Deed Reference: | 201610015 |
| Last Sale Price: | 70,000 | Deed Type: | WD |
| Zoning: | EFU | Code Area: |  |

Tax History:

| Tax Year | Code Area | Taxes | Amount Paid | Balance Due |
| :--- | ---: | ---: | ---: | ---: |
| 2018 | 4111 | 230.62 | 230.62 | 0.00 |
| 2018 | 4111 | 226.23 | 226.23 | 0.00 |
| 2017 | 4111 | 222.50 | 222.50 | 0.00 |
| 2016 | 4111 | 218.17 | 218.17 | 0.00 |
| 2015 | 4111 | 217.94 | 217.94 | 0.00 |

Sales History:

| Sale Date | Seller Name | Buyer Name | Sale Price | Doc No |
| :--- | :--- | :--- | ---: | ---: |
| 2016-01-28 |  | KIRKPATRICK | 70,000 | 201610015 |
| $1994-10-14$ |  | DUNN | 25,000 | 199590617 |
| $1990-11-01$ |  | KREWSON | 0 | 1991 |
|  |  |  | 15855 |  |
| $1985-02-01$ |  | KREWSON | 15,000 | 1991 |
|  |  |  |  | 133744 |

This titie information has been fumished, without charge, in conformance with the guidelines approved by the State of Oregon Insurance Commissioner. The insurance Diviston cautions intermediaries that this service is designed to beneflithe ultimate insureds; indescriminate use only benefiting intermediaries will not be permitted. Said services may be discontinuad. No liability is assumed for any error in this record.

## COOS County Assessor's Summary Report <br> Real Property Assessment Report <br> FOR ASSESSMENT YEAR 2020 NOT OFFICIAL VALUE



# STATEMENT OF TAX ACCOUNT <br> COOS COUNTY TAX COLLECTOR COOS COUNTY COURTHOUSE COQUILLE, OREGON 97423 <br> (541) 396-7725 

10-Feb-2020
KIRKPATRICK, CHRISTOPHER \& NHCOLE
1400 ROSEBURG RD
MYRTLE POINT. OR 97458-1613

| Tax Account it | 1138300 | Lemder Namere |
| :--- | :--- | :--- |
| Account Status | A |  |
| Roll Type | Real | Loes Number |
| Situs Address |  | Property iD |


| Tax Year | Tax <br> Type | Total Due | $\begin{gathered} \text { Current } \\ \text { Dese } \end{gathered}$ | $\begin{gathered} \text { Interest } \\ \text { Deee } \end{gathered}$ | Discoment Available | $\begin{gathered} \text { Origianal } \\ \text { Duse } \end{gathered}$ | $\begin{aligned} & \text { Due } \\ & \text { Date } \\ & \hline \end{aligned}$ |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 2019 | ADVALOREM | $\mathbf{5 0 . 0 0}$ | 50.00 | 50.00 | 50.00 | 5230.62 | Nov 15, 2019 |
| 2018 | ADVALOREM | 50.00 | 50.00 | 50.00 | 50.00 | \$226.23 | Nov 15, 2018 |
| 2017 | ADVALOREM | 50.00 | 50.00 | 50.00 | 50.00 | \$222.50 | Nov 15, 2017 |
| 2016 | ADVALOREM | 50.00 | 50.00 | 50.00 | 50.00 | 5218.17 | Nov 15, 2016 |
| 2015 | ADVALOREM | 50.00 | 50.00 | 50.80 | $\mathbf{5 0 . 0 0}$ | \$217.94 | Nov 15, 2015 |
| 2014 | ADVALOREM | 50.00 | 50.00 | 50.00 | 50.00 | \$216.76 | Nov 15, 2014 |
| 2013 | ADVALOREM | 50.00 | 50.00 | 50.00 | \$0.00 | \$67.72 | Nov 15, 2013 |
| 2012 | ADVALOREM | 50.00 | 50.00 | 50.00 | $\mathbf{5 0 . 0 0}$ | \$67.68 | Nov 15, 2012 |
| 2011 | ADVALOREM | 50.00 | 50.00 | 50.00 | 50.00 | \$67.59 | Nov 15, 2011 |
| 2010 | ADVALOREM | 50.00 | 50.00 | 50.00 | 50.00 | \$67.56 | Nov 15, 2010 |
| 2009 | ADVALOREM | 50.00 | 50.00 | \$0.00 | 50.00 | 567.53 | Nov 15, 2009 |
| 2008 | ADVALOREM | 50.00 | 50.00 | 50.00 | 50.00 | 593.38 | Nov 15, 2008 |
| 2007 | ADVALOREM | 50.00 | 50.00 | \$0.00 | 50.00 | 557.22 | Nov 15, 2007 |
| 2006 | ADVALOREM | 50.00 | 50.00 | 50.00 | 90.00 | S57.21 | Nov 15. 2006 |
| 2005 | ADVALOREM | 50.00 | 50.00 | \$0.00 | 50.00 | \$57.18 | Nov 15, 2005 |
| 2004 | ADVALOREM | 50.00 | \$0.00 | 50.00 | 50.60 | 557.13 | Nov 15, 2004 |
| 2003 | ADVALOREM | 50.00 | 50,00 | 50.00 | 50.00 | 557.10 | Nov 15, 2003 |
|  | Total | 50.00 | 50.00 | 50.00 | 50.00 | \$2,049.52 |  |
| TAX NOTATION. ${ }_{\text {cos }}$ |  |  |  |  |  |  |  |
| NOTATIONCODE DATE ADDED DESCRIPTION |  |  |  |  |  |  |  |
| SPLIT | CODE | AFFIDAV CONSOL | $303-\$ 11383$ | INED INTO | 38300 RURAL | FIRE PATRO | SPLIT CODE |


