

DEPARTMENT OF THE ARMY U.S. ARMY CORPS OF ENGINEERS, PORTLAND DISTRICT PO BOX 2946 PORTLAND, OR 97208-2946

May 19, 2022

Real Estate Division

Rachel Hagerty Chief of Staff, Tillamook County 201 Laurel Avenue Tillamook, Oregon 97141

Dear Ms. Hagerty:

This letter is pursuant to the Resolution of Formal Assurances for Local Cooperation (Resolution), executed December 6, 1967, between the Department of the Army and Tillamook County, the Port of Garibaldi, and the Port of Tillamook Bay (Non-Federal Sponsors). The U.S. Army Corps of Engineers, Portland District (Corps), and the Non-Federal Sponsors agreed to cooperate in the ongoing maintenance of the Tillamook Jetties, and in this instance for the South Jetty phase of the Tillamook Jetty Repair Project (Project), specifically.

Paragraph A of the Resolution requires the Non-Federal Sponsor to provide all lands, easements, and rights-of-way necessary for the construction, operation, and maintenance of the Project, including those lands, easements, or rights-of-way necessary for the borrowing of material, the disposal of dredged or excavated material, or relocation.

Please accept this letter as your written notice to proceed to provide evidence of ownership of the real property interests in the vicinity of what is commonly known as the South Jetty site, as required for the Project. The Project's minimum real property requirements consist of three areas. First is a temporary staging area consisting of 20.00 acres adjacent to the levee (Enclosure 1). Second is a temporary staging area for barge loading and offloading consisting of 2.60 acres at Kincheloe Point (Enclosure 1). Third is road access over lands along Bayocean Dike Road. This road is partially provided by the Corps' easement, but also involves Tillamook County owned lands adjacent to Bayocean Dike Road that will require turnout areas to allow trucks to pass, resulting in an additional need for road access outside the existing Corps right of way (Enclosure 2). It is anticipated that the construction will begin in Summer 2022 and continue for up to three years, ending in 2025.

The Corps is aware that the Non-Federal Sponsor already owns the fee rights to the land over which the project will be carried out. In accordance with Corps policies and procedures, the Non-Federal Sponsor shall submit evidence of the availability of the required real property prior to the Corps' solicitation of construction contracts. The Non-

Federal Sponsor should submit copies of recorded deeds of conveyance, title reports that are less than ninety (90) days old, or other documents that are deemed adequate by the Corps' Chief of Real Estate.

In addition to the proof of ownership of affected parcels, please provide the Corps with an "Authorization for Entry" which authorizes the Corps, its agents, employees, and contractors to enter upon the required lands to construct and operate the identified project features (Enclosure 3). The accompanying Attorney's Certificate of Authority is also required to ensure that there are no outstanding rights that may impede the use of and access to the Project and to ensure that the official signing the Authorization has the authority to furnish such right to the Government. To minimize construction schedule delays, I suggest the Non-Federal Sponsor be prepared to provide the required Authorization for Entry and Attorney's Certificate of Title (Enclosure 4) no later than June 3, 2022.

The Real Estate Division's point of contact for this project is Kathryn Skiff. She can be reached at 971-275-2789 or via email at Kathryn.S.Skiff@usace.army.mil. Please feel free to contact her with questions or comments.

Sincerely,

Amanda J. Dethman
District Chief of Real Estate
Real Estate Contracting Officer

Enclosures

Enclosure 1: Project Map

Tillamook Jetty Field Map



5/10/2022

Tillamook SJ Road Turnout (see encl. 2 details) Barge Offload Site (3.70 AC)

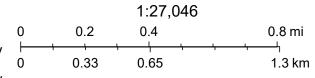
World Imagery

SJ Rock Storage Site (20.00 AC, per detail in encl 2)

26 March4 - 09 June 2021 Survey 5ft Contour

High Resolution 60cm Imagery High Resolution 30cm Imagery Citations 9.6m Resolution Metadata

Low Resolution 15m Imagery



Source: Esri, Maxar, Earthstar Geographics, and the GIS User Community
Sources: Esri, HERE, Garmin, FAO, NOAA, USGS, © OpenStreetMap contributors, and the GIS User Community

Tillamook Jetty Field Map



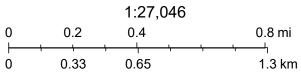
5/10/2022

Tillamook SJ Road Turnout Inventory - Point_Inv26 March4 - 09 June 2021 Survey 5ft ContourWorld Imagery

