

AGENDA ITEM FOR ADMINISTRATIVE MEETING ( ) Discussion only  
( X ) Action

FROM (DEPT/ DIVISION): County Counsel

SUBJECT: Gate Permit

<p>Background:</p> <p>The county received an application to place a gate on Henderson Canyon Road, at its intersection with Pine Creek Road. Henderson Canyon Road is a dead end road. Road maintenance by the county has been minimal. All impacted property owners have signed the application for a permit. The Public Works Director is recommending the Board approve the request.</p>	<p>Requested Action:</p> <p>Approve application for placement of gate on Henderson Canyon road and sign permit</p>
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ATTACHMENTS: Application; Road Report; Maps

\*\*\*\*\*For Internal Use Only\*\*\*\*\*

Checkoffs:

- ( ) Dept. Heard (copy)
- ( ) Human Resources (copy)
- ( ) Fiscal
- ( X ) Legal (copy)
- ( ) (Other - List:)

To be notified of Meeting:  
Tom Fellows

Needed at Meeting:

\*\*\*\*\*

Scheduled for meeting on: July 21, 2021

Action taken:

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Follow-up:

COUNTY ROAD GATE PERMIT

AGREEMENT

THIS AGREEMENT, made and entered into the day last signed as indicated on Page 2, by and between Cynthia Van Winkle after referred to as Owners, and UMATILLA COUNTY, a political subdivision of the State of Oregon, hereinafter referred to as County.

WITNESSETH:

WHEREAS, Owners are the record owners or leaseholders of real estate in Umatilla County, and

WHEREAS, Owners desire to have installed a gate on County Road #694 Henderson Road, which is located on their property, and

WHEREAS, County desires to assist Owners in preventing unwanted trespass and illegal dumping, and

WHEREAS, ORS 368.056 allows the County governing body to issue permits for gate installations on Public Roads under the jurisdiction of the County:

NOW THEREFORE, in consideration of the mutual covenants and promises contained herein, the parties hereto mutually agree as follows:

1. Owners agree to construct or have constructed, at no expense to the County, a gate or gates across the county road or roads at the location specified above, and to maintain said gate at no expense to the County in a condition satisfactory to the Umatilla County Director of Public Works.
2. Owners further agree to insure and assume responsibility for any liability or potential liability associated with the use of said gate by themselves, the public, or any other entity. Owners shall save and hold harmless the County from any claim or action arising out of any injury to person or to property that may occur as a result of the use of or operation of this gate. Notwithstanding the foregoing obligations of Owners with respect to the use of or operation of said gate, County acknowledges and agrees that the County remains responsible and liable for the maintenance, operation and use of the road by the public to the same extent as any County Road.
3. Owners further agree that should Owners fail for any reason to fulfill any duty or responsibility contained within this agreement to the total satisfaction of the Umatilla County Board of Commissioners, that County has the absolute right to remove said gate and to assess against and collect from Owners the cost of said removal.

IN WITNESS WHEREOF, the parties have signed this agreement this 1<sup>st</sup> day of April, 2021.

OWNERS

Cynthia Van Winkle  
Donald Lienallen  
A. Brooke Lienallen  
William J. [Signature]

UMATILLA COUNTY PUBLIC WORKS DEPARTMENT

By: Tom Fellows  
Tom Fellows Public Works Director

UMATILLA COUNTY

Commissioner George Murdock

Commissioner John Shafer

Commissioner Dan Dorran

ATTEST:  
Office of County Records

Records Officer

IN WITNESS WHEREOF, the parties have signed this agreement this 1<sup>st</sup> day of April, 2021.

OWNERS

Cynthia Van Winkle

Donald Lienalder

A. Brooks Lienalder

William J. Gatz

Lawrence E Hagon

UMATILLA COUNTY PUBLIC WORKS DEPARTMENT

By: Tom Fellows  
Tom Fellows Public Works Director

UMATILLA COUNTY

Commissioner George Murdock

Commissioner John Shafer

Commissioner Dan Dorran

ATTEST:  
Office of County Records

Records Officer

IN WITNESS WHEREOF, the parties have signed this agreement this 1<sup>st</sup> day of April, 2021.