| COOSCOUNTY. OREOON | N 2016-10015 |
| :---: | :---: |
| 568.00 | 11/14/2018 10:08:40 AM |



Toun L Tunt coen County Ciort


After recerding, return to:
Walter B. Hogan
PO Box 458
Myrtie Point, Oregon 97458
Until requested otherwise, semd all tax statements to:
CHRISTOPHER KIRKPATRICK


## WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS that MIKE DUNN, hereinafter called Grantor, for the consideration stated, to grantor paid by CHRISTOPHER KIRKPATRICK and NICOLE KIRKPATRICK, husband and wife, hereinafter called Grantees, does hereby grant, bargain, sell and convey unto the grantees and grantees' heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in Coos County, State of Oregon, described as follows: to-wit:

## See Exhibit A

To have and to hold the same unto grantees and grantees' heirs, successors and assigns forever.

And grantor hereby covenant to and with grantees and grantees' heirs, successors and assigns that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances except: Those of record, and that grantor will warrant and forever defend the premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer is the sum of SEVENTY THOUSAND DOLLARS AND NO/100 (\$70,000.00).
Warranty Deed
Page| 1

In construing this deed, where the context so requires, the singular includes the plural.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSONS RIGHTS, IF ANY, UNDER ORS 195,300 (Definitions for ORS 195.300 to 195.336), 195.301 (Legislative findings) AND 195,305 (Compensation for restriction of use of real property due to land use regulation) TO 195.336 (Compensation and Conservation Fund) AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. this instrument does not allow use of the property described in this instrument in violation of applicable land use laws and regulations. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN IRS 92.010 (Definitions for ORS 92.010 to 22.192) OR 215,010 (Definitions), TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN PRS 30.930 (Definitions for ORS 30.930 to 30.947), AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY. UNDER ORS 195.300. (Definitions for PRS 195,300 so 195.336), 195.301 (Legislative findings) AND 195.305 (Compensation for restriction of use of real property due to land use regulation) TO 195.336 (Compensation and Conservation Fund) AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

IV WITNESS WHEREOF, the granters have executed this instrument
 day of January, 2016.


MIKEDUNN
STATE OF OREGON )
County of Coos )

This instrument was acknowledged before me on January
 2016, by MIKE DUNN.


