

RECEIVED

JUL 08 2009

UMATILLA COUNTY  
RECORDS

**IN THE BOARD OF COUNTY COMMISSIONERS  
OF UMATILLA COUNTY  
STATE OF OREGON**

In the Matter of Setting a Hearing                    )  
On the Legalization of Jim Road,                    )  
County Road No. 797                                    )                    Order No. RD2009-35

WHEREAS, In accordance with ORS 368.206 the Umatilla County Board of Commissioners issued an order to survey and monument Jim Road (County Road No. 797), lying in Sections 26 and 27, Township 3 North, Range 33 E.W.M. from Highway 11 to Duff Road, and

WHEREAS, the Department of Public Works has found that the road as traveled and used for ten (10) years or more does not match the existing road records and has recommended that the Board of Commissioners legalize the road as shown on the survey completed by the Public Works Department in June, 2009, and

WHEREAS, persons interested or concerned about this proposed legalization may examine said survey and other documents concerning this proposed action by contacting the Umatilla County Department of Public Works , 3920 Westgate, Pendleton, Oregon 97801. ( 541 ) 278-5424, Monday through Friday, 8:00 a.m. to 5:00 p.m.

NOW THEREFORE IT IS HERERBY ORDERED that a hearing is set for August 19, 2009, at 9:15 a.m. in Room 114 of the Umatilla County Courthouse , 216 S.E. Fourth Street , Pendleton , Oregon to hear public testimony both for and against the proposed legalization and determine if the above described road shall be legalized in its present location as traveled and used for ten ( 10 ) years or more.

IT IS ALSO ORDERED that in accordance with ORS 368.206(1)(c), 368.406, 368.411, and 368.416 those persons whose property abuts said road legalization shall be notified of this hearing by certified mail at least 30 days before the date of the hearing, notice of the hearing shall be posted in no less than three ( 3 ) public places no later than 20 days before the hearing , and notice of the hearing shall be published in the East Oregonian once at least 20 days before the hearing and once within 10 days of the hearing.

Dated this 8<sup>th</sup> day of July, 2009.

**UMATILLA COUNTY BOARD OF COMMISSIONERS**

*W. Lawrence Givens*

W. Lawrence Givens, Chair

*William S. Hansell*

William S. Hansell, Commissioner

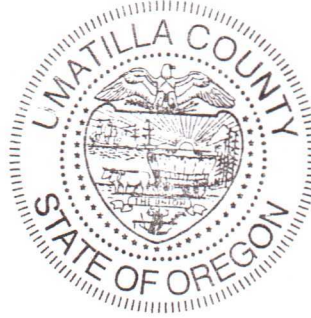
**ABSENT**

Dennis D. Doherty, Commissioner



ATTEST:  
OFFICER OF THE COUNTY RECORDS

BY: *Jean Hemphill*  
Records Officer



APPROVED AS TO FORM:

*Doug Olsen*  
Doug Olsen, County Counsel