Low Resolution 15m Imagery

High Resolution 60cm Imagery High Resolution 30cm Imagery Citations

9.6m Resolution Metadata



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Tillamook Jetty Field Map



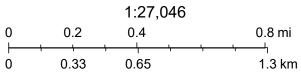
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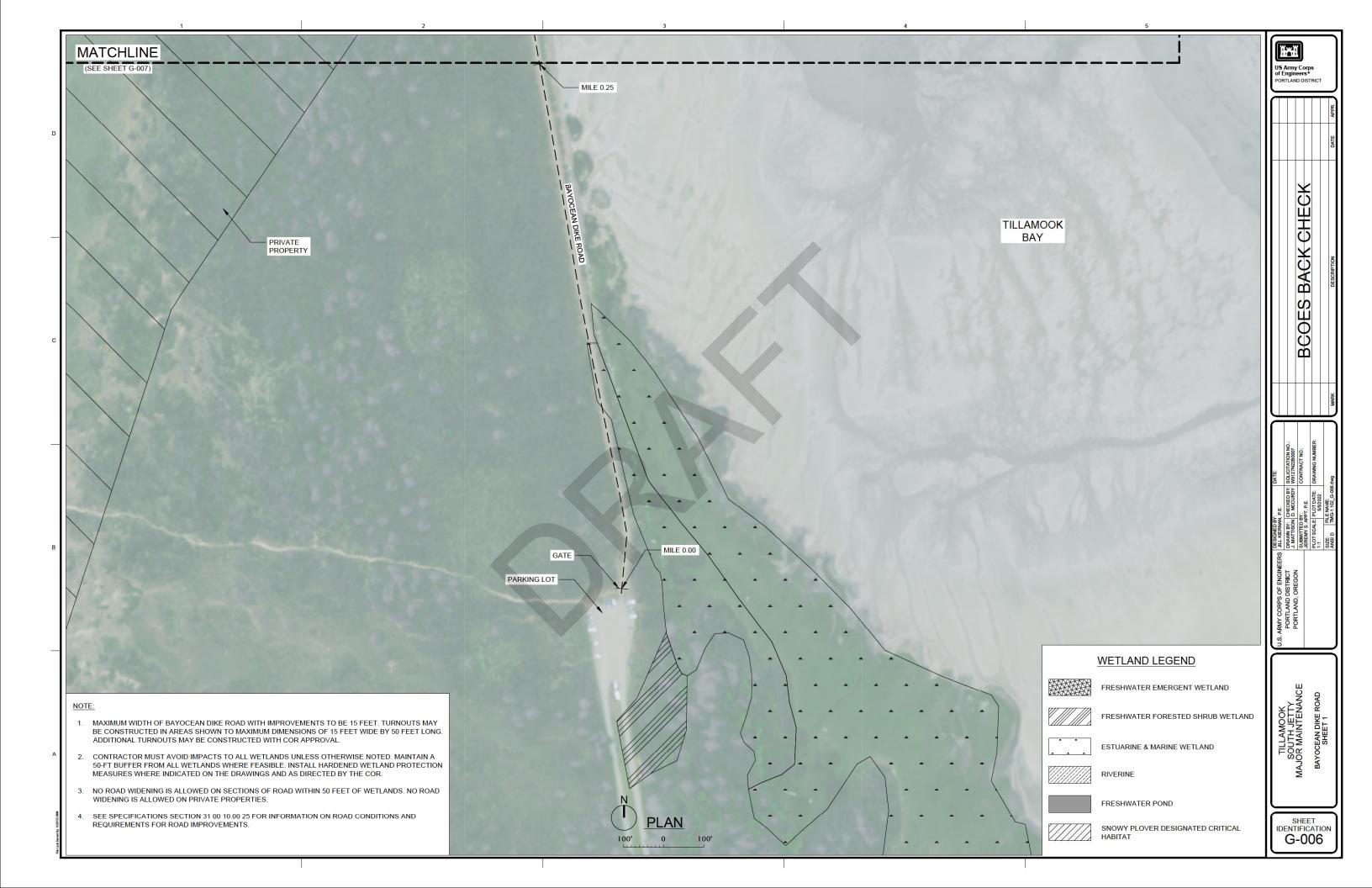
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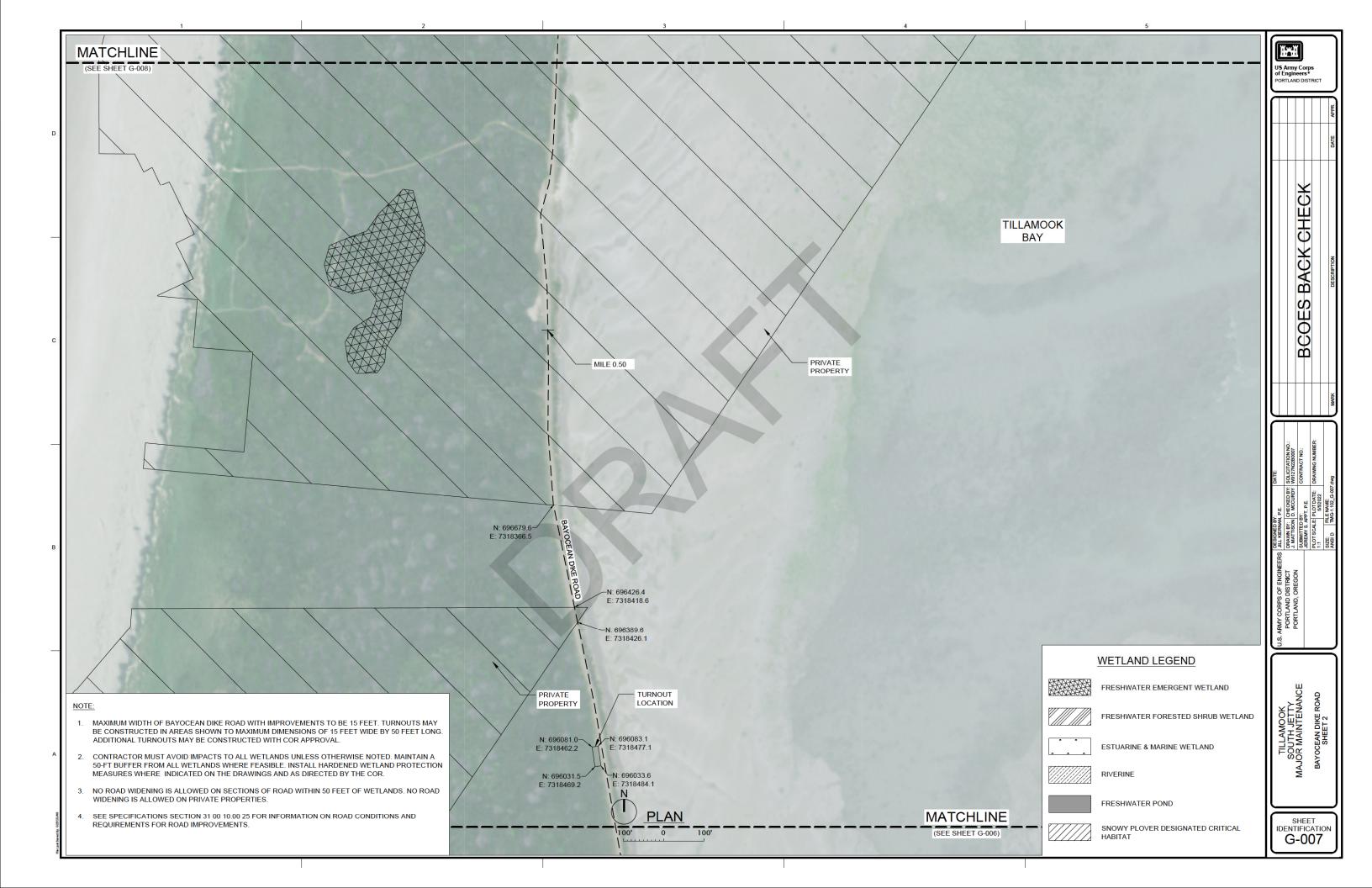
Enclosure 2: Turnout Detail Map

