

MEMORANDUM OF UNDERSTANDING

WHEREAS, there is a two and one-quarter mile stretch of public road which is located between County Road #1198 and County Road #1212 on the section line between sections 9/16, 10/15, and the West 1/4 mile of 11/14, T4N, R29E., W.M.; and

WHEREAS, said public road section is not a County road accepted into the Umatilla County road maintenance system; and

WHEREAS, John Walchli owns property adjacent to said section of public road;

NOW, THEREFORE, IT IS MUTUALLY AGREED BETWEEN THE PARTIES SIGNING BELOW:

1. John Walchli will provide and haul the surface gravel required to improve said section of public road to the same standard as County Roads #1198 and #1212 at his own expense.

2. Umatilla County will construct the road base for said surface gravel, prepare the final road surface to County road standards, and thereafter accept said section of public road into the Umatilla County Road Maintenance system.

3. The parties mutually agree that Umatilla County will be held harmless from any claim, liability or damage to Walchli resulting from Walchli's own error, omission or act of negligence, and Walchli will be held harmless from any such claim or damage to Umatilla County resulting from the error, omission or negligence of Umatilla County.

4. Neither party will be deemed to be acting as the agent or employee of the other party either for purposes of this agreement or any other purpose.

DATED this 4th day of September, 1991.

John G. Walchli  
John Walchli

UMATILLA COUNTY BOARD  
OF COMMISSIONERS  
Glenn Youngman  
Glenn Youngman, Chairperson  
William S. Hansell  
William S. Hansell, Comr.  
Emile M. Holeman  
Emile Holeman, Comr.

ATTEST:  
THOMAS L. GROAT, UMATILLA COUNTY CLERK  
Georgia McNamara Deputy  
Thomas L. Groat, County Clerk