OWNERS

Cynthia Van Winkle

Donald Lienallen

A. Brooke Lienallen

William J. Gots

Sharon K. Johns

UMATILLA COUNTY PUBLIC WORKS DEPARTMENT

By: Tom Fellows  
Tom Fellows Public Works Director

UMATILLA COUNTY

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Commissioner George Murdock

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Commissioner John Shafer

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Commissioner Dan Dorran

ATTEST:  
Office of County Records

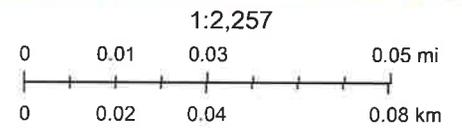
\_\_\_\_\_  
Records Officer

# ArcGIS Web Map



4/21/2021, 12:39:19 PM

 taxlot  mapIndex CountyLines



Maxar, Microsoft, OREGON DOR, GEO



# Umatilla County Public Works

3920 Westgate • Pendleton, OR 97801

541-278-5424

Commissioners

**John Shafer**  
**George Murdock**  
**Dan Dorrn**

Public Works Director

**Tom Fellows**

## Report to the Board of Commissioners

Gate request by Cynthia Van Winkle

for

Henderson Road #694

Cynthia Van Winkle has requested permission to install a gate on Henderson road at the intersection with Pine Creek road. Henderson road is a dead end road with 4 property owners. There are no utilities on this road and there has been no maintenance for many years nor has any maintenance been requested. All effected property owners have signed the request (Cynthia Van Winkle, Brooks Lieuallen, Don Lieuallen and Bill Gentry). The public works department would recommend the board approve this request.

Tom Fellows

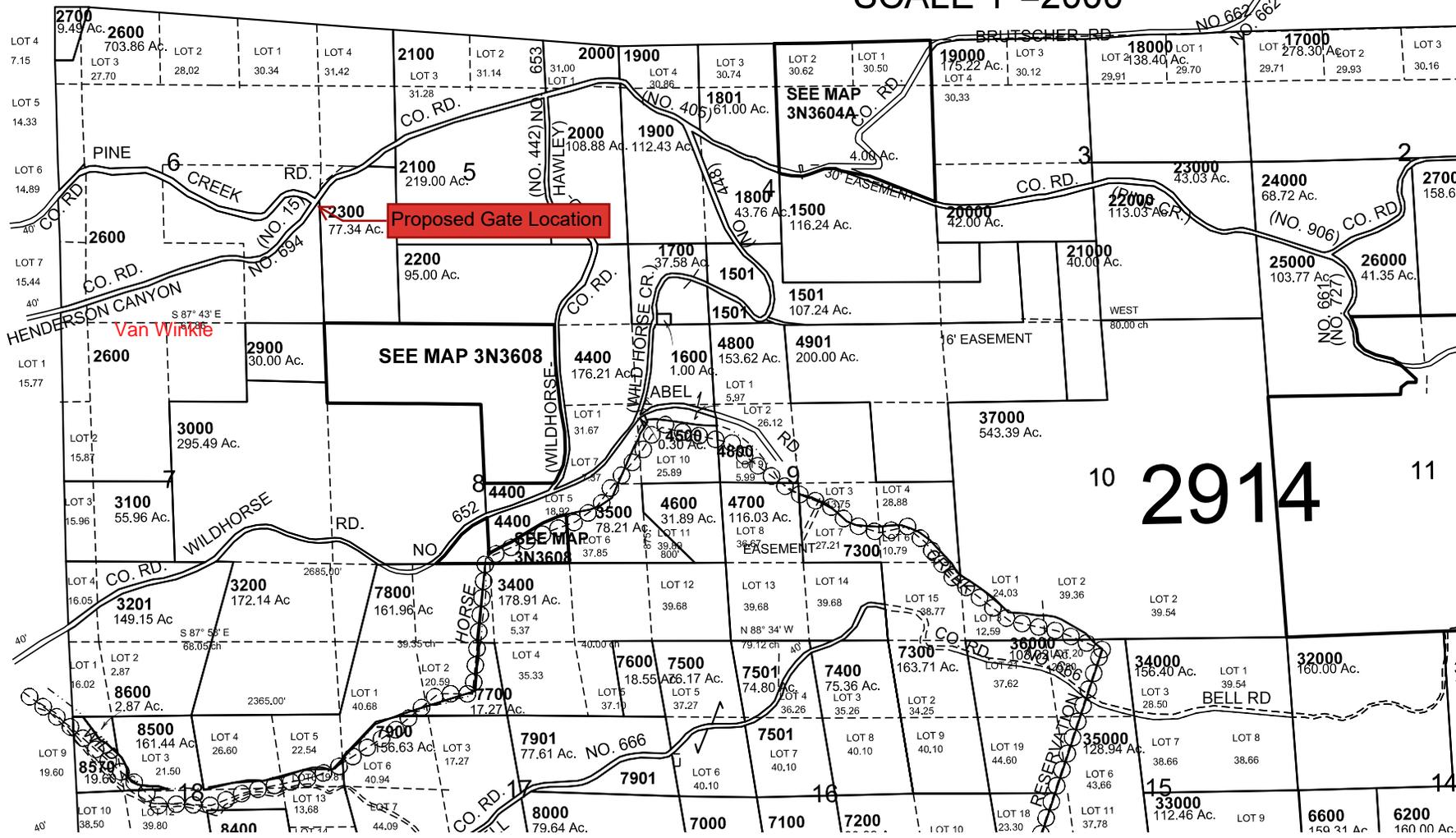
Umatilla County

Public Works Director.

purposes only and was NOT prepared nor is it suitable for legal, engineering or surveying purposes.

