# LINCTON MOUNTAIN ROAD LEGALIZATION

COUNTY ROAD NO. 603

ROAD REPORT

# UMATILLA COUNTY DEPARTMENT OF PUBLIC WORKS

SEPTEMBER, 2005

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# LINCTON MOUNTAIN ROAD LEGALIZATION REPORT

#### **HISTORY**

Lincton Mountain Road was originally established in 1893 as County Road No. 431. It ran from a point approximately 1 mile southeast of the present-day intersection with Highway 204 northwesterly for 8 miles to what is (and was) referred to as the Big Saddle near the intersection of Lincton Mountain Road and Kinnear Road. The width of the road was established at 60 feet.

#### **GENERAL**

Comparison of the original road survey plat to where the road is now traveled shows some differences in location. This is probably due to maintenance over the years and the fact that the original survey went through a series of angle points instead of curves. There could also have been some error in the original survey due to local magnetic attraction, as it was performed with a compass and chain.

Several property surveys have been done in the area. Due to the location of the road right-of-way not being precisely known, surveyors have used the traveled road location to determine property lines. The survey done for this legalization proceeding honored the monuments set in these private property surveys wherever possible.

Highway 204 is currently under reconstruction by ODOT in this area. ODOT's contractor plans on using a material source north of the highway and adjacent to Linction Mountain Road. In return for impacting Lincton Mountain Road by using it as a haul route, they have agreed to pave the road from Louden Lane south for ½ mile to the highway. In order to pave it, they will need to know where the centerline is.

### IMPACTS TO UTILITIES AND PROPERTY OWNERS

Utilities in the area include UECA power poles and buried telephone lines. No impact to the utilities is anticipated.

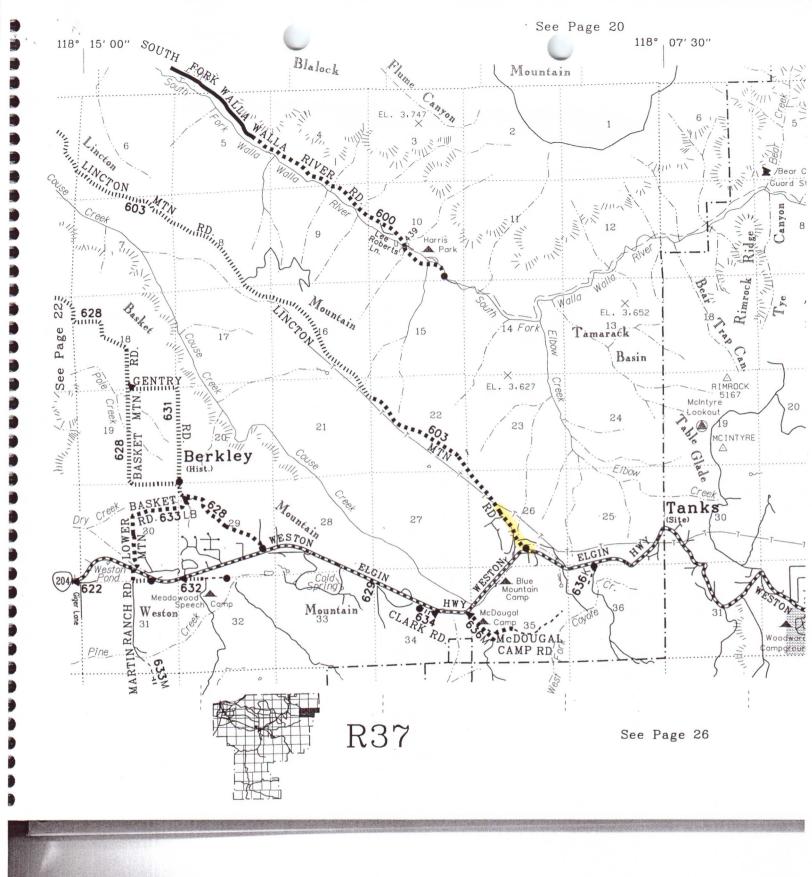
By holding the monuments set in the private property surveys for right-of-way line location, no negative impact to property owners is anticipated.

