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2014-6230641 1 of 4

THE BOARD OF COMMISSIONERS OF UMATILLA COUNTY

STATE OF OREGON

|                                            |   |                     |
|--------------------------------------------|---|---------------------|
| In the Matter of Legalization              | ) |                     |
| of a Portion of Stock Drive Road           | ) | Order No. RD2014-26 |
| and Delwood Place (a.k.a. Delwood Street), | ) |                     |
| County Road No. 1388                       | ) |                     |

Umatilla County  
Received:12/3/2014

1022686

WHEREAS in accordance with ORS 368.201 to 368.221, the Umatilla County Board of Commissioners may initiate proceedings to legalize a county road that has been used and traveled by the public for ten years or more, and

WHEREAS the Board of Commissioners adopted Order No. RD2014-44 to order a survey of a portion of Stock Drive Road and Delwood Place (a.k.a. Delwood Street), County Road No. 1388, lying between Northwest Cedar Street and the ¼ Corner common to Sections 8 and 17, Township 1 South, Range 32 E.W.M. in and adjacent to the city limits of Pilot Rock, Oregon, and

WHEREAS a public hearing was set for December 3, 2014 to consider the legalization of the road, and notice of the hearing was posted on November 12, 2014 in three public places, published in the East Oregonian on November 12, 2014 and November 26, 2014, and all owners of abutting property affected by the legalization procedure were mailed copies of the notice of the hearing, and

WHEREAS the Board of Commissioners held a public hearing on December 3, 2014, and found that it would be in the public interest to legalize the road.

NOW THEREFORE IT IS ORDERED that the location of Stock Drive Road and Delwood Place (a.k.a. Delwood Street), County Road No. 1388, is legalized as follows:

Unit "A"

A strip of land varying in width for road and utility installation purposes located in the Southeast ¼ of Section 8 and the Northeast ¼ of the Northeast ¼ of Section 17, Township 1 South, Range 32 E.W.M., the exterior of which is more particularly described as follows:

Beginning at a ½-inch rebar marking the Northeast Corner of Lot 6, Block 2, Moltke's Addition to the City of Pilot Rock, said rebar marking an angle point in the east boundary of Moltke's Addition and the west right of way line of County Road No. 1388 and bearing S51°55'21"E, 736.41 feet from a 2-1/2 inch brass disk set in concrete marking the Initial Point of Moltke's Addition and the East 1/16<sup>th</sup> Corner common to Sections 8 and 17; thence S15°50'55"W, 110.20 feet to the Northeast Corner of Lot 7, Block 2, Moltke's Addition; thence N40°55'55"E, 31.49 feet to a point on the southwesterly extension of the west right of way line of Northwest Cedar Street (formerly County Road No. 1386, Circle Road); thence N18°52'31"E, 181.77 feet to a 5/8-inch rebar marking the intersection of the southwesterly extension of the west right of way line of Northwest Cedar Street with the southeasterly extension of the east right of way line of County Road No. 1388; thence N4°45'46"W, 61.75 feet to the northwest corner of that property conveyed to the City of Pilot Rock by Donald Royer, recorded in Reel 43, Page 1138, Umatilla

After recording return original  
to: Commissioners' Journal.  
cc: County Counsel