# UMATILLA COUNTY

SCALE 1"=2000'

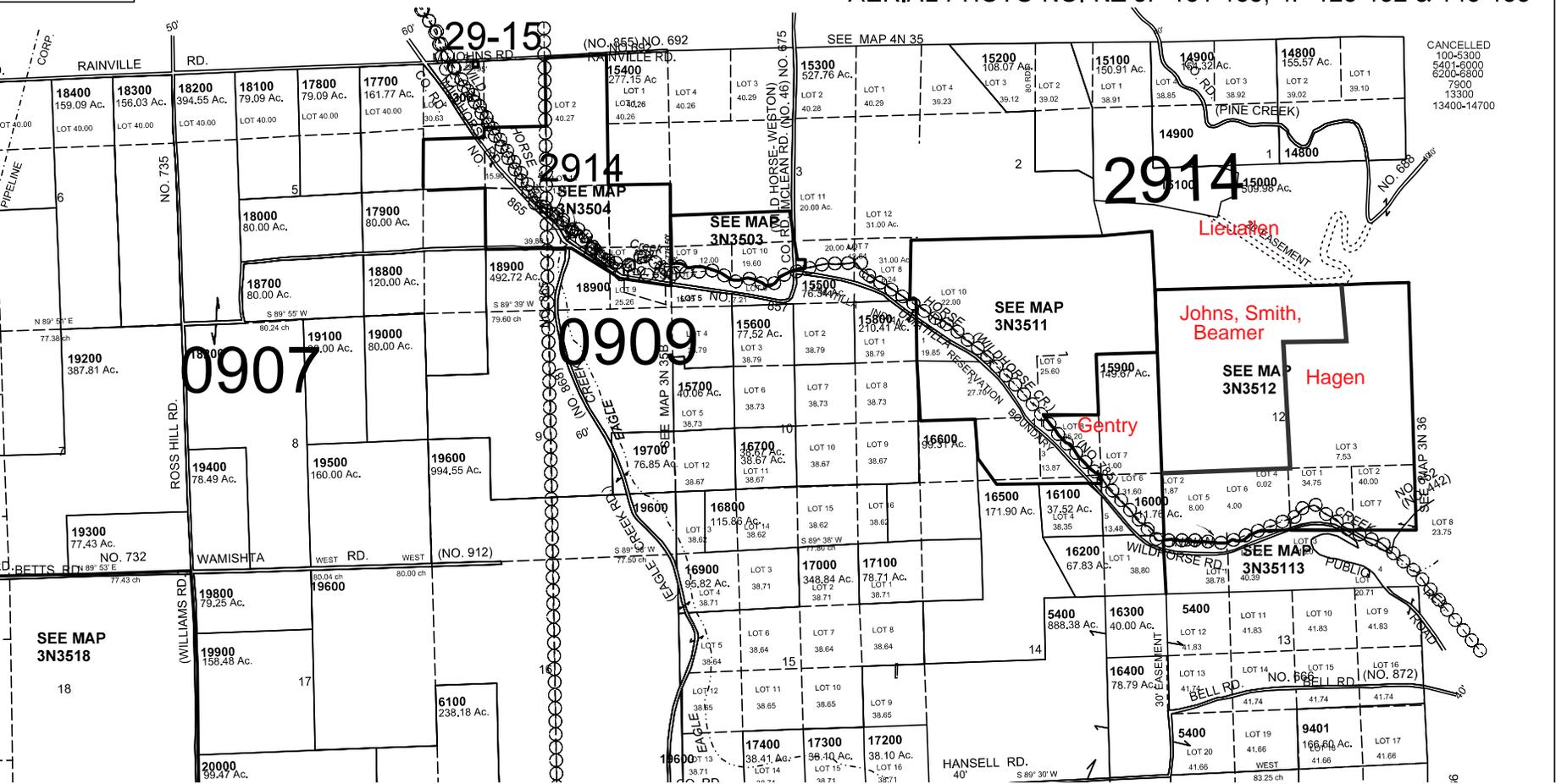


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rposes.