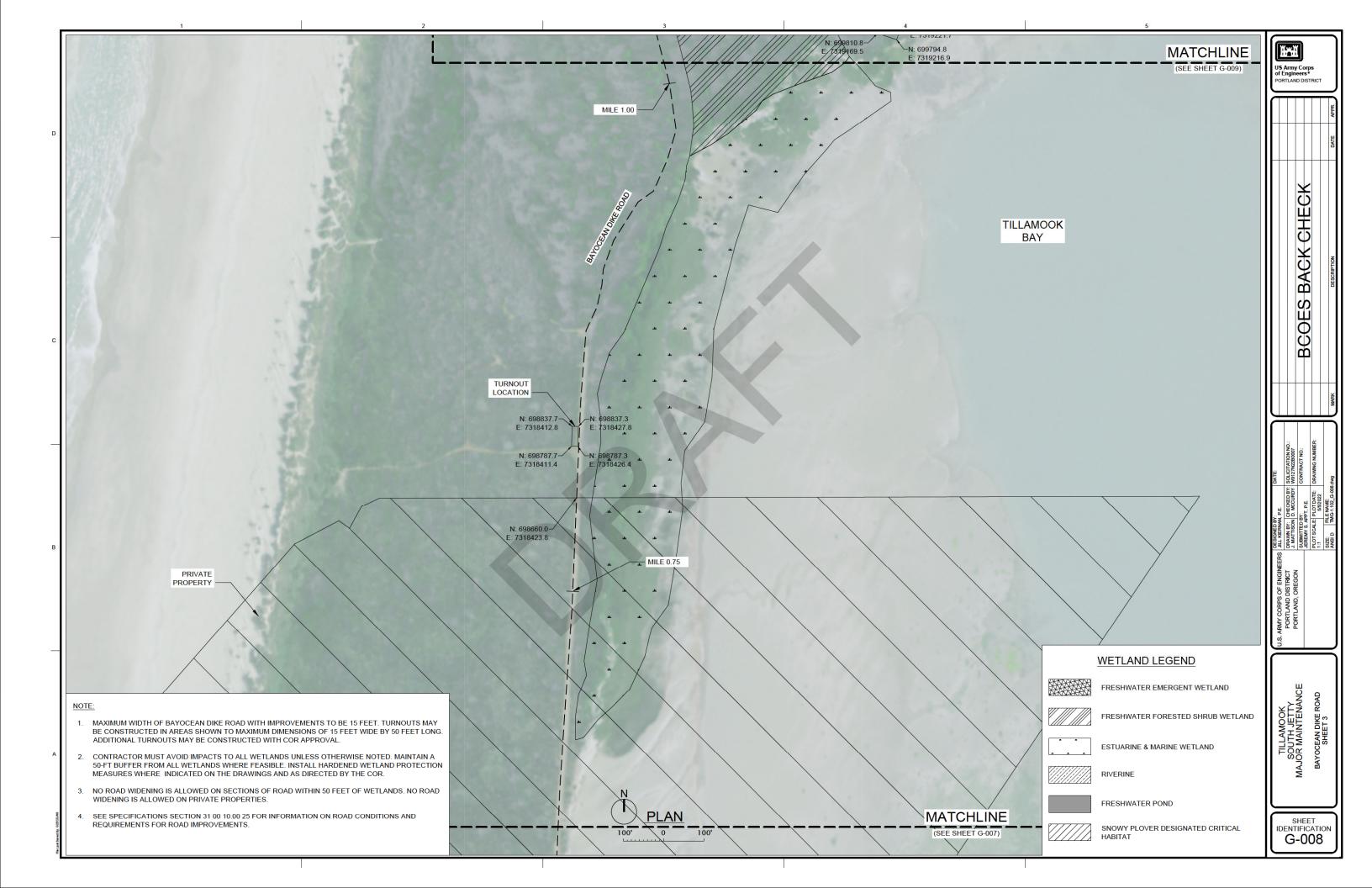
ACKNOWLEDGMENT

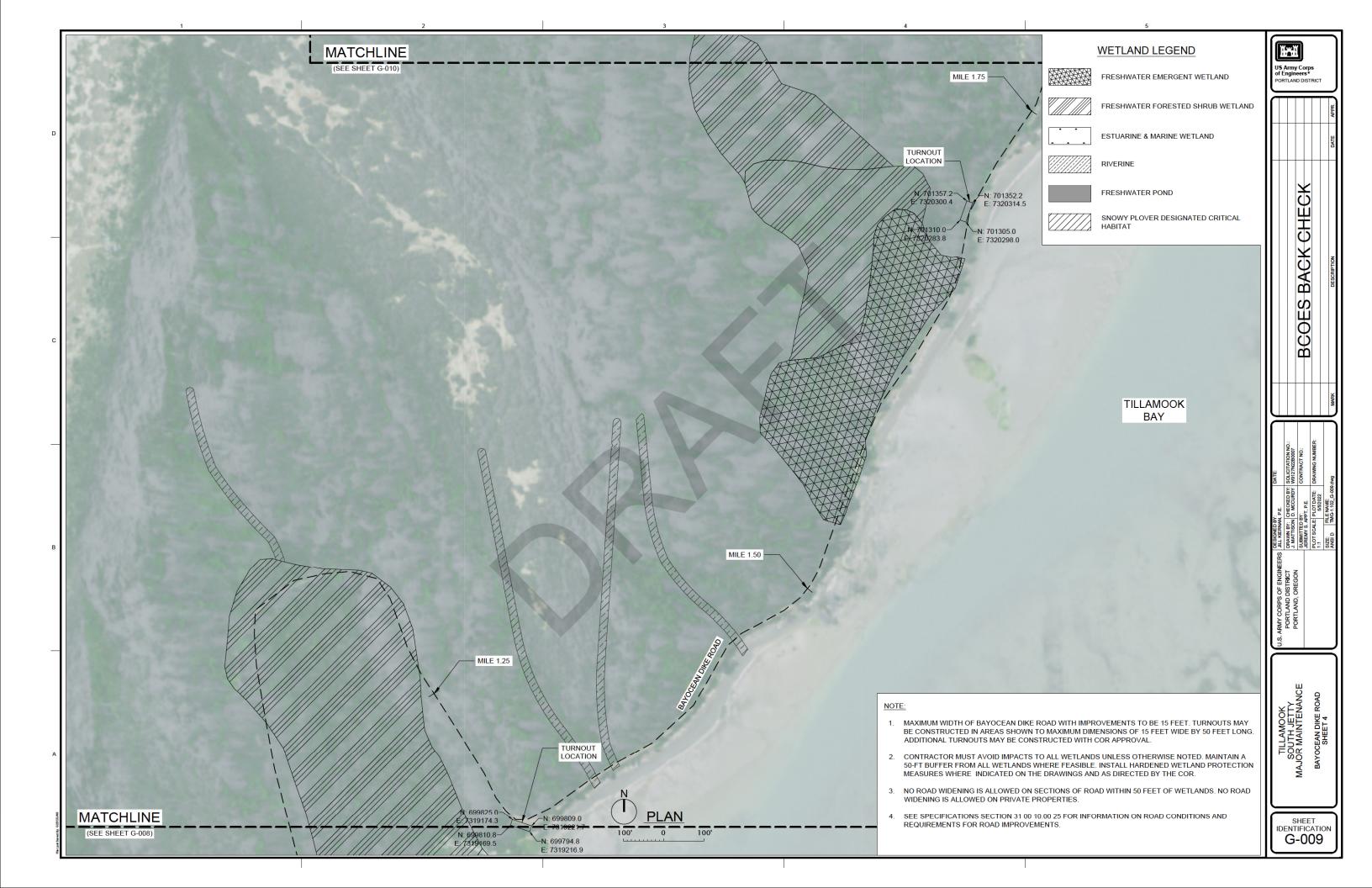
STATE OF OREGON)	
) :ss	
COUNTY OF TILLAMOOK)	
On this day of	2022, before me the undersigned
Notary Public, personally appeared	I, known to me t
be the person described in the fore	going instrument, who acknowledged that they
executed the same in the capacity	therein stated and for the purposes therein
contained.	
GIVEN under my hand and sea	al, thisday of 2022.
	NOTARY PUBLIC
(Seal)	
My commission expires on the	day of , .

