BEFORE THE BOARD OF COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO:  14-08-19-03

IN THE MATTER OF ADOPTING A REVISED DESCRIPTION FOR THE HECETA WATER PEOPLE’S UTILITY DISTRICT

WHEREAS, in July 2013, a petition to form a new people’s utility district, to be known as the Heceta Water People’s Utility District was received by Lane County; and

WHEREAS, the proposed district intended to have the same boundaries of the existing Heceta Water District; and

WHEREAS, an election was duly and regularly held on the 21st day of May, 2013, within Lane County, State of Oregon, and within the boundaries of proposed Heceta Water People’s Utility District; and

WHEREAS, the County Clerk certified the results of the election to the County Board showing that the district electors located in the county favored the formation of the proposed district and the election of five directors; and

WHEREAS, on the 25th day of June, 2013, the Board of County Commissioners approved Order and Proclamation 13-06-25-02 proclaiming the results of the formation and director election and declared the Heceta Water People’s Utility District formed; and

WHEREAS, subsequent to the formation of the Heceta Water People’s Utility District it was determined that the legal description used during the formation process unintentionally omitted a small portion of the existing Heceta Water District, including five properties; and

WHEREAS, on the 25th day of March, 2014, the County Clerk confirmed that all active registered voters at the addresses in the omitted area were included in the formation election and were mailed ballots and that the election therefore included all eligible electors within the Heceta Water District boundary; and

WHEREAS, a revised legal description has been prepared including the omitted area (Exhibit A) and a revised map prepared (Exhibit B); and

WHEREAS, the Board is being asked to adopt the revised legal description and map to correct the inadvertent omission of property from the Heceta Water People’s Utility District.

NOW, THEREFORE, the Board of County Commissioners of Lane County ORDERS as follows:
1. That the boundary of the Heceta Water People’s Utility District is amended to reflect the boundary as described in attached Exhibit A and as depicted on the map attached as Exhibit B.

2. That a certified copy of this Order be provided to the Heceta Water People’s Utility District and that copies be filed with the Lane County assessor, the Oregon Department of Revenue, and the Oregon Secretary of State.

ADOPTED this 19th day of August, 2014.

Pat Farr, Chair
Lane County Board of Commissioners

APPROVED AS TO FORM

Date

LANE COUNTY OFFICE OF LEGAL COUNSEL

(00058776;1) Revised 2/26/14
Description for Heceta Water People's Utility District
New Boundary Description
F20141105 New Boundary Description