# T3N R35E WM UMATILLA COUNTY

## 3N 35

AERIAL PHOTO NO. NZ 3P 161-165, 4P 128-132 & 148-153



CANCELLED  
100-5300  
5401-6000  
6200-6500  
7900  
13300  
13400-14700

0907

0909

29-15

2914

2914

Johns, Smith,  
Beamer

Hagen

Gentry

WILDLIFE RESERVATION

WILDLIFE RESERVATION

WILDLIFE RESERVATION

SEE MAP  
3N3518

SEE MAP  
3N3504

SEE MAP  
3N3503

SEE MAP  
3N3511

SEE MAP  
3N3512

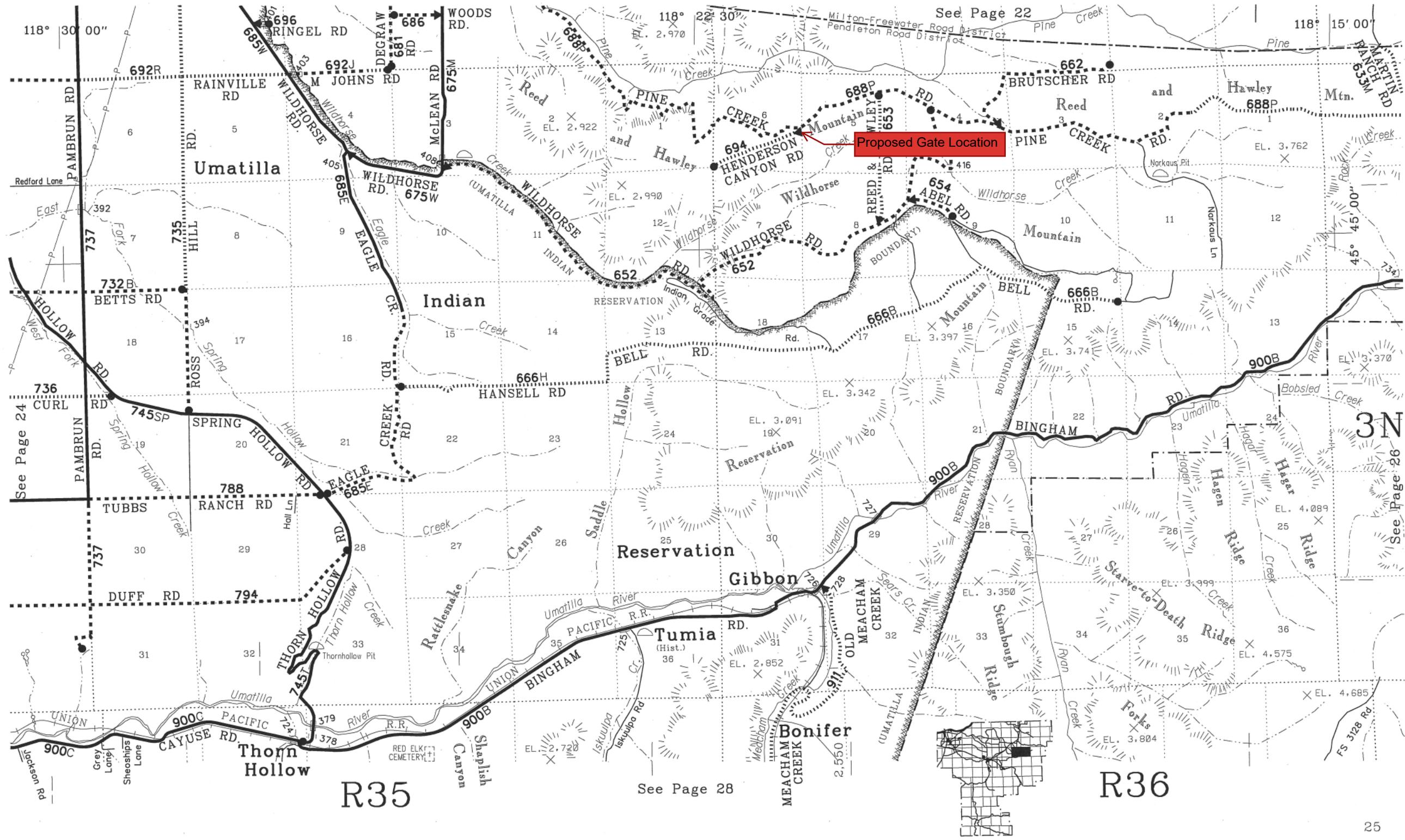
SEE MAP  
3N3513

SEE MAP  
3N3513

SEE MAP  
3N3513

HANSELL RD.  
40'

83.25 ch



Proposed Gate Location

See Page 22

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R35

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