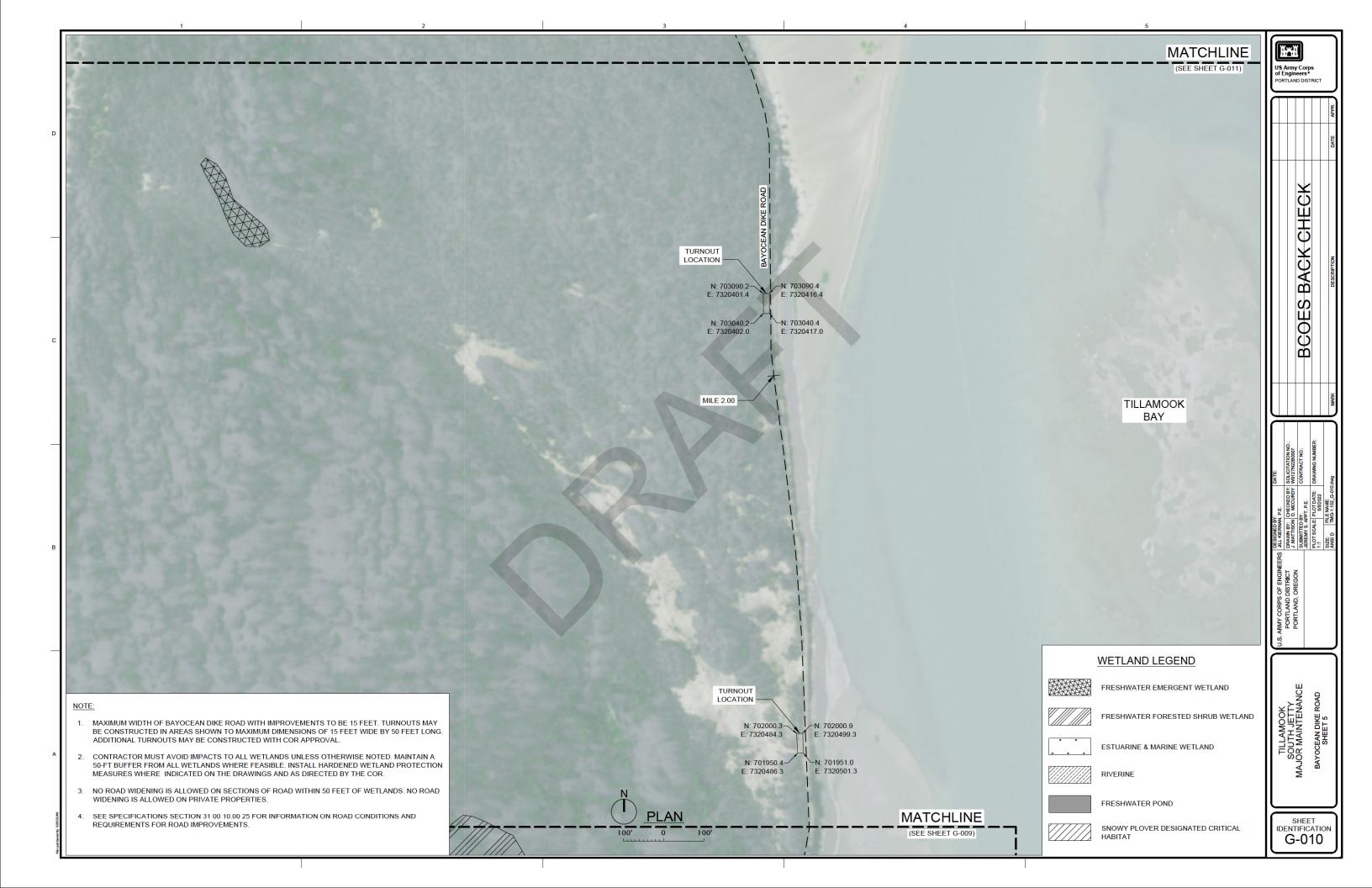
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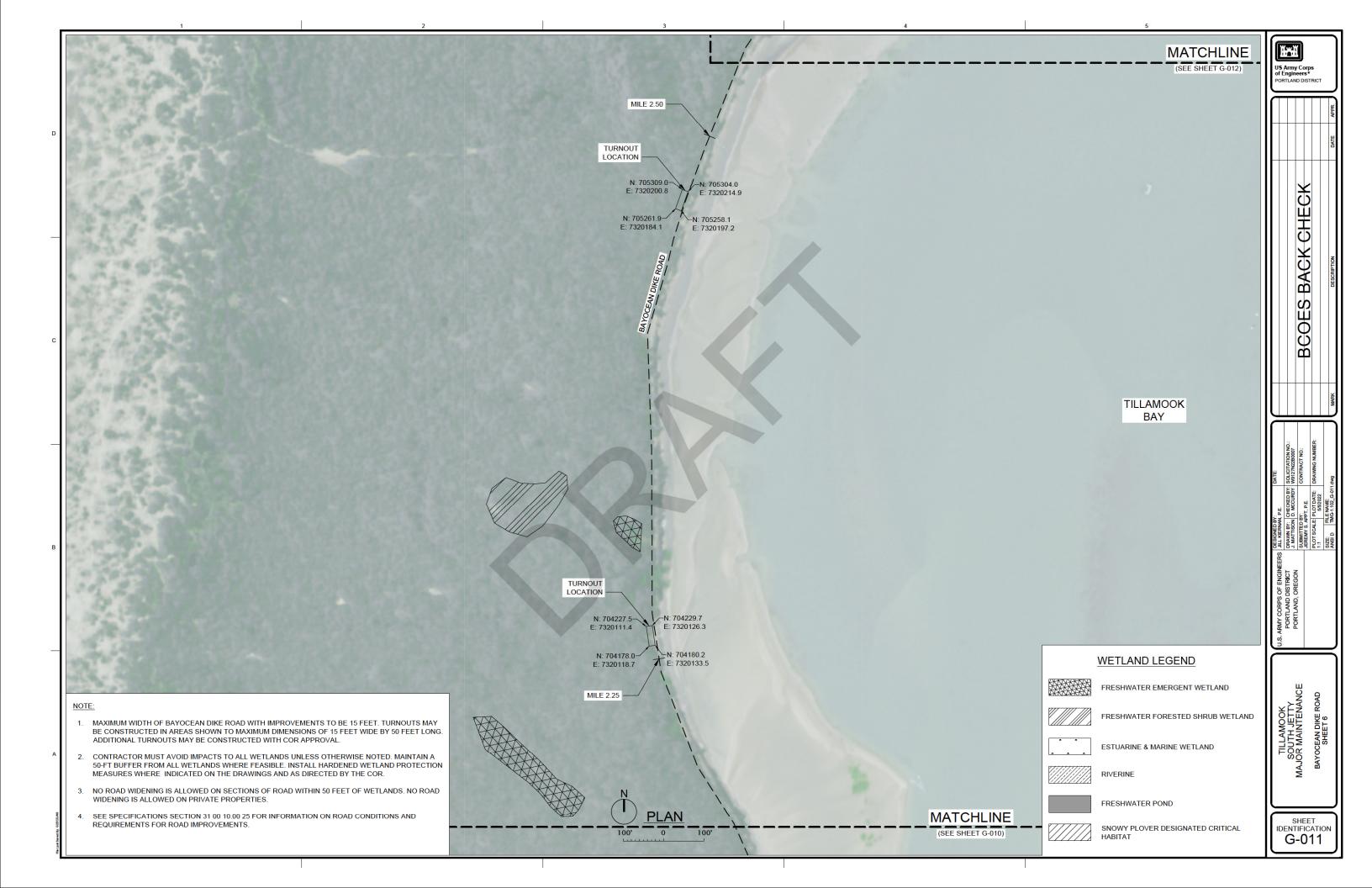