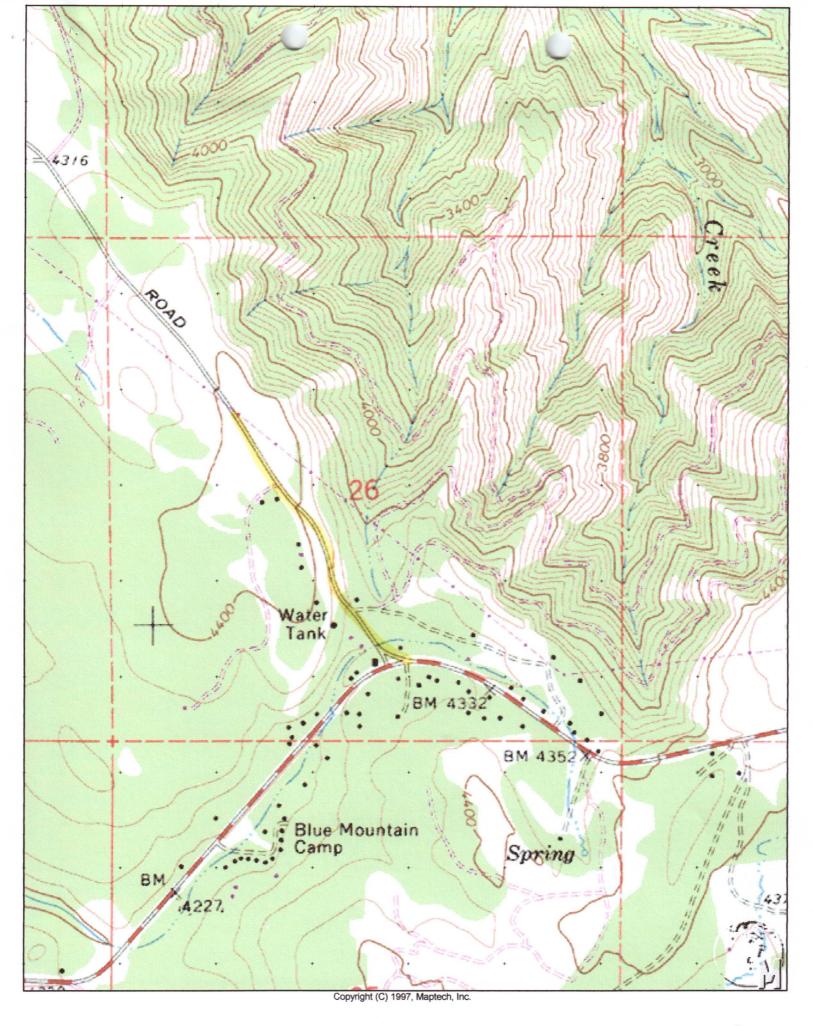
#### **STATUTES**

ORS 368.201(3) provides a basis for the county governing body to initiate legalization proceedings if a road as traveled and used for 10 years or more does not conform to the location of a road described in county road records.

### **RECOMMENDATION**

The Public Works Department recommends that the road be legalized as shown on the attached survey map and as described in the final order at a width of 60 feet.







ield hotes of Road Survey no 431 for Umatilla Country Oregon. I meet H. L. Frazier and Geo. Destaven, viewers on Road Survey no 431 for Umatilla bo. Oregon, at Res. of D. C. French on Likton mountain Oct. 26". 1893 and administered to each the usual oath of qualification. We call S.D. morgan & Jas G. Thomson to chain and D. C. French, St. S. Frazier + Omar Olinger to assist as may be required; I administer outh of qualification to each of the chainmen, after which, under direction of said viewers, Scut R 431 on Sw of tree terminus of Road Survey no. 389, at intersection of said survey 389, commonly known as the location Road, with the Linkton Min. Road, and from a pt. 569:50 E. of said tree, assuming a var. of 21°E. Irm, 8.34 but i on no of white fir 10 ins. dia. 9 lks S. of line, 11.95 Set stake mkd 2 on line, on n. hill side. : 81.4000 " 3 " L. oftrav. road. 1.47:50W. 13:40 W. 19.66 .30°25W. 22.58 Foot of hill 49.55W. 27.50 30.49 Beergarden's fence bears L. about 50 lks. R. of trav. R. 36.55W. 36.52 .28°17W. 43.13 1.58:37W. 54.30 60.41 1.78:47W Cut ii on S. of white fir 21lks. S. of line, also, stake mkd. ii on line. 70.39 60°.43W. Det stake mkd. 12, about 200 lks. n. of Smith brush fince. 78.30 83.30W. 80.00 but IM on pouth of dead fir 24 ins. dia. 28 lks. E. of line. 6.88 Set stake mkd. 13. L. of trav. road. 134.30W. 80.00 1.32.00W .. 15 R. " .. by cord wood. 1.25° 25W. 21.09 L. . 1.41.20W. .. 17, and cut it on n.W. fir 12 ins. dia. 10 lks. 585° & of line. 129,35W. 45.34 " 18, " " 18 on fir 4 ins. dia. 23 lks. 519° & of line. 63.71 1.52.50W. 69.75 Intline bet sees. 22+270.4 n. R.376.237 lbs. west of cor to Sees, 22,23,26-27. 1.22°.20W. Letstake mkd. 19 80.00 Det 2 m. pon line in stone mound. " stake mkd, 20, 30 lks. S. of & W finew. 9.78 " " 21 on line

D. C. French's house brs left of line, 72 lks. dist.

Thursday, Oct 26". 1893

72°.25W.