Warranty Deed
Page 12

## EXHIBST "A"


#### Abstract

A tract of land located In the $8 \times 2 / 4$ of tha NM $1 / 4$ and Govornment bot 3 of saction 16 , Township 29 80ith, Range 12 Woat of tha willamotte Meridian, coos county, oregon, more particularly described as follows:

Beginning at a point on the westerly right of way boundary of Oregon state ufghway No. 42 said point being North $50^{\circ} 271$ Mest 79.06 feet sxom a polnt of curve (station 35t95.04) on said highway boundary and said point also baing Horth $67^{\circ} 36^{\circ}$ $10^{\prime \prime}$ West 849.41 foet from the oonter of gald soction 161 Thenco south $39^{\circ} 331$ wost 21,54 foet to an Iron rod, thence Bouth $70^{\circ} 14^{\prime} 43^{*}$ Nest $81.99^{\prime \prime}$ foet to an iron rod; thence North $73^{\circ} 54^{\prime} 50^{\prime \prime}$ Hest 50.91 foot to an iron rod, thonce korth $35^{\circ}$ $30^{\prime} 55^{\prime \prime}$ West 69.43 foet to an iron rodit thence North $1^{\circ} 33$ ! 54" West 103.42 feet to an iron rod) thence North $19^{\circ} 3^{3 \prime} 09^{\prime \prime}$ Wost 40.54 feot to a point which 1820.00 foet from said highway boundary; thence North $50^{\circ} 27^{\prime \prime}$ West 52.37 zeat to a point 20.00 feot erom point of tangent (btation $32+04.15$ ) on sald highway boundary, thence Hosterly and parallel and being 20.00 feet Erom aaid highway to the Easterly boundary of that property conveyed to Mary sorenaen perry in deed racorded June 27, 1983, bearing Miorofilm Reel No. 83-3-4957, Records of coos County, oregion' thence southerly along pory' 8 gest 1 ins to Perry's southoast corner; thence North $89^{\circ}{ }^{19}$ ' West 50 feots thonce south along the 1/16th line 715 feet, moro or lose, to the middle of a craeky thence upstream along the thread of the stream of said creek to a point which is 750 feot Bast and 127 feet, more or less, North of tho southwest corner of Government Lot 3, of said section $16 ;$ thence North 410 feet, more or lesa, to the southwesterly right of way to ilne of Hwy. 42, thence Northwesteriy along said right of way to the point of beginning, subject to the following enoumbrances:


1. $1994 / 1995$ taxes which are a lien but not yet payable, Tax Account. No. 11383 code 41.01:
2. rights of the public in and to that portion lying witisin streets, roade, and highvays; and ail ijens, oncumbrances and exceptions of record.

RECORDINB: 94100602
1, Mary Aminitsan Coos County clerk, cortly the within instrument was filed for facond at

By
pagea 2 Fee $\leqslant 38.00$

## 1253

## EXHIBIT




NE1/4 SW1/4 SEC. 16 T.29S. R.12W. W.M.



## Grantor:

MIKE DUNN
PO Box 38
Myrtle Point, Oregon 97458
Grantee:
CHRISTOPHER KIRKPATRICK


After recording, return to: Walter B. Hogan
PO Box 458
Myrtle Point, Oregon 97458
Until requested otherwise, send all tax statements to: CHRISTOPHER KIRKPATRICK NICOLE KIRKPATRICK
LOOROEPbUMGR Muyrteroint, Ox $9>458$
Conssderation: $\$ 70,000.00$

## WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS that MIKE DUNN, hereinafter called Grantor, for the consideration stated, to grantor paid by CHRISTOPHER KIRKPATRICK and NICOLE KIRKPATRICK, husband and wife, hereinafter called Grantees, does hereby grant, bargain, sell and convey unto the grantees and grantees' heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in Coos County, State of Oregon, described as follows: to-wit:

## See Exhibit A

To have and to hold the same unto grantees and grantees' heirs, successors and assigns forever.

And grantor hereby covenant to and with grantees and grantees' heirs, successors and assigns that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances except: Those of record, and that grantor will warrant and forever defend the premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer is the sum of SEVENTY THOUSAND DOLLARS AND NO/100 (\$70,000.00).

