

*Munger Lane Legalization
County Road #1287*

ROAD OFFICIAL'S REPORT

*UMATILLA COUNTY DEPARTMENT
OF PUBLIC WORKS*

August 15, 2001

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MUNGER LANE LEGALIZATION REPORT

HISTORY

In 1948 Umatilla County established a county road running from the Columbia River Highway (Highway 730) north to the Columbia River. It was known as Military Access Road. In 1967 a portion of the road was abandoned via agreement with the Army Corps of Engineers. In the 1980's construction of Interstate 82 caused a portion of the road (Brownell Boulevard) to be re-aligned. Munger Lane is a remnant of the Military Access Road lying between Interstate 82 and 3rd Street.

GENERAL

Surveys along Munger Lane have used monuments that don't match original McNary Addition subdivision monuments found north of 3rd Street, resulting in the south end of the road adjacent to Interstate 82 varying from its platted position by about 4 feet. In this legalization survey, the later monuments were held in order to keep from disrupting the perceived property lines.

IMPACTS TO UTILITIES AND PROPERTY OWNERS

Legalization of the road as shown on the survey map and in the photos would have little or no impact to property owners or utilities.

STATUTES

ORS 368.201(3) provides a basis for the county governing body to initiate legalization proceedings if a road as traveled and used for 10 years or more does not conform to the location of a road described in county road records.

RECOMMENDATION

The Public Works Department recommends that the road be legalized as shown on the attached survey map and as described in the final order.

IN THE COUNTY COURT OF THE STATE OF OREGON

FOR UMATILLA COUNTY

In the Matter of the Establishment of)
a County road to be known and designated)
as Military Access Road, from Columbia)
River Highway to Oil Storage Site of the) FINAL ORDER
River Terminals Company, in Section 8,)
Twp. 5 North, Range 28 East, W.M., Umatilla)
County, Oregon.)

NOW ON THIS DAY this matter coming on for final hearing for the County Court of Umatilla County, Oregon, sitting for the transaction of county business.

And it appearing to the Court that a resolution was duly and regularly adopted by the above entitled Court on the 16th day of September, 1943, whereby this Court declared its intention to locate, establish, alter, widen, straighten and change a county road on and over the hereinafter described route, to-wit:

A strip of land of variable width lying on each side of the center line of the Umatilla Oil Depot Access Road as surveyed from a point in the center of the existing Columbia River Highway to a point on southerly high bank of the Columbia River and situated in the NW $\frac{1}{4}$ of Section 16 and in the SW $\frac{1}{4}$ of Section 9, T. 5 N. R. 28 E. W. M., Umatilla County, Oregon, which said road is more particularly described as follows:

Beginning at a point on the center line of said road at Engineer's Station 0+50, which point is on the center line of the Columbia River Highway; said point also being 1,603 feet south and 1,325 feet east of the section corner common to Sections 8, 9, 16 and 17, T. 5 N. R. 28 E. W. M.; thence N. 0° 11' E. a distance of 3,458 feet to Station 34+58; thence on the arc of 587.2 foot radius curve left (the long chord of which bears N. 10° 10' 30" W.) a distance of 212 feet to Engineer's Station 36+70.

The widths in feet of the strip of land above referred to are as follows:

Station to Station	Total Width	Width on East Side of Center Line	Width on West Side of Center Line
0+50 to 11+20	50 feet	20 feet	30 feet
11+20 to 34+58	60 feet	30 feet	30 feet
34+58 to 36+70	100 feet	50 feet	50 feet

Said resolution being on file in the office of the County Clerk of Umatilla County, Oregon.

And it further appearing to the Court that said resolution was regularly heard in the County Court House at Pendleton, Umatilla County, State of Oregon, on the 18th day of October, 1943, at the hour of 10:00 o'clock A. M. of said day.

And it further appearing to the Court that true copies of said resolution, certified to by the Clerk of this Court, were posted by the County Road Master of Umatilla County, Oregon, as provided by law.

And it further appearing to the Court that no objections or remonstrances to the action of said County Court have been presented or filed.