Beginning at the center of Section 13, Township 18 South, Range 12 West of the Willamette Meridian; thence along the boundary of the Incorporation of Heceta Water District, filed July 22, 1966, Lane County Department of Records and Elections, North one-half mile to the One-Quarter corner between Sections 12 and 13, said Township and Range; thence East One-Quarter mile; thence North 2 miles; thence East one-half mile; thence North One-Quarter mile; thence East one-half mile; thence North One-Quarter mile; thence East One-Quarter mile to the One-Quarter corner between Sections 31 and 32, Township 17 South, Range 11 West of the Willamette Meridian; thence North 1 ½ miles to the Northeast corner of Section 30 of said Township and Range; thence West 1 3/4 miles to the Southeast corner of Lane County Local Government Boundary Commission Final Order 284, said point being S 81° 49' E 1373.68 feet from the SW corner of Section 24, Township 17 South, Range 12 West of the Willamette Meridian; thence along the boundary of Final Order 284 N 1° 51' 15" W 1985.89 feet; thence N 81° 03' 38" W 643 feet more or less to the Easterly right of way line of Ben Bunch Road; thence Northeasterly along said Easterly right of way line 61 feet more or less to the South line of Lane County Local Government Boundary Commission Final Order 622; thence along the boundary of Final Order 622 S 81° 03' 38" E 400 feet more or less to the Southeast corner of Final Order 622; thence continuing along the boundary of Final Order 622 N 1° 51' 15" West 260 feet; thence N 80° 48' 30" W 150 feet more or less; thence S 09° E 170 feet; thence N 80° 48' 30" W 270 feet more or less to the Northwesterly right of way line of Ben Bunch Road; thence Southerly along said Northwesterly right of way line 140 feet more or less to the West line of the East one-half of the Northwest One-Quarter of the Southwest One-Quarter of said Section 24, said point also being on the East line of an Annexation of Territory to the Heceta Water District (Goldstein) file EW HE 92-40, filed on August 13, 1992 with the Lane County Local Government Boundary Commission; thence along the boundary of said annexation N 2° 08' 38" W 650 feet more or less to the Northeast corner thereof; thence continuing along said boundary N 80° 48' 30" W 704.30 feet to the 1/4 corner of Sections 23 and 24, Township 17 South, Range 12 West of the Willamette meridian; thence South along said boundary 1319.86 feet more or less to the NE corner of Annexation of Territory to the Heceta Water District (Pearson), file number EW HE 01-01, said point being N 2° 26' W 1371 feet from the common section corner of Sections 23,24,25 and 26, Township 17 South, Range 12 West of the Willamette Meridian,
point also being on the East section line of Section 23, Township 17 South, Range 12 West of the Willamette Meridian; thence leaving said section line and following said annexation boundary, West 400.00 feet; thence South 465.00 feet parallel with and 400.00 feet West of said East section line; thence East 400.00 feet to said East section line; thence along the West boundary of Lane County Local Government Boundary Commission Final Order 284 S 2° 26' E 960.0 feet more or less to the common section corner of Sections 23,24,25 and 26, Township 17 South, Range 12 West of the Willamette Meridian; thence South along the boundary of the Incorporation of Heceta Water District, filed July 22, 1966, Lane County Department of Records and Elections to the NE corner Lot 8, Block 1 of Lakewood Tract as platted and recorded in Book 30, Page 27, Lane County Oregon Plat Records, said point being on the boundary of Lane County Local Government Boundary Commission Final Order 194; thence along said boundary of Final Order 194 S 55° 08' 50" W 319.55 feet; thence S 4° 37' W 146.9 feet; thence S 5° 49' E 38.1 feet; thence S 56° 15' W 51.4 feet; thence S 65° 31' W 90 feet; thence S 75° W 90 feet; thence S 89° 41' W 90 feet; thence N 69° 44' W 40.9 feet to the boundary of Lane County Local Government Boundary Commission Final Order 761; thence along said boundary N 1° 21' E 472.70 feet, said point being the NW corner of Lakewood Tract as platted and recorded in Book 30, Page 27, Lane County Oregon Plat Records, said point being in the NW 1/4 of the SE 1/4 of Section 26, Township 17 South, Range 12 West of the Willamette Meridian; thence Easterly 500 feet more or less along the North line of the SE 1/4 of the SE 1/4 of said Section 26 to the West line of the East ½ of the NE 1/4 of the SE 1/4 of said Section 26; thence Northerly along said West line 1282.4 feet; thence S 86° 38' W 653.9 feet more or less; thence N 1° 45' E 104.77 feet more or less to the SE corner of Lot 19, Block T, Third Addition to Sutton Lake by the Sea, as platted and recorded in Book 27, Page 9, Lane County Oregon Plat Records, said point being in the NW 1/4 of the SE 1/4 of Section 26, Township 17 South, Range 12 West of the Willamette Meridian, said point also being on the Heceta Water District boundary as established by Lane County Local Government Boundary Commission Final Order 194; thence along said boundary N 1° 45' E 228.63 feet; thence S 86° 52' W 321.06 feet; thence N 1° 52' E 435.37 feet; thence West 978.25 feet to the boundary of Lane County Local Government Boundary Commission Final Order 403, said point being on the East line of the NW 1/4 of Section 26, Township 17 South, Range 12 West of the Willamette Meridian; thence Northerly along said East line 215.46 feet more or less to the boundary of Lane County Local Government Boundary Commission Final Order 418; thence along said boundary N 3° 00' E 600 feet to the SW corner of the NW 1/4 of the NE 1/4 of Section 26, Township 17 South, Range 12 West of the Willamette Meridian; thence continuing along said boundary N 1° 51' E 967.64 feet; thence S 88° W 1300 feet more or less to a point which is S 2° 04' W 400 feet from the NW corner of the NE 1/4 of the NW 1/4 of said Section 26; thence S 2° 04' W 260 feet to a point on the Northeastly right of way line of Pacific Highway 101; thence Southeasterly along said right of way line 1450 feet to the boundary of Lane County Local Government Boundary Commission Final Order 403; thence Southerly along said boundary following the Easterly edge of Highway 101 to it's intersection with the North right of way line of Buck Lake Drive, said point also being on the boundary of Lane County Local Government