In construing this deed, where the context so requires, the singular includes the plural.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSONS RIGHTS, IF ANY, UNDER IRS 195.300 (Definitions for ORS 195.300 to 195.336), 195.301 (Legislative findings) AND 195.305 (Compensation for restriction of use of real property due to land use regulation) TO 195.336 (Compensation and Conservation Fund) AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS instrument in violation of applicable land use laws and regulations. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 (Definitions for ORS 92.010 to 92.192) OR 215.010 (Definitions), TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930 (Definitions for ORS 30.930 to 30.947), AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER IRS 195.300 (Definitions for ORE 195.300 to 195.336), 195.301 (Legislative findings) AND 195.305 (Compensation for restriction of use of real property due to land use regulation) TO 195.336 (Compensation and Conservation Fund) AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

IN WITNESS WHEREOF, the granters have executed this instrument this
 day of January, 2016.


STATE OF OREGON )
) ss.
County of Coos
This instrument was acknowledged before me on January
 2016, by MIKE DUNN.


Warranty Deed
Page | 2

EXHIBIT "A"


#### Abstract

A tract of land located in the SE $1 / 4$ of the $\mathrm{NW} 1 / 4$ and Government Lot 3 of Section 16, Township 29 South, Range 12 West of the Willamette Meridian, Coos county, oregon, more particularly described as follows:


Beginning at a point on the Westerly right of way boundary of Oragon State Highway No. 42 said point being North $50^{\circ} 27^{\prime}$ West 79.06 feet from a point of curve (station $35+95.04$ ) on said highway boundary and said point also baing North $67^{\circ} 36^{\prime}$ $10^{11}$ west 849.41 feet from the contor of sald section 16, Thenco South $39^{\circ} 33^{\prime}$ Wost 21.54 feet to an iron rod, thence South $70^{\circ} 14^{\prime} 43^{\prime \prime}$ West 81.99 foet to an iron rod; thence North $73^{\circ} 54^{\prime} 5^{\prime \prime}$ West 50.91 feot to an iron rod; thance Narth $55^{\circ}$ 30' 55" Nest 68.43 feet to an iron rod; thence North $1^{\circ} 5^{\prime \prime}$ $54^{\prime \prime}$ West 103.42 feet to an iron rod thence North $19^{\circ} 33^{\prime} \mathbf{~ 0 9 " ~}^{\prime \prime}$ West 40.54 feet to a point which is 20.00 foet from said highway boundary; thence North $50^{\circ} 27^{\prime}$ West 52.37 feet to a point 20.00 feet from point of tangent (station $32+04.15$ ) on said highway boundary; thence westerly and parallel and being 20.00 feet from said highway to the easterly boundary of that property conveyed to Mary Sorensen Perry in deed recorded June 27, 1983, bearing Microfilm Reel No. 83-3-4957, Records of Coos County, Oregon; thence Southerly along Perry's Bast ine to Perry's Southeast corner; thence North 89' $199^{\prime}$ West 50 feet; thence south along the $1 / 16$ th line 715 foet, more or less, to the middie of a creek; thence upstream along the thread of the stream of said creek to a point which is 750 feet kast and 127 feet, more or less, North of the Southwest corner of Government Lot 3, of said Section 16; thence North 410 feet, more or less; to the Southwesterly right of way to line of Hwy. 42; thence Northwesterly along said right of way to the point of beginning, subject to the following encumbrances:

1. 1994/1995 taxes which are a lien but not yet payable, Tax Account. No. 11383 Code 41.01;
2. rights of the public in and to that portion lying within streets, roads, and highways; and
3. all liens, encumbances and exceptions of record.

RECORDING 94100602
1, Mary Ann Wilson Coos County Clerk, certily the within instrument was filed for record at



## STATUTORY BARGAIN AND SALE DEED

Brian Leitgeb and Terry DeSylvia, the duly appointed, qualified, and acting co-personal representatives of the estate of Irwin Leitgeb, deceased, convey to Brian Leitgeb, Trustee of the Irwin Leitgeb Marital Trust, all of Inwin Leitgeb's interest in that rea! property situated in Coos County, Oregon, described on Exhibit " $A$ " attached.