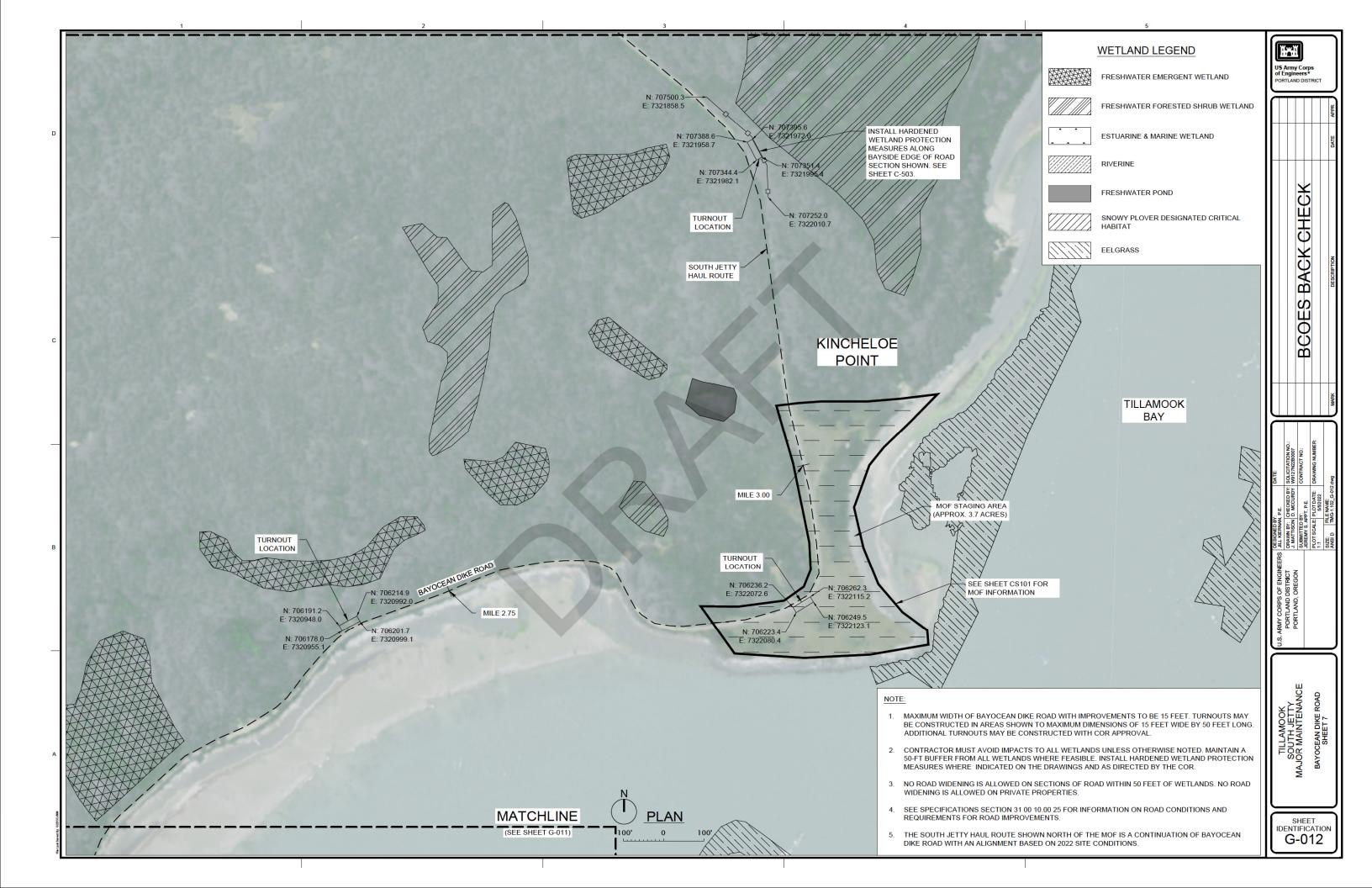


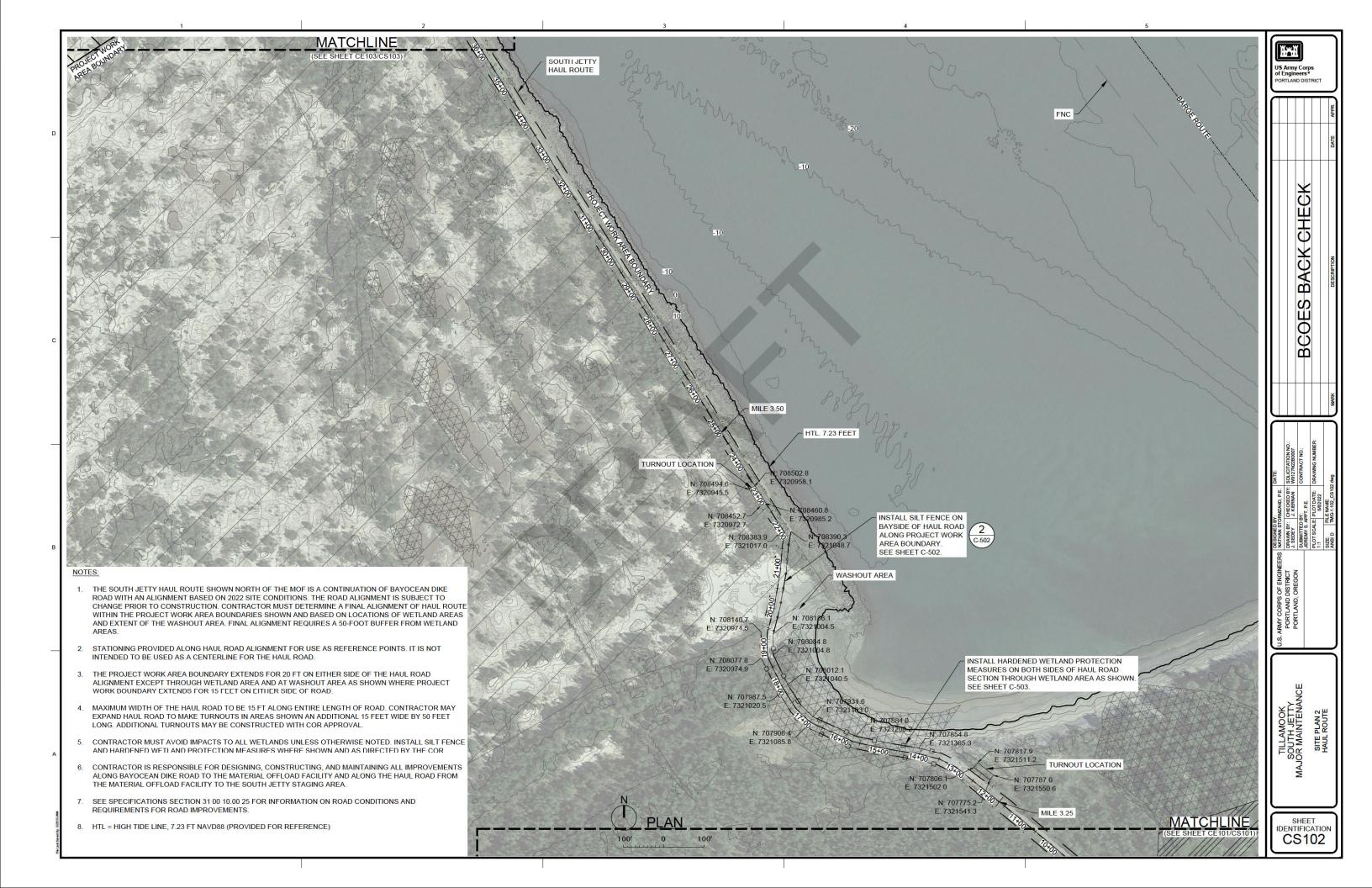


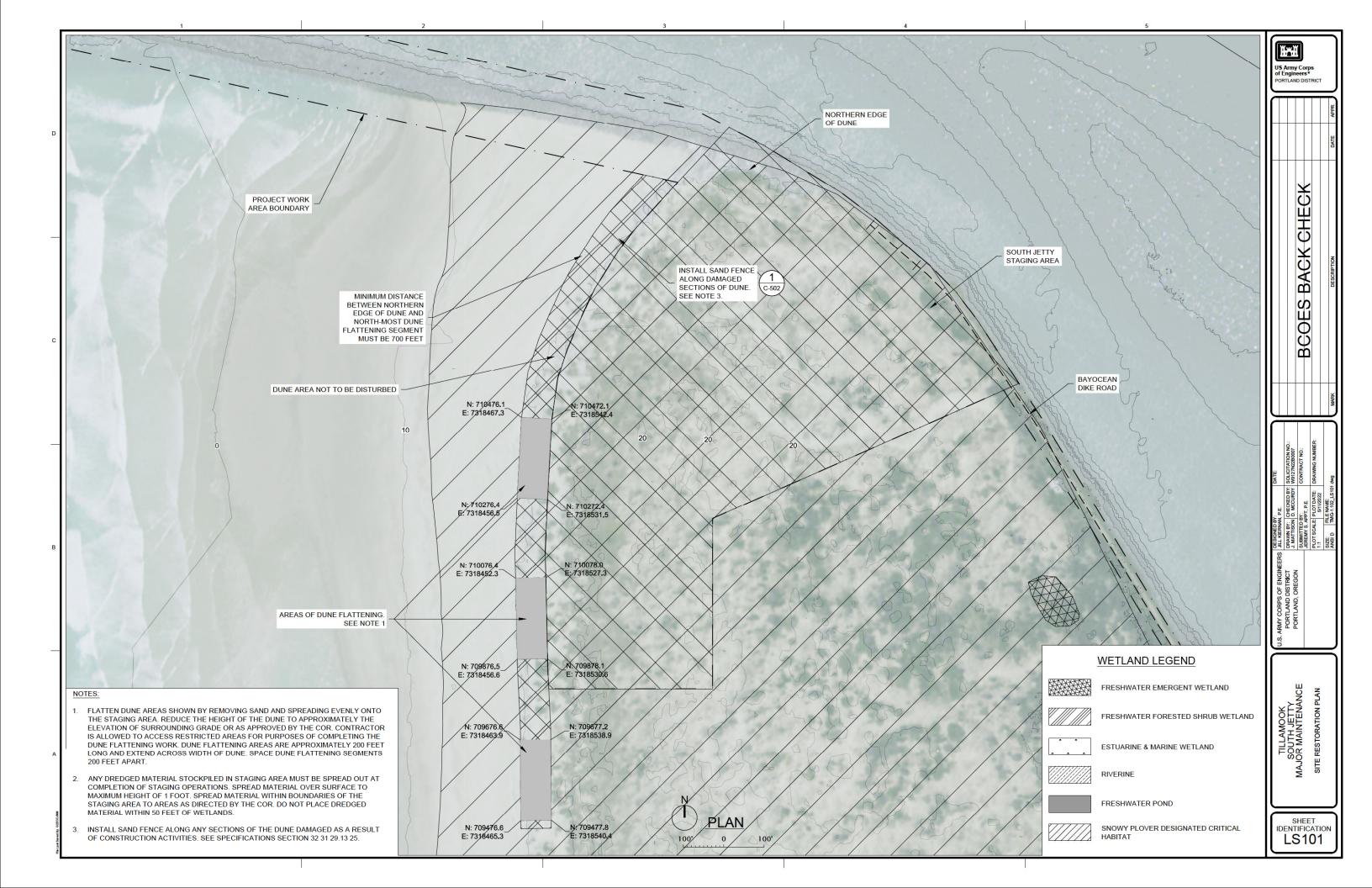












Enclosure 3: Authorization for Entry

WHEREAS, pursuant to the Flood Control Act of 1936, Public Law 74-738, the United States of America under the direction of the Secretary of the Department of the Army, and the supervision of the United States Army Corps of Engineers, will conduct repairs at the Tillamook South Jetty, County of Tillamook, State of Oregon, as shown on the plans entitled, "Tillamook Jetty Field Map" and "Tillamook South Jetty Major Maintenance", Sheet Identification Numbers "G-006, G-007, G-008, G-009, G-010, G-011, G-012, CS-102, and CS-103" attached hereto as Exhibit A, said Tillamook County having been duly and regularly organized and incorporated under the Laws of the State of Oregon; and

WHEREAS, the United States of America desires written permission from said

City to enter upon and use the real property for the purpose of staging and construction
to repair said jetty.

NOW THEREFORE, I,, for Tillamook	
County, do hereby certify that the Tillamook County has acquired the real property	
interests required by the United States of America and otherwise is vested with	
sufficient title and interests in lands specifically for the Tillamook South Jetty Repair	
Project as described in Exhibit A. Further, I hereby authorize the United States of	
