

PORT OF NEWPORT
ORDINANCE NO. 5, 1965.

AN ORDINANCE AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE PORT OF NEWPORT OF PROPERTY OWNED BY
YAQUINA BAY DOCK AND DREDGE COMPANY.

THE PORT OF NEWPORT ORDAINS AS FOLLOWS:

Section 1. The Port of Newport hereby declares it necessary and convenient in carrying on its work and/or exercising, carrying out and executing any of its powers provided in ORS 777.050 and 777.105 to 777.130 to be carried on, exercised, carried out or executed by the Port to exercise its power of eminent domain as granted by ORS 777.115 and pertinent related statutes of the State of Oregon and to condemn the following property now owned by Yaquina Dock and Dredge Company, to-wit:

Beginning at the corner common to Sections 9, 10, 15 and 16, T 11 S, R 11 W, W.M. thence North $0^{\circ}37'45''$ W. along the East line of Section 9 1971.02 ft to the Government meander corner between Sections 9 and 10; thence S $72^{\circ}0'$ W. along the Government meander line on the north shore of Yaquina Bay 1800.0 ft; thence S $8^{\circ}55'30''$ W 849.04 ft to a point on the mean low water line of Yaquina Bay; thence along said mean low water line $34^{\circ}39'30''$ E 577.4 ft; S $37^{\circ}22'$ E 96.97 ft. to the south line of Sec. 9; thence along said mean low water line in Sec. 16, S $37^{\circ}22'$ E 884.53 ft; and S $52^{\circ}48'45''$ E 1200.83 ft. to the east line of Sec. 16; thence N. $0^{\circ}37'45''$ W along the east line of Sec 16, 1405.0 ft. to the point of beginning containing 94.06 acres.

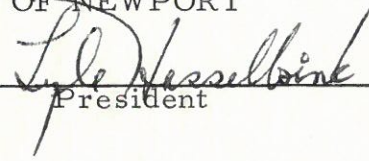
Section 2. The necessity for the exercise of this authority is based upon the necessity of providing spoils area to receive dredging spoils from the Yaquina River for harbor improvement and to provide suitable areas for future development of the Port of Newport.

Section 3. The attorney for the Port of Newport is authorized, empowered and directed to proceed with the preparation, filing and prosecution of such legal action as may be required to accomplish said condemnation, and the President of the Port of Newport is authorized, empowered and directed to execute any complaints or other documents in the name of the Port of Newport as prepared by the attorney for the Port in such proceedings.

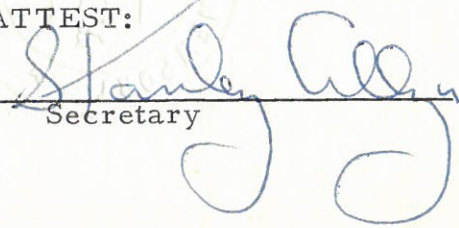
This Ordinance is declared adopted in special session this 29th. day of November, 1965.

PORT OF NEWPORT

By


President

ATTEST:


Secretary