The true and actual consideration for this conveyance stated in ferms of dollars is zero and consists of other consideration which is the entire consideration.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TILLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300. 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17. CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7 , CHAPTER B, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT. THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOUID CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930. AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300. 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

## "Grantors"



BRIAN LEITGEB, Co-Personal Representative of the Estate of Irwin Leitgeb, Deceased
 the Estate of Irwin Leitgeb, Deceased

> OFFCIAL SEAL

UNDA JSIGSBEE
NOTARY PUBUC-OREGON COMmISSION NO. 471677 Mr COMMSSION EXPRES SEPTEMER 12,2016

STATE OF OREGON ,
County of Multnomah ,
This instrument was acknowledged before me on May 1.22016 by Brian Leitgeb, Co-Personal Representative of the Estate of Inwin Leitgeb,


County of Multnomah
) SS.

This instrument was acknowledged before me on May 17. 2016 by Tery DeSytvia, Co-Personal Representative of the Estate of Inwin


## EXHIBIT "A"

## PARCEL 1

A parcel of land situated in the Southwest quarter of Section 16, Township 29 South, Range 12 West of the Willamette Meridian, Coos County, Oregon, described as follows: Beginning at a point located East 866.42 feet from the Southwest corner of Government Lot 3 in said Section 16; thence East 155 feet, more or less, to the Northwest comer of that parcel conveyed to John W. Weaver and Edith Irene Weaver in Tract B of Deed Recorded July 18, 1956, in Book 252, Page 54, Records of Coos County, Oregon; thence South 93.5 feet; thence East 162.31 feet, more or less, to the Southeast comer of that parcel conveyed to John W. Weaver and Edith Irene Weaver in Tract B of Deed Recorded July 18, 1956, in Book 252, Page 54, Records of Coos County, Oregon; thence South $7^{\circ} 00^{\prime}$ West 36 feet; thence East 151 feet, more or less, to a point on the North-South quarter Section line running through the center of said Section 16; thence South along said quarter Section line 337.12 feet; thence West 466.62 feet to a point South of the point of beginning; thence North 466.62 feet to the point of beginning.

EXCEPTING THEREFROM any portion lying within the limits of Oregon State Highway 42.

## PARCEL 2

Beginning at a point which is South 559.68 feet from the Northeast comer of the J.A. Harry Donation Land Claim No. 38 in Section 16, Township 29 South, Range 12 West of the Willamette Meridian, Coos County, Oregon; thence West 466.62 feet; thence North 93.06 feet, more or less, to the Southwest corner of property conveyed to Charles Franklin Hurd, et ux, by Instrument Recorded March 14, 1986, bearing Microfilm Reel No. 86-103663, Records of Coos County, Oregon; thence East 466.12 feet; thence South 93.06 feet to the point of beginning.

EXCEPTING THEREFROM any portion lying within the limits of Oregon State Highway 42.

## PERMANENT EASEMENT

CARLA LEE RAY, Grantor, for the true and actual consideration of $\mathbf{\$ 2 5 0 . 0 0}$ does grant to the STATE OF OREGON, by and through its DEPARTMENT OF TRANSPORTATION, Grantee, Its successors and assigns, a permanent easement to construct and maintain slopes, upon the property described as Parcel 1 on Exhlbit "A" dated 7/8/2004 attached hereto and by this reference made a part hereof.

IT IS UNDERSTOOD that the easement herein granted does not convey any right or interest in the above-described property, except as stated herein, nor prevent Grantor from the use of said property; provided, however, that such use shall not be permitted to interfere with the rights herein granted or endanger the lateral support of the public way.

IT IS ALSO UNDERSTOOD that Grantee shall never be required to remove the slope materials placed by it on said property, nor shall Grantee be subject to any damages to Grantor and grantor's heirs, successors and assigns, by reason thereof, or by reason of any change of grade of the public way abutting on said property.