It is, therefore, ORDERED, ADJUDGED and DECREED that the following described road, to-wit:

A strip of land of variable width lying on each side of the center line of the Umatilla Oil Depot Access Road as surveyed from a point in the center of the existing Columbia River Highway to a point on southerly high bank of the Columbia River and situated in the NW $\frac{1}{4}$ of Section 16 and in the SW $\frac{1}{4}$ of Section 9, T. 5 N. R. 28 E. W. M., Umatilla County, Oregon, which said road is more particularly described as follows:

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34+58 to 36+70	100 feet	50 feet	50 feet

be, and the same is, hereby declared and established as a public highway of Umatilla County, State of Oregon.

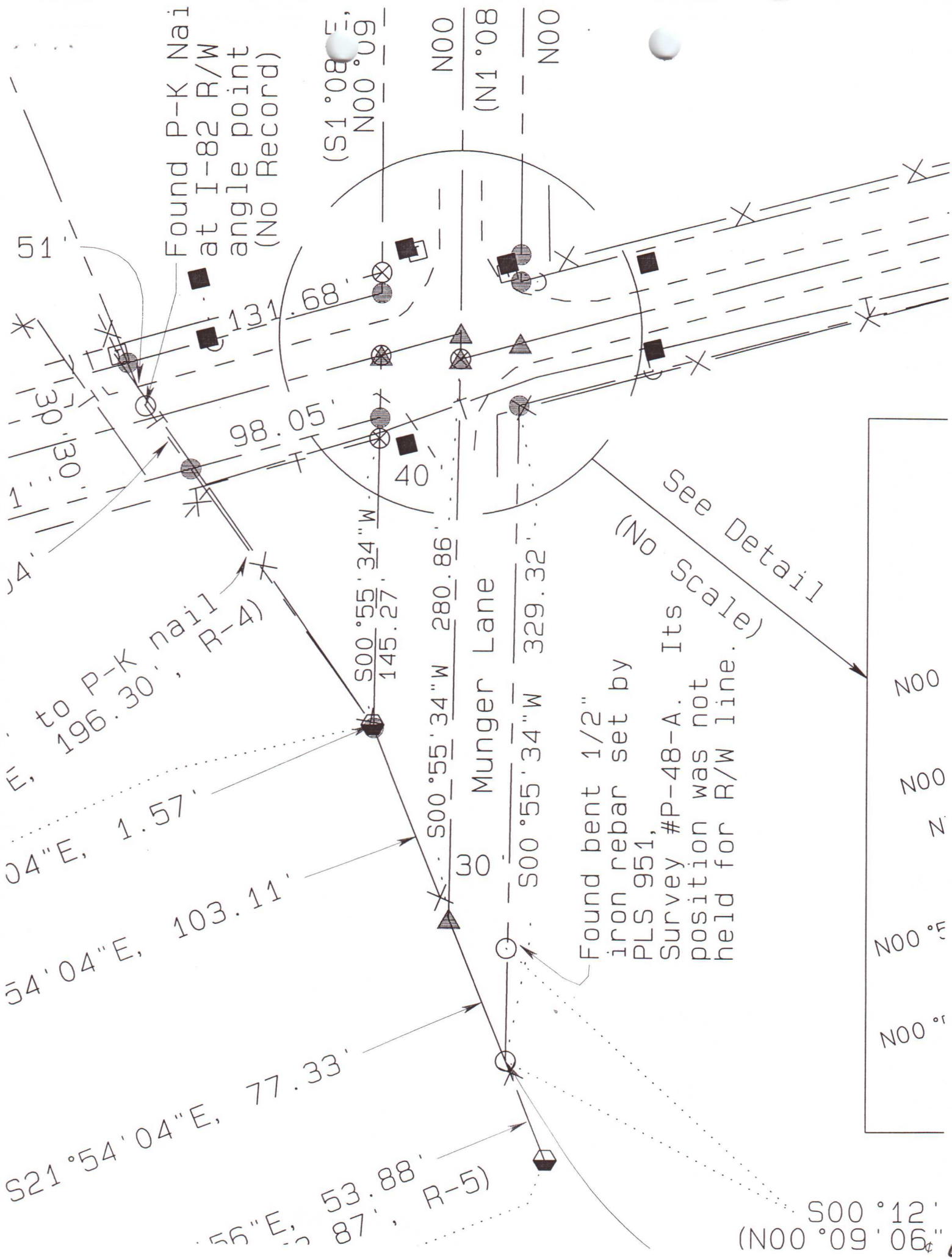
It is further ORDERED that said road be finally surveyed and opened and that the field notes thereof be recorded in the records kept for that purpose in the office of the County Surveyor of Umatilla County, Oregon, and from and after the date of this order said road shall be, and the same is, hereby declared to be a public highway.