Boundary Commission Final Order 298; thence West along the boundary of said Final Order 298 to the Westerly right of way line of Highway 101; thence Northerly along said boundary and the Westerly right of way line of Highway 101 to the West line of the East 1/2 of the NW 1/4 of Section 26, Township 17 South, Range 12 West of the Willamette Meridian; thence Southerly along said West line to the Southwest corner of the East 1/2 of the NW 1/4 of said Section 26; thence Easterly along the South line of the East 1/2 of the NW 1/4 of said Section 26 to centerline of Highway 101 and the boundary of Lane County Local Government Boundary Commission Final Order 194; thence Southerly along the centerline of Highway 101 and the boundary of Final Order 194 to the boundary of the Incorporation of Heceta Water District, filed July 22, 1966, Lane County Department of Records and Elections, said point also being on the North line of the Southeast 1/4 of the Northwest 1/4 of Section 35, Township 17 South, Range 12 West of the Willamette Meridian; thence Southerly along the North bank of the Siuslaw River to the boundary of Ordinance No. 8 Series 1991 as recorded August 28th, 1991, Reception number 9141166, Lane County Official Records, said point being on the North line of Section 16, Township 18 South, Range 12 West of the Willamette Meridian; thence Easterly along said boundary along the North line of said Section 16 to a point which bears West 414.3 feet from the Northeast corner of said Section 16, thence leaving said North line South 130.00 feet; thence East 100.00 feet; thence North 100.00 feet; thence East 314.3 feet to the East line of said Section 16; thence along said East line South 0° 10' 40" East 610.00 feet; thence leaving said East line South 89° 32' 46" East 546.5 feet to the Easterly margin of Rhododendron Drive; thence along said Easterly margin along the arc of a 512.46 foot radius curve right (the chord of which bears South 18° 34' 54" West 77.69 feet) a distance of 77.76 feet; thence South 22° 55' 40" West 43.32 feet; thence along the arc of a 1397.39 foot radius curve left (the chord of which bears South 15° 48' 10" West 346.66 feet) a distance of 347.56 feet; thence South 8° 40' 40" West 244.9 feet to the North line of the Southwest One-Quarter of the Northwest One-Quarter of Section 15, Township 18 South, Range 12 West of the Willamette Meridian; thence along said North line Easterly to the Northeast corner of said Southwest One-Quarter of said Northwest One-Quarter; thence Northerly along the West line of the Northeast One-Quarter of the Northwest One-Quarter of said Section 15 to the North Section Line of said Section 15; thence Easterly along said North Section line of said Section 15 to the Northwest corner of the Northeast One-Quarter of the Northeast One-Quarter of said Section 15; thence Southerly 156 feet along the West line of said Northeast One-Quarter to the Southwest corner of that land described in Document Number 2009-050492, Lane County Deeds and Records, Lane County, Oregon; thence East along the South line of that land described in said Document 1320 feet more or less to the East Section Line of said Section 15; thence Northerly along said East Section line 156 feet to the Northeast Section Corner of Section 15, Township 18 South, Range 12 West, Willamette Meridian; thence along the North Section line of said Section 15, North 89°40'56" West 120.00 feet to the Southwest corner of Parcel 1, Partition Plat 2006-P1954 as shown in Document Number 2006-004378, Lane County Deeds and Records, Lane County, Oregon; thence Northerly along the West line of
said Parcel 1 North 0° 07' 33" East 249.33 feet to the Northwest corner of said Parcel 1, said corner also being the Southwest corner of that land described in Document Number 2005-030940, Lane County Deeds and Records, Lane County, Oregon; thence along the West line of that land described in said Document North 0° 07' 33" East 250.00 feet to the Northwest corner of that land described in said Document; thence along the North line of that land described in said Document East 333.30 feet to the Northeast corner of that land described in said Document, said corner also being the Northwest corner of that land described in Document Number 2010-000575, Lane County Deeds and Records, Lane County, Oregon; thence along the West line of that land described in said Document an 359.76 feet to the West Right of Way Line of U.S. Highway 101; thence Southerly 1741.6 feet more or less along said West Right of Way Line to the North line of City of Florence Ordinance No. 4, Series 1992 (Withdrawal from Heceta Water District) as recorded October 2, 1992, Document No. 92-55513, Lane County Official Records; thence East to the East line of said Highway and the boundary of City of Florence Ordinance No. 13, Series 2007; thence Northerly along said boundary and along said East Right of Way Line of US Highway 101 to a point lying East 684.30 feet and South 00°17' 00" East 300.00 feet from the Northwest Section Corner of Section 14, Township 18 South, Range 12 West, Willamette Meridian; said point also being the Northwest corner of Lot 1, MORALES, Document Number 2007-061454, Lane County Deeds and Records, Lane County, Oregon; thence leaving said East Right of Way Line Easterly along the North Line of said Lot 1 to the West Right of Way Line of Spruce Street; thence Northerly along the West Right of Way Line of Spruce Street to it's intersection with the South Line of Section 11, Township 18 South, Range 12 West, Willamette Meridian; said point being the Southwest corner of the East one half of the Southwest One-Quarter of Section 11, Township 18 South, Range 12 West, Willamette Meridian; thence Northerly along the West Line of said East one half of One-Quarter section to the North Line of said East one half of One-Quarter Section, thence Easterly along the North Line of said East one half of One-Quarter Section to the Northeast Corner of said East one half of One-Quarter Section; thence Southerly along the East line of said East One-half of One-Quarter Section to the South One-Quarter Corner of said Section 14, said One-Quarter Corner also being the North One-Quarter Corner of Section 14 of said Township 18 South, Range 12 West, Willamette Meridian, thence Southerly along the East line of the Northwest One-Quarter of said Section 14 to the Southeast corner of the Northeast One-Quarter of the Northwest One-Quarter of said Section 14, thence Westerly along the Southern line of the Northeast One-Quarter of the Northwest One-Quarter of said Section 14 to a point 75 feet distant from the East line of said Northwest One-Quarter of Section 14, thence Southerly along a line 75.00 feet distant from and parallel with said East Line to the North Right of Way Line of Munsel Lake Road and the boundary of Ordinance No. 4 Series 1992 as recorded October 2, 1992, Reception No. 9255513, Lane County Official Records; thence Southeasterly along said boundary and the North Right of Way Line of Munsel Lake Road to the East line of the Southeast One-Quarter of the Northwest One-Quarter of said Section 14; thence Southerly along said East line to the NE corner of the SW 1/4 of said Section 14; thence along the boundary of Lane County Local Government Boundary Commission Final Order 900 Easterly 660 feet more or less to the NE corner of the West 1/2 of the of the NW 1/4 of the SE 1/4 of
Section 14; thence Southerly 400 feet along the East line of said West 1/2 of the NW 1/4 of the SE 1/4 of Section 14; thence East 660 feet more or less along a line parallel with the North line of the SE 1/4 of Section 14 to the East line of the NW 1/4 of the SE 1/4 of Section 14 and the boundary of the Incorporation of Heceta Water District, filed July 22, 1966, Lane County Department of Records and Elections; thence along said boundary Northerly for 400 feet more or less; thence East 3/4 mile to the point of beginning, in Lane County, Oregon.