Grantor also grants to Grantee, its successors and assigns, a temporary easement for a work area for construction purposes over and across the property described as Parcel 2 on Exhiblt "A" dated 7/8/2004 attached hereto and by this reference made a part hereof.

IT IS UNDERSTOOD that the temporary easement rights herein granted shall terminate three (3) years from the date hereof or upon completion of the above-mentioned construction project, whichever is sooner.

RETURN TO AND TAX STATEMENT TO OREGON DEPARTMENT OF TRANSPORTATION RIGHT OF WAY SECTION
355 CAPITOL STREET NE, ROOM 420 SALEM OR 97301-3871

Account No.: 29-12-16BC-8801 and 29-12-16CA-1200
Property Address: 1400 Roseburg Rd.
Myrtle Point, OR

9/08/04

IT IS ALSO UNDERSTOOD that the temporary easement herein granted does not convey any right or interest in the above-described Parcel 2, except as stated herein, nor prevent Grantor from the use of said property; provided, however that such use does not interfere with the rights herein granted.

Grantor covenants to and with Grantee, its successors and assigns, that Grantor is the owner of said property, and will warrant the easement rights herein granted from all lawful claims whatsoever.

Grantor agrees that the consideration recited herein is just compensation for the property or property rights conveyed, including any and all damages to Grantor's remaining property, If any, which may result from the acquisition or use of said property or property rights. However, the consideration does not include damages resulting from any use or activity by Grantee beyond or outside of those uses expressed herein, if any, or damages arising from any negligence.

In construing this document, where the context so requires, the singular includes the plural and all grammatical changes shall be made so that this document shall apply equally to corporations and to individuals.

It is understood and agreed that the delivery of this document is hereby tendered and that terms and obligations hereof shall not become binding upon the State of Oregon Department of Transportation, unless and until accepted and approved by the recording of this document.


STATE OF OREGON, County of $\qquad$ Coos

Dated $\qquad$ Sept. 16 20 ON. . Personally appeared the above named Carla Lee Ray, who acknowledged the foregoing instrument to be her voluntary act. Before me:


Accepted on behalf pr the Oregon Department of Transportation


9/08/04
Page 2 of 2 - peasiteawa
/cw

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\begin{array}{rr}
09 / 23 / 2004 & \text { \#2004-13760 } \\
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## PARCEL 1 - Permanent Easement For Slopes

A parcel of land lying in Lot 3 of Section 16, Township 29 South, Range 12 West, W. M., Coos County, Oregon and being a portion of that property described in that Deed to L.G. Ray, recorded October 27, 1982, in the Book of Records of Coos County as Microfilm Reel No. 82-4-2081; the said parcel being that portion of said property lying Northwesterly of a line at right angles to the center line of the relocated Coos Bay-Roseburg Highway at Engineer's Station 41+61.00 and included in a strip of land variable in width. lying on the Southwesterly side of said center line, which center line is as follows:

Beginning at Engineer's center line Station 35+00.00, said Station being 410.74 feet North and 733.60 feet West of the center quarter comer of Section 16, Township 29 South, Range 12 West, W.M.; Coos County, Oregon; thence South $50^{\circ} 26^{\prime} 41^{\prime \prime}$ East 95.52 feet; thence on a spiral curve right (the long chord of which bears South $47^{\circ} 06^{\prime \prime} 44^{\prime \prime}$ East 99.96 feet) $\mathbf{1 0 0 . 0 0}$ feet; thence on a $\mathbf{2 8 6 . 4 8}$ foot radius curve right (the long chord of which bears South $35^{\circ} 38^{\prime} 05^{\prime \prime}$ East 48.04 feet) 48.10 feet; thence on a spiral curve right (the long chord of which bears South $\mathbf{2 4}^{\circ} \mathbf{0 9} 9^{\prime} \mathbf{2 7 \prime \prime}$ East 99.96 feet) 100.00 feet; thence South $\mathbf{2 0}{ }^{\circ} \mathbf{4 9}^{\prime}$ 30" East 423.87 feet to Engineer's center line Station 42+67.49.