DATED this 29 day of September, 1944, nunc pro tunc as of the 18th day of October, 1943.

Gene W. Deane
County Judge

Wm. R. Miners
County Commissioner

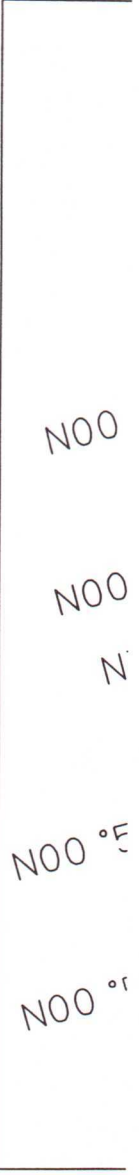
Henry A. Bismont
County Commissioner



Found P-K Nail
at I-82 R/W
angle point
(No Record)

See Detail
(No Scale)

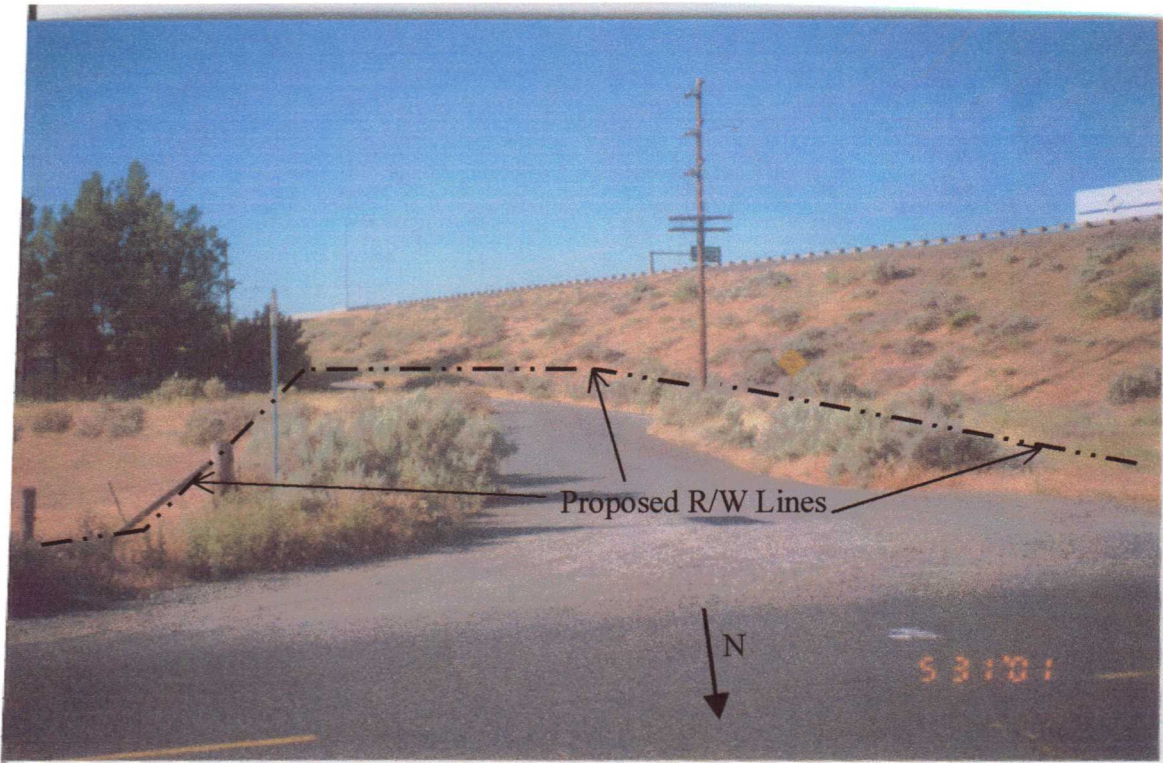
Found bent 1/2"
iron rebar set by
PLS 951,
Survey #P-48-A. Its
position was not
held for R/W line.



S00°12'
(N00°09'06")



AT 3RD STREET LOOKING SOUTH



AT 3RD STREET LOOKING SOUTH