18.67

27.97 Setstake mkd. 23, on line.

7,89°.40°W.	32.07 Set stake mkd. 24, and cut 24 pine 12 ins. dia. 7 lks. SE of line
7.60:55 W.	35.10 " " 25 " 25 tam. 3 ins. dia. 10 lks. S. of line pt.
n. 2°. 55 w.	39 21 26 for 2 ins. dia. 3 lks. L. of line pt.
7,67°.51W.	40.65 27 R. oftrav. R
n.56.41W.	42.36 " " 28 L. " by fine.
n. 28° 21W.	52 // O
71.22:498	55.34 " " 30, and cut 30 on fir 2 ms. dia. 8 lks. L. of line.
n.52.01W.	55.34 " " 30, and cut 30 on fir 2 ins. dia. 8 lks. L. of line. 60.57 " " 31 R. of trav. R Descend.
n.62°.21'W	6444 " 32 8. " "
- Alleria	70.00 Petrics Cabin bears D. of line, 534 lks. distant.
d. Taranta	This historie cabin, for the past twelve months, has
and the state of t	been as much the theme of conversation in this place
	As the city of nazareth, the birth place of our Lordand Sarior.
and the same of th	Sarior.
	80.00 but 3M 431on n. side of pine 3ft. dia about 20 lks. S. of
•	low on level, at foot of elecent.
	1.70 Det stake mkd 33, S. of trav. R.
721:01W	12.12 " " 34, and cut 34, on pme 12 ins. dia. 6/ks. E. of line. 23.69 " " 35 " 35 " fir 12 " " 4 " & " and
n.46.25W.	23.69 " " " 35 " " for 12 " " 4 " & " "
n.81°.00W.	34.86
71.43.33W.	
n.65.33W	62.23 " " 38, n. oftrav. R.
7.55.06W	75.64 " " 39, Descent.
7163,18W	80.58 but 4M on E. of pine 24 ins. dia. 94 lks. Left of line, 7.36 Foot of descent nearly level.
	7.36 Foot of descent nearly level.
12 12	
n.81°21W	14.00 Descend.
, ,	15.96 Set stake mkd. 41, and cut 41 on n. of pmc 30 ins. dia. 4 lks & of lin
7.28°11W.	28.00 Olinger's house bears about 200 lks L. of line 32.23 Set stake mkd 42, and cut 42 on W. of pine 10 ins. dia 6 lks. E. of line
,	32.23 Set stake mkd 42, and cut 42 on W. of pme 10 ms. dea 6 lks. 6. of lme
7.59°.18,w.	30.17 " " " 73
5.89°.42W.	77.50 Int. line bet. 16+17, 605 lks. S. of cor. to sees. 8-9-16-17
0 /	78.56 Set post mkd.44
71.81°40W.	80.00 Set 5 m. p. 30' n. of line. 21.18 Set stake mkd 45, near foot of descent at Send of Little Sadd 53.16 " 46 on L. of trav. R.
2001	21.18 Det stake med 45, near foot of descent at Deno of Sune sould
n.37.07w	33.16 " " " 46 on L. of wav. N.
7155: 44W	80.00 ., 6 m. p. 30 lks. E. of line on level.
	- Friday Oct 27" 1893
	in is of lately make in all and branded to !!
71. " 'w	10.13 Set stake mkd 47 in old was parallel to fine on R. 29.57 48.
11.	2/.0/ " " " 7 48.

31.00 Enter lane on line. 774.14W. 76.25 Set stake mkd. 49. 76.25 Set stake mkd. 49.

80.00 "7m. p. about 30 lks. n. of line, against finee on Left of lane; raised md. of earth & stone, 4 ft base and 2 ft. high around post.

7.28 Set stake mkd 50, 30 lks. R. against finee on R. of lane.

41.17 " " 51, 12 lks. west of leaning fence " L. " "

58.52 " " 52, against finee on R. of lane.

80.00 " 8 m. p. on line 15 lks. west of finee on R. of lane

1.0 " 15 lks. west of finee on R. of lane n.87.29W. 0.69 " stake mkd 53 71.42.59W. 16.75 Foot of descent, Center of Big Saddle Set terminus on line Sat. Oct. 28" 1893 All posts and stakes used are of regulation size and are marked and set in mounds according to law for the same. Correct field notes to road survey no. 431 for unatilla County Oregon. Ino. b. amold bo. Surveys. Ino. C. amold, Co. Surveyor.

ME Thereby certify that the foregoing is a correct plat of Road Survey no. 431 for umbtilled County, Oregon, fro. 6. Amold, Surveyor. Read Survey 431

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goringer duruy). Plat of Road Survey 431. Range 37 & & 29 917