The width in feet of said strip of land is as follows:

| Station | To $\frac{\text { Station }}{38+43.62}$ |  | $40+21.00$ <br> $40+21.00$ |
| :---: | :---: | :---: | :---: |

Bearings are based on Oregon Department of Transportation Survey. See Drawing 8B-18-13, dated June, 1960.

This parcel of land contains 1928 square feet, more or less.

PARCEL 2 - Temporary Easement For Work Area (3 years or duration of Project, whichever is sooner)

A parcel of land lying in Lot 3 of Section 16, Township 29 South, Range 12 West, W. M., Coos County, Oregon and being a portion of that property described in that Deed to L.G. Ray, recorded October 27, 1982, in the Book of Records of Coos County as Microfilm Reel No. 82-4-2081; the said parcel being that portion of said property lying Northwesterly of a line at right angles to the center line of the relocated Coos Bay-Roseburg. Highway at Engineer's Station 40+21.00 and included in a strip of land variable in width, lying on the Southwesterly side of said center line, which center line is described in Parcel 1.

The width in feet of said strip of land is as follows:
$\frac{\text { Station }}{37+17.00}$ To $\frac{\text { Station }}{40+21.00} \frac{\text { Width on Southwesterly Side of Center Line }}{247.00 \text { in a straight line to } 120.00}$

This parcel of land contains 527 square feet, more or less.

# Christopher \& Nicole Kirkpatrick 

## 1400 ROSEBURG ROAD

MYRTLE POINT, OREGON 97458-1613

July 31, 2021
Jill Rolfe - Planning Director
Coos County Planning
225 N. Adams Street
Coquille, Oregon 97423

I, (We) request that this Letter serve as an authorization for Russ S. Dodge to communicate with Coos County Planning Department in regards to a Proposed Property Line Adjustment associated with our property in Myrtle Point. The Property is referenced as Tax Lot's 1200 and 1201, Per Tax Map 291216 AC. He has been contracted to prepare A Tentative Plan for the Adjustment of a Common Boundary Line and will continue to work on this project as it progresses into other phases.

He will be submitting various planning and improvement documents for your review and processing.
If you have any questions, please do not hesitate to call me at (541) 868-4801.


Christopher Kirkpatrick




## Submitted TO: <br> Coos County Planning Department Property Line Adjustment

## SUBJECT PROPERTY: <br> TAX MAP 291216 CA - TAX LOT's 1200 \& 1201 <br> Christopher \& Nicole Kirkpatrick

OWNER: CHRISTOHPER \& NICOLE KIRKPATRICK<br>ZONING: EFU [COOS COUNTY] / EFU-CITY (Coos County)<br>Parcel Size: 5.93 ACRES / 4.39 ACRES<br>SUBMITTALS:<br>LAND USE APPLICATION<br>Assessor Map (Reduced Copy)<br>CC Assessor Summary Report \& Map<br>Title Report - Partial Copy [Showing Exceptions]<br>Copies of the Vested Legal Descriptions<br>Copies of the Easements<br>Existing Conditins Map [Before]<br>Tentative PLAN (Layout After)<br>Letter of Authorization

## Background Information

The Applicant/Owner by this submittal wishes to apply for a Property Line Adjustment. Christopher \& Nicole Kirkpatrick are the owners of Both Parcels. They wish to adjust a common boundary line in order to separate and define certain features on the Parcels.

At this time there will be no changes to the Character of Use of each of the Parcels. These changes will not present any problems related to new setback line locations, nor existing utility locations. The line is being located along an existing concrete retaining wall having a height of $\mathbf{2 . 5}$ feet, and existing fence lines. There are no underground utility lines running across the "New" Boundary Line. There are no buildings located within 30 feet of the "New" Boundary Line. There is an existing Deck (Timber \& Concrete) lying East of the "New" line. The westerly edge is shown on the Tentative Plan along with the Retaining Wall and Fence Line Locations.


[^0]:    Any property information may be obtained from a tax statement or can be found on the County Assessor's webpage at the following links: Map Information Or Account Information