County Deed Records; thence N4°45'46"W, 8.02 feet to a 5/8-inch rebar; thence N12°55'46"W, 123.95 feet to 5/8-inch rebar; thence N12°55'46"W, 132.61 feet to a 5/8-inch rebar; thence N2°07'55"W, 174.48 feet to a 5/8-inch rebar; thence 210.04 feet along a 1041.53-foot radius curve left (the long chord bears N7°54'33"W, 209.68 feet) to a 5/8-inch rebar; thence N13°36'01"W, 242.29 feet to a 5/8-inch rebar; thence 166.57 feet along a 325.11-foot radius curve left (the long chord bears N28°16'40"W, 164.75 feet) to a railroad spike with punch mark; thence 303.03 feet along a 182.25-foot radius curve left (the long chord bears S89°24'35"W, 269.31 feet) to a 5/8-inch rebar; thence S41°46'29"W, 245.94 feet to a 5/8-inch rebar set on the north line of that property conveyed to Umatilla County by James, Evelyn, and Jerry Hatley, Instrument No. 2009-5560216, Umatilla County Deed Records, said rebar bearing N3°48'29"W, 410.59 feet from the Initial Point of Moltke's Addition; thence N45°15'31"E, 29.81 feet; thence S0°46'52"E, 83.35 feet to a 5/8-inch rebar; thence N45°15'50"E, 29.87 feet to a 5/8-inch rebar; thence N41°46'29"E, 247.77 feet to a 5/8-inch rebar; thence 203.27 feet along a 122.25-foot radius curve right (the long chord bears N89°24'35"E, 180.65 feet) to a 5/8-inch rebar; thence 135.83 feet along a 265.11-foot radius curve right (the long chord bears S28°16'40"E, 134.35 feet) to a railroad spike with punch mark; thence S13°36'01"E, 242.34 feet to a 5/8-inch rebar; thence 197.98 feet along a 981.53-foot radius curve right (the long chord bears S7°54'37"E, 197.65 feet) to a 1/2-inch rebar marking the Northeast Corner of Lot 9, Block 3, Moltke's Addition; thence S2°07'55"E, 106.97 feet to a railroad spike with punch mark set at the Northeast Corner of Lot 8, Block 3, Moltke's Addition; thence S2°07'55"E, 58.35 feet to a 1/2-inch rebar marking an angle point in the east line of Lot 8, Block 3, Moltke's Addition and the west line of County Road No. 1388; thence S13°01'04"E, 272.20 feet to a 1/2-inch rebar in the center of Northwest 3<sup>rd</sup> Street (Mountain View Drive) which marks an angle point in the east line of Moltke's Addition and the west line of County Road No. 1388; thence S4°46'29"E, 29.22 feet to a 1/2-inch rebar marking the Northeast Corner of Lot 5, Block 3, Moltke's Addition; thence S4°52'53"E, 122.39 feet to the point of beginning.

Bearings and distances are NAD '83('91) grid. The plat of the road is recorded as Survey No. 14-139-C in the Umatilla County Surveyor's Office.

#### Unit "B"

A strip of land varying in width for road and utility installation purposes located in the Southwest 1/4 of the Southeast 1/4 of Section 8, Township 1 South, Range 32 E.W.M., the exterior of which is more particularly described as follows:

Beginning at a 5/8-inch rebar which bears N3°48'29"W, 410.59 feet from a 2-1/2 inch brass disk set in concrete marking the Initial Point of Moltke's Addition to the City of Pilot Rock and the East 1/16<sup>th</sup> Corner common to Sections 8 and 17, Township 1 South, Range 32 E.W.M.; thence S45°15'50"W, 77.76 feet to a 5/8-inch rebar; thence 334.85 feet along a 250.49-foot radius curve right (the long chord bears S83°28'47"W, 310.47 feet) to a 5/8-inch rebar; thence 342.78 feet along a 306.66-foot radius curve left (the long chord bears S89°42'40"W, 325.21 feet); thence S57°40'45"W, 272.72 feet to a 5/8-inch rebar; thence S54°57'54"W, 199.02 feet to a 5/8-inch rebar; thence S48°14'32"W, 51.02 feet to a 5/8-inch rebar; thence S0°37'25"E, 35.92 feet to a 5/8-inch rebar that bears N89°23'37"E, 159.47 feet from a brass-capped monument marking the 1/4 Corner common to Sections 8 and 17, Township 1 South, Range 32 E.W.M.; thence N89°27'32"E, 41.62 feet to a 5/8-inch rebar; thence 17.57 feet along a 229.99-foot radius curve

left (the long chord bears N57°06'54"E, 17.57 feet) to a 5/8-inch rebar; thence N55°00'26"E, 216.68 feet to a 5/8-inch rebar; thence N57°40'45"E, 271.31 feet to a 5/8-inch rebar; thence 275.69 feet along a 246.66-foot radius curve right (the long chord bears N89°42'34"E, 261.56 feet); thence 115.75 feet along a 310.49-foot radius curve left (the long chord bears S68°54'30"E, 115.08 feet) to a 5/8-inch rebar; thence 151.60 feet along a 310.49-foot radius curve left (the long chord bears N86°25'28"E, 150.10 feet); thence 147.64 feet along a 310.49-foot radius curve left (the long chord bears N58°48'52"E, 146.26 feet) to a 5/8-inch rebar; thence N45°15'50"E, 49.68 feet to a 5/8-inch rebar; thence N0°46'52"W, 83.35 feet; thence S45°15'31"W, 29.81 feet to the point of beginning. The above described road is the same road described in the statutory bargain and sale deed from James, Evelyn, and Jerry Hatley to Umatilla County, Document No. 2009-5560216, Umatilla County Deed Records, and includes a portion of that land conveyed to the County by right of way deed from Henry and Margaret Schultz, Book 146, Page 11, Umatilla County Deed Records.