America and its assigns to enter upon lands for the jetty repair sites as set forth in the	
plans and specifications held in the U.S. Army Corps of Engineers District Office,	
Portland, Oregon. This Authorization for Entry includes the right of ingress and egress	s
on other lands of the County not described in Exhibit A in order to complete the work	set
forth above, provided that such ingress and egress is necessary and not otherwise	
conveniently available to the United States of America.	
WITNESS my signature as for Tillamook County, this	

2022.

_ day of ____

Name. Title		

TILLAMOOK COUNTY

ACKNOWLEDGMENT

STATE OF ORI	EGON)		
) :ss		
COUNTY OF T	ILLAMOOK)		
On this	day of	, 2022, be	fore me the undersigned
Notary Public, p	ersonally appeared		, known to me to
be the person d	escribed in the foreg	oing instrument, who a	acknowledged that they
executed the sa	me in the capacity th	nerein stated and for th	ne purposes therein
contained.			
GIVEN unde	er my hand and seal	, thisday of	2022.
	,	, ,	
		NOTARY PUBLIC	
(Seal)			
(Ocai)			
My commission	expires on the	day of	·

Enclosure 4: Attorney Certificate of Title

ATTORNEY'S CERTIFICATE OF TITLE

I,, Attorney for Tillamook County (County) hereby certify that:	
I am an attorney licensed to practice law in the State of Oregon.	
I have examined the County's records insofar as they pertain to the title to ce	rtair
lands within the City's ownership or control as shown on Exhibit A to the	
