

1303

FILE COPY

RESOLUTION NO. 1853

WHEREAS, the Umatilla County Board of Commissioners by letter dated November 29, 1994, a copy of which is attached hereto as Attachment "1", desire to transfer jurisdiction of a portion of Southgate Place in the City of Pendleton, Oregon, as described more fully in Exhibits A and A-1 attached hereto and by this reference incorporated herein; and

WHEREAS, the Umatilla County Board of Commissioners have followed the legal procedures set forth in Oregon law for transfer of the above referenced road from jurisdiction of Umatilla County to the City of Pendleton; and

WHEREAS, on June 25, July 2, July 9, and July 16, 1994, Umatilla County caused notice of intent to transfer the above referenced road from jurisdiction of Umatilla County to be published in The East Oregonian, a newspaper of general circulation published in Pendleton, Umatilla County, Oregon; and

WHEREAS, the Umatilla County Board of County Commissioners held a hearing on the proposed transfer of the above referenced road in room 114, Umatilla County Courthouse, 216 SE Fourth, Pendleton, Oregon on July 27, 1994; and

WHEREAS, the above described road is now built to a standard acceptable to the City of Pendleton; and

WHEREAS, the City Council has reviewed the above request from the Board of Commissioners of Umatilla County requesting they surrender jurisdiction to the City of Pendleton; and

WHEREAS, the City of Pendleton intends and does by this Resolution accept the offer to have jurisdiction over the above County Road transferred to the City of Pendleton effective April 1, 1995.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PENDLETON:

THAT effective April 1, 1995, the jurisdiction of Umatilla County over a portion of Southgate Place in the City of Pendleton, Oregon, as described more fully in Exhibits A and A-1, attached hereto and by this reference incorporated herein, as a County road for its improvement, construction, or repair shall cease, and further that the full and absolute jurisdiction over the road for all purposes of repair, construction, improvement and the levying and collection of assessments therefore shall vest with the City of Pendleton.

BE IT FURTHER RESOLVED THAT the City of Pendleton shall have the same jurisdiction over the above roads or portion thereof as by its charter and the laws of the State are given or granted it over any of the other public streets and alleys of the City of Pendleton.

PASSED by the Council and approved by the Mayor February 21, 1995.

APPROVED: Robert E. Ramirez
Mayor

ATTEST: Judi A. Foske
City Recorder

Approved as to Form:

Peter H. Wells
Peter H. Wells, City Attorney

Legal Description Approved:

Bernard J. Daly
Engineering Department

phw/sh

EXHIBIT 'A'

December 13, 1994

Centerline description for relinquishment of Southgate Place (Montee Drive) and a portion of S. W. 37th Street right-of-way in the City of Pendleton, Oregon.

BEGINNING at the intersection of S. W. Quinney Avenue and Southgate Place;

Thence North $8^{\circ} 20' 00''$ West a distance of 780.87 feet along centerline of Southgate Place;

Thence continuing along said centerline around a circular curve to the right a distance of 800.82 feet said curve having a radius of 800.00 feet and a L.C. of (North $20^{\circ} 20' 38''$ East a distance of 767.80 feet);

Thence continuing along said centerline North $49^{\circ} 01' 16''$ East a distance of 7.65 feet to the intersection of S. W. 37th Street.

Thence continuing along said centerline of Southgate Place North $49^{\circ} 01' 16''$ East a distance of 227.81 feet;