Bearings and distances are NAD '83('91) grid. The plat of the road is recorded as Survey No. 14-139-C in the Umatilla County Surveyor's Office.

#### Unit "C"

A strip of land varying in width for road and utility installation purposes located in the Southwest  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of Section 8 and the Northwest  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 17, Township 1 South, Range 32 E.W.M., the exterior of which is more particularly described as follows:

Beginning at a 5/8-inch rebar which bears N79°41'16"W, 962.18 feet from a 2-1/2 inch brass disk set in concrete marking the Initial Point of Moltke's Addition to the City of Pilot Rock and the East 1/16<sup>th</sup> Corner common to Sections 8 and 17, Township 1 South, Range 32 E.W.M.; thence S55°00'26"W, 218.13 feet to a 5/8-inch rebar; thence 107.22 feet along a 169.92-foot radius curve right (the long chord bears S72°59'09"W, 105.45 feet) to a 5/8-inch rebar; thence N88°50'19"W, 30.97 feet to a 5/8-inch rebar; thence S89°24'14"W, 49.91 feet to a 5/8-inch rebar; thence S0°35'46"E, 30.00 feet to a brass-capped monument marking the  $\frac{1}{4}$  Corner common to Sections 8 and 17, Township 1 South, Range 32 E.W.M.; thence S0°35'46"E, 30.00 feet to a 5/8-inch rebar; thence N89°24'14"E, 48.99 feet to a 5/8-inch rebar; thence S88°50'19"E, 30.05 feet to a 5/8-inch rebar; thence 127.56 feet along a 229.99-foot radius curve left (the long chord bears N75°11'42"E, 125.93 feet) to a 5/8-inch rebar; thence S89°27'32"W, 41.62 feet to a 5/8-inch rebar; thence N0°37'25"W, 35.92 feet to a 5/8-inch rebar; thence N48°14'32"E, 51.02 feet to a 5/8-inch rebar; thence N54°57'54"E, 199.02 feet to the point of beginning.

Bearings and distances are NAD '83('91) grid. The plat of the road is recorded as Survey No. 14-139-C in the Umatilla County Surveyor's Office.

Right of way widths, referring to engineering stations from Survey No. 14-139-C, are 30.00 feet on the left side of centerline for the entire road and taper from 26.77 feet at Station 1+35.40 to 26.87 feet at Station 1+97.15 to 27.19 feet at Station 4+57.90 to 30.00 feet at Station 6+37.83 and remain at 30.00 feet for the remainder of the road on the right side of centerline.

DATED this 3rd day of December, 2014

UMATILLA COUNTY BOARD OF COMMISSIONERS

*William J. Elfering*  
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William J. Elfering, Chair

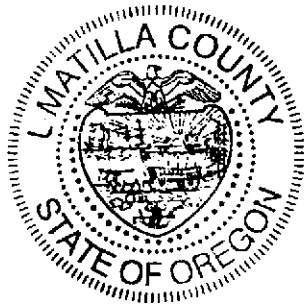
*George L. Murdock*  
\_\_\_\_\_  
George L. Murdock, Commissioner

*W. Lawrence Givens*  
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W. Lawrence Givens, Commissioner



ATTEST:  
OFFICE OF COUNTY RECORDS

*Steve Churchill*  
\_\_\_\_\_  
Records Officer



State of Oregon  
County of Umatilla



Instrument received  
and recorded on  
12/3/2014 1:52:41 PM

in the record of instrument  
code type DE-ORDER

Instrument number 2014-6230641  
Fee \$0.00

Office of County Records

*Steve Churchill*  
\_\_\_\_\_  
Records Officer

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