

A G R E E M E N T

THIS AGREEMENT, made and entered into this 6th day of December 1957, by and between the STATE OF OREGON, by and through its State Highway Commission, hereinafter called "State," and UMATILLA COUNTY, a political subdivision of the State of Oregon, by and through its County Court, hereinafter called "County";

W I T N E S S E T H :

RECITALS:

WHEREAS, the Stanfield-Pendleton Highway, State Secondary Highway No. 337, as shown colored in red on the attached sketch map, marked Exhibit "A" and by this reference made a part hereof, is a State Secondary Highway under the jurisdiction and control of the State Highway Commission; and

WHEREAS, the Lexington-Echo Highway, State Secondary Highway No. 320, is likewise a State Secondary Highway under the jurisdiction and control of the State Highway Commission; and

WHEREAS, Mission Road North and Mission Road South, as shown colored in yellow on the said attached Exhibit "A", are county roads under the jurisdiction and control of County; and

WHEREAS, under the authority of ORS 366.290, the Commission may select, locate, establish, designate, improve and maintain out of the highway fund a system of secondary state highways, and for that purpose may, by mutual agreement with the county courts of the several counties, select market roads or other county roads as part of the state secondary highway system and the Commission by appropriate order entered in its records may designate and adopt said roads as State Secondary Highways; and thereafter, all construction, improvement, maintenance and repair of said roads shall be under the jurisdiction of the Commission; and

WHEREAS, ORS 366.290 further provides that with the written consent of the county court of the county in which the particular secondary highway or part thereof is located, the Commission may, when in its opinion the interests of the State will be best served, eliminate from the system of secondary highways any road or highway or part thereof and thereafter, the road or highway or part thereof eliminated shall become a county road or highway, and the construction, repair, maintenance or improvement, and jurisdiction over said road or highway shall be exclusively under the county court of the county in which said highway or road is located; and

WHEREAS, it is the intent of the parties hereto that State will transfer to County that portion of the Stanfield-Pendleton Highway, State Secondary Highway No. 337, as shown colored in red on the said attached Exhibit "A" and that County will transfer to State the North and South Mission roads as shown colored in yellow on the said attached Exhibit "A".

NOW, THEREFORE, the premises being in general as stated in the foregoing recitals, it is agreed by and between the parties hereto as follows:

THINGS TO BE DONE BY STATE:

1. State shall by formal resolution eliminate as part of the State Secondary highway system, the Stanfield-Pendleton Highway, State Secondary Highway No. 337, as shown colored in red on the attached Exhibit "A", and described as follows:

Beginning at a junction with the Old Oregon Trail Highway No. 6 at mile point 187.91 of said Old Oregon Trail Highway; thence southeasterly to a junction with the Lexington-Echo Highway at mile point 35.74 of said Lexington-Echo Highway in the city of Echo; thence beginning again at a junction with the Lexington-Echo Highway at mile point 35.91 of said Lexington-Echo Highway in the city of Echo; thence continuing southeasterly and easterly to a junction with the Old Oregon Trail Highway No. 6 at mile point 207.68 of said Old Oregon Trail Highway in the city of Pendleton, a distance of 24.42 miles.

All right, title and interest which State has in the right of way of the said eliminated Stanfield-Pendleton Highway shall pass to and vest in County.

2. State shall by formal resolution designate portions of the North and South Mission Umatilla county roads as the Umatilla Mission Highway, State Secondary Highway No. 331, as shown colored in yellow on attached Exhibit "A", and described as follows:

Beginning at a junction with the Oregon-Washington Highway No. 8 at mile point 4.42 of said Oregon-Washington Highway; thence southerly along the North and South Mission County Roads via Mission to a junction with the Old Oregon Trail Highway No. 6 at mile point 212.68 of said Old Oregon Trail Highway, a distance of 4.79 miles.

3. State shall by formal resolution redesignate a portion of the Stanfield-Pendleton Secondary Highway, located in the city of Echo, as shown colored in blue on the said attached Exhibit "A" as part of the Lexington-Echo Secondary Highway. The said portion of the Stanfield-Pendleton Secondary Highway to be redesignated as a portion of the Lexington-Echo Secondary Highway is described as follows:

Beginning at the junction with the Lexington-Echo Highway at mile point 35.74 of the said Lexington-Echo Highway in the city of Echo; thence southerly via the Stanfield-Pendleton Highway along Thielson Street to a junction with the Lexington-Echo Highway at mile point 35.91 of said Lexington-Echo Highway in the city of Echo.

THINGS TO BE DONE BY COUNTY:

1. County consents to and approves the provisions of paragraphs 1, 2 and 3 under THINGS TO BE DONE BY STATE.

2. County agrees to accept all right, title, and interest of State in the Stanfield-Pendleton Highway, State Secondary Highway No. 337, as shown colored in red on the attached Exhibit "A", and shall accept jurisdiction over said highway and shall maintain it as a county road so long as needed for services of persons living thereon or communities served thereby.

3. County shall execute this agreement during a duly authorized session of its County Court.

GENERAL PROVISIONS:

1. It is hereby agreed and understood by the parties hereto that the newly designated Umatilla Mission Secondary Highway, as shown colored in yellow on attached Exhibit "A", will be reconstructed and improved as soon as funds become available.

IN WITNESS WHEREOF, the parties hereto have subscribed their names and affixed their seals as of the day and year first above written.

ATTEST:

W. Beaumont
Secretary

STATE OF OREGON, by and through its State Highway Commission

By *Chas. H. Reynolds*
Chairman

APPROVED:

W. Hill
State Highway Engineer

By *Mr. McLean*
Commissioner

APPROVED AS TO FORM:

Leonard F. Lewis
Chief Counsel

By *Mr. [Signature]*
Commissioner

UMATILLA COUNTY, by and through its County Court

By *D. R. Cook*
County Judge

ATTEST:

Jessie M. Bell
County Clerk

By *Roscoe Kelley*
County Commissioner

By *Margaret M. Phail, Dep.*

By *J. D. [Signature]*
County Commissioner



EXHIBIT "A"

- Stanfield-Pendleton Hwy. No. 337 to be relinquished to Umatilla County
- North & South Mission Rds. to be designated Umatilla Mission Hwy. No. 331
- == Stanfield-Pendleton Hwy. No. 337 to be redesignated Lexington-Echo Hwy. No. 320