AUTHORIZATION FOR ENTRY FOR TILLAMOOK SOUTH JETTY REPAIR PROJE	ECT
dated, a copy of which is attached hereto.	
Said AUTHORIZATION FOR ENTRY FOR TILLAMOOK SOUTH JETTY	
REPAIR PROJECT authorizes the United States of America and/or its assigns, to en	nter
upon and occupy certain lands and premises owned by, or under the control of the	
County, in order for the purpose of staging and construction to repair said jetty. In m	ıy
opinion, the County, on the date of the signature of the AUTHORIZATION FOR ENT	RΥ
FOR TILLAMOOK SOUTH JETTY REPAIR PROJECT, is vested with sufficient title	and
interest to the lands described on Exhibit A with lawful authority to execute that	
instrument and grant the interest therein described.	
On this date the United States of America and/or its assigns has the right to	
occupy the lands described for the purpose of staging and construction to repair the	
Tillamook South Jetty.	
Dated this, 2022.	
TILLAMOOK COUNTY	

ACKNOWLEDGMENT

STATE OF OREGON)		
) :ss		
COUNTY OF TILLAMOOK)		
On this day of	2022	, before me the undersigned
Notary Public, personally appeared _	 	, known to me to
be the person described in the forego	oing instrument, wh	ho acknowledged that they
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contained.		
GIVEN under my hand and seal,	thisday of _	2022.
	NOTARY PUB	BLIC
(Seal)		
M	dan et	
My commission expires on the	dav of	