

2009 555042

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AUG 19 2009

UMATILLA COUNTY
RECORDS



2009-5550422 1 of 2

IN THE BOARD OF COUNTY COMMISSIONERS OF UMATILLA COUNTY

STATE OF OREGON

**IN THE MATTER OF LEGALIZATION OF)
A PORTION OF JIM ROAD,)
COUNTY ROAD #797)**

ORDER NO. RD2009-38

WHEREAS, the Umatilla County Board of Commissioners may, under authority of ORS 368.201 to 368.221, order county roads that have been used and traveled by the public for ten (10) years or more to be surveyed and recorded, and

WHEREAS, the Umatilla County Board of Commissioners ordered the survey of a portion of Jim Road, County Road No. 797, lying approximately 5 miles northeast of Pendleton, Oregon, and located in Sections 26 and 27, Township 3 North, Range 33 E.W.M., and

WHEREAS, the Notice of Hearing was posted and all owners of abutting property affected by the legalization procedure were served copies of the Notice of Hearing, and

WHEREAS, the Umatilla County Board of Commissioners on August 19, 2009, held a public hearing and finding that it would be in the public interest to legalize the road:

THEREFORE IT IS NOW ORDERED that the road be legalized as follows:

A strip of land of variable width for road and utility installation purposes located in Sections 26 and 27, Township 3 North, Range 33 East of the Willamette Meridian, the centerline of which is more particularly described as follows:

Commencing at a brass-capped monument marking the corner common to Sections 22, 23, 26, and 27, Township 3 North, Range 33 E.W.M.; thence S00°03'43"W, 2074.40 feet along the line between Sections 26 and 27 to a point on the centerline of Oregon-Washington Highway No. 11, said point being assigned Engineer's Station 0+00.00 P.O.T., and the true point of beginning; thence S00°03'43"W, 3237.40 feet along said section line to a railroad spike set in the pavement of County Road No. 794, Duff Road, marking the corner common to Sections 26, 27, 34, and 35, Township 3 North, Range 33 E.W.M., and the terminus of this description, said point being assigned Engineer's Station 32+37.40 P.O.T. Excepting therefrom those portions lying within the right of way limits of Oregon-Washington Highway No. 11 and County Road No. 794, Duff Road. Right of way widths on each side of the above described centerline are as follows:

Original to: Commissioner's Journal
Copy to: Doug Olsen, Umatilla County Counsel



2009-5550422 2 of 2

Order No. RD2009-38 Page 2

<u>Width on Left Side</u>	<u>From Station</u>	<u>To Station</u>	<u>Width on Right Side</u>
30.00'	0+00.00 P.O.T.	7+56.84 P.O.T.	30.00'
30.00'	7+56.84 P.O.T.	7+61.01 P.O.T.	30.00' in a Straight Line to 10.00'
30.00'	7+61.01 P.O.T.	8+20.38 P.O.T.	10.00'
30.00'	8+20.38 P.O.T.	9+37.38 P.O.T.	10.00' in a straight Line to 15.00'
30.00'	9+37.38 P.O.T.	9+82.81 P.O.T.	15.00' in a straight Line to 30.00'
30.00'	9+82.81 P.O.T.	32+37.40 P.O.T.	30.00'

The plat of the above described road is recorded as Survey No. 09-100-C in the Umatilla County Surveyor's Office.

Dated this 19th day of August, 2009

UMATILLA COUNTY BOARD OF COMMISSIONERS

W. Lawrence Givens
W. Lawrence Givens, Chairman

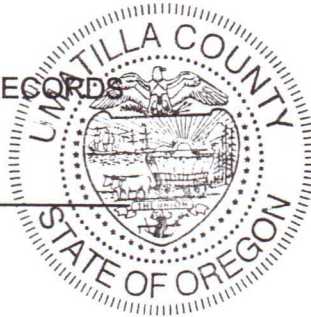


William S. Hansell
William S. Hansell, Commissioner

Dennis D. Doherty
Dennis D. Doherty, Commissioner

ATTEST: OFFICE OF COUNTY RECORDS

By: *Deann Hemphill*
Records Officer



APPROVED AS TO FORM:

Doug Olsen
Doug Olsen, County Counsel

State of Oregon)
County of Umatilla)

This instrument was received and recorded on

08-19-09 at 3:45

in the record of instrument code type DE-ORDER

Instrument Number 2009-5550422
Fee 0.00

Office of County Records

Deann Hemphill
Records Officer