ALSO Lane County Local Government Boundary Commission Final Order 751 described as follows:

Beginning at a point South 88° 04' 00" West 217.77 feet from the South 1/4 corner of Section 23, Township 17 South, Range 12 West of the Willamette Meridian, said point being on the South line of said Section 23; thence 88° 04' 00" West 1329.69 feet more or less along said South line to the Easterly right of way line of U.S. Highway 101 (variable width, 80 feet at this point); thence Northeasterly along said Easterly right of way line 550 feet more or less to its intersection with the Southerly right of way line of county Road 730 (Cold Springs Road), 60 foot right of way; then following courses continue along the Southerly right of way line of said County Road 730; thence Northeasterly 90 feet more or less; thence along the arc of a 1303.24 foot radius curve left (the chord of which bears North 77° 35' 05" East 98.61 feet) a distance of 98.63 feet; thence North 75° 25' 00" East 81.24 feet; thence North 75° 25' 00" East 70.76 feet; thence along the arc of a 307.03 foot radius curve right (the chord of which bears North 88° 46' 30" East 141.87 feet) a distance of 143.17 feet; thence South 77° 52' 00" East 41.52 feet; thence along the arc of a 197.11 foot radius curve right (the chord of which bears South 62° 02' 00" East 107.56 feet) a distance of 108.94 feet; thence along the arc of a 470.74 foot radius curve left (the chord of which bears South 53° 12' 00" East 114.74 feet) a distance of 115.02 feet; thence South 60° 12' 00" East 172.00 feet; thence along the arc of a 160.99 foot radius curve right (the chord of which bears South 40° 24' 00" East 109.07 feet) a distance of 111.27 feet; thence South 20° 36' 00" East 78.43 feet; thence along the arc of a 135.13 foot radius curve left (the chord of which bears South 52° 14' 00" East 141.75 feet) a distance of 149.21 feet; thence South 83° 52' 00" East 50.00 feet; thence along the arc of a 100.22 foot radius curve right (the chord of which bears South 64° 52' 00" East 65.26 feet) a distance of 66.47 feet to the Point of Beginning, in Lane County, Oregon.