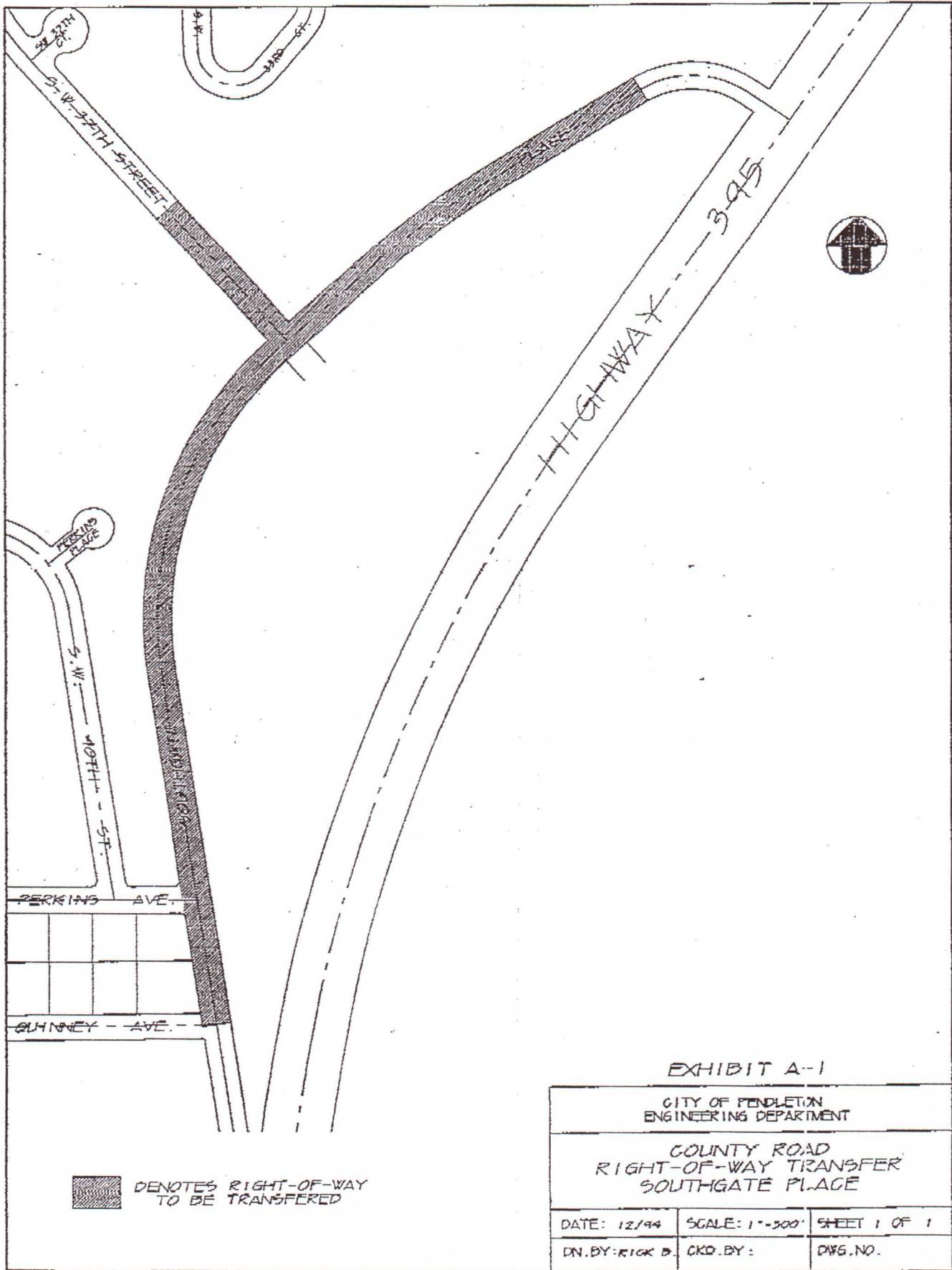
Thence continuing along said centerline around a circular curve to the right a distance of 334.07 feet said curve having a radius of 1910.05 feet and a L.C. of (North $54^{\circ} 01' 54''$ East a distance of 333.65 feet);

Thence continuing along said centerline North $59^{\circ} 02' 32''$ East a distance of 390.86 feet to the terminus point.

Also beginning at the intersection of Southgate Place (Montee Drive) and S. W. 37th Street;

Thence North $41^{\circ} 25' 29''$ West a distance of 386.00 feet along the centerline of 37th Street to the terminus point for this description.

The right of way for which this description applies is 60 feet in width 30 feet each side of the above described centerline, as further depicted in Exhibit 'A-1' attached hereto and by this reference incorporated herein.




 DENOTES RIGHT-OF-WAY TO BE TRANSFERED

EXHIBIT A-1

CITY OF PENDLETON ENGINEERING DEPARTMENT		
COUNTY ROAD RIGHT-OF-WAY TRANSFER SOUTHGATE PLACE		
DATE: 12/99	SCALE: 1"=500'	SHEET 1 OF 1
DN. BY: RICK B.	CKD. BY:	DWG. NO.