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UMATILLA COUNTY RECORDS



2003-4320589

1 of 2

IN THE BOARD OF COUNTY COMMISSIONERS OF UMATILLA COUNTY

STATE OF OREGON

**IN THE MATTER OF LEGALIZATION OF A)
PORTION OF LOWER DRY CREEK ROAD,)
COUNTY ROAD NO. 647)**

ORDER NO. RD2003-10

WHEREAS, the Umatilla County Board of Commissioners may, under authority of ORS 368.201 to 368.221, order a county road that has 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 Lower Dry Creek Road (County Road #647), the midpoint of which is located approximately 2 miles northwest of Milton-Freewater, Oregon, and lies in Section 4, Township 5 North, Range 35 E.W.M. and Section 33, Township 6 North, Range 35 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 March 19, 2003, 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 40-foot wide strip of land for road purposes located in Section 4, Township 5 North, Range 35 E.W.M. and Section 33, Township 6 North, Range 35 E.W.M., the centerline of which is more particularly described as follows:

Commencing at a brass-capped monument marking the corner common to Sections 32 and 33, Township 6 North, Range 35 E.W.M. and Sections 4 and 5, Township 5 North, Range 35 E.W.M.; thence N89°29'52"E, 260.81 feet to a point at the intersection of the centerline of County Road No. 668, Seven Hills Road, and the centerline of County Road No. 647, Lower Dry Creek Road, and the true point of beginning; thence N30°21'14"E, 838.31 feet; thence N32°20'50"E, 133.60 feet; thence 329.33 feet along a 728.80-foot radius curve right (the long chord bears N45°17'33"E, 326.53 feet); thence N58°14'17"E, 154.99 feet; thence 382.06 feet along a 365.00-foot radius curve left (the long chord bears N28°15'04"E, 364.85 feet); thence N01°44'08"W, 1234.53 feet to a 1-inch iron rebar with 2-inch aluminum cap set at the intersection of the centerline of County Road No. 647, Lower Dry Creek Road, and the centerline of County Road No. 517, County Road.

Together with a strip of land of variable width described as commencing at a brass-capped monument marking the corner common to Sections 32 and 33, Township 6 North, Range 35 E.W.M. and Sections 4 and 5, Township 5 North, Range 35 E.W.M.; thence S86°25'42"E, 281.53 feet to a point on the westerly right-of-way line of the O. W. R. & N. Co. Railroad; thence N30°06'15"E, 489.55 feet along said right-of-way line; thence N58°19'11"W, 5.30 feet to a point 20.00 feet from, when measured at right angles to, the road centerline previously described; thence S30°21'13"W, 494.11 feet along a line 20.00 feet southeasterly from and parallel to the road centerline previously described; thence N89°29'52"E, 8.66 feet to the point of beginning.

Original to: Commissioner's Journal
Copy to: Doug Olsen



Excepting therefrom that portion of the road previously described lying within the right-of-way of County Road No. 517, County Road.

Bearings and distances are NAD '83(91) grid. The plat of the above described road is recorded in the Umatilla County Surveyor's Office as Survey No. 03-043-C.

Dated this 19 day of March, 2003

UMATILLA COUNTY BOARD OF COMMISSIONERS

William S. Hansell
William S. Hansell, Chairman

Emile M. Holeman
Emile M. Holeman, Commissioner

Dennis D. Doherty
Dennis D. Doherty, Commissioner



ATTEST: OFFICE OF COUNTY RECORDS

By: Jean 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

03-19-03 at 3:40

in the record of instrument code type DE-ORDER

Instrument Number 2003-4320589
Fee 0.00

Office of County Records

Jean Hemphill
Records Officer