

# UMATILLA COUNTY PUBLIC WORKS DEPARTMENT

## TRANSFER OF JURISDICTION OF COUNTY ROADS WITHIN THE URBAN GROWTH BOUNDARY OF THE CITY OF UMATILLA TO THE CITY

---

INCLUDING BUD DRAPER DRIVE (COUNTY ROAD NO. 1289) BETWEEN U.S. HIGHWAY 730 AND ROXBURY ROAD, ROXBURY ROAD (COUNTY ROAD NO. 1292) BETWEEN BUD DRAPER DRIVE AND BEACH ACCESS ROAD, AND THAT PORTION OF BEACH ACCESS ROAD (COUNTY ROAD NO. 1285) BETWEEN U.S. HIGHWAY 730 AND ROXBURY ROAD

**ROAD REPORT**

**9/17/2014**

## TABLE OF CONTENTS

<u>DESCRIPTION</u>	<u>PAGE NO.</u>
REPORT.....	1
VICINITY MAP.....	2
AERIAL VIEW.....	3
OLD ROAD NO. 625 PETITION, VIEWERS REPORT, FIELD NOTES, PLAT, FINAL ORDER... (BEACH ACCESS ROAD)	4-8
OLD ROAD 625 – 1947 VACATION ORDER..... (BEACH ACCESS ROAD)	9,10
1973 DEED –BOOK 339, PAGE 188 - PORT OF UMATILLA TO UMATILLA COUNTY..... (BEACH ACCESS ROAD, ROXBURY ROAD, BUD DRAPER DRIVE)	11
PLAT – PORT OF UMATILLA ROAD..... (BEACH ACCESS ROAD, ROXBURY ROAD, BUD DRAPER DRIVE)	12
1987 DEED – REEL 157, PAGES 223 THROUGH 227 – PORT OF UMATILLA TO COUNTY.. (BUD DRAPER DRIVE)	13-17
PLAT – BUD DRAPER DRIVE.....	18
1999 DEED – PORT OF UMATILLA TO UMATILLA COUNTY..... (BEACH ACCESS ROAD AT HIGHWAY 730)	19-24
CORRESPONDENCE.....	25,26

### ISSUE

The City of Umatilla, by letter dated July 2, 2014, has requested that Umatilla County transfer ownership of Tax Lot 5N 28 17BD 2700 to the City in return for the City assuming jurisdiction over portions of Bud Draper Drive (County Road No. 1289), Roxbury Road (County Road No. 1292), and Beach Access Road (County Road No. 1285). A formal ordinance requesting the transfer should have been completed by the time of this hearing.

All of the documents establishing the roads are attached to this report. Descriptions on the road transfer are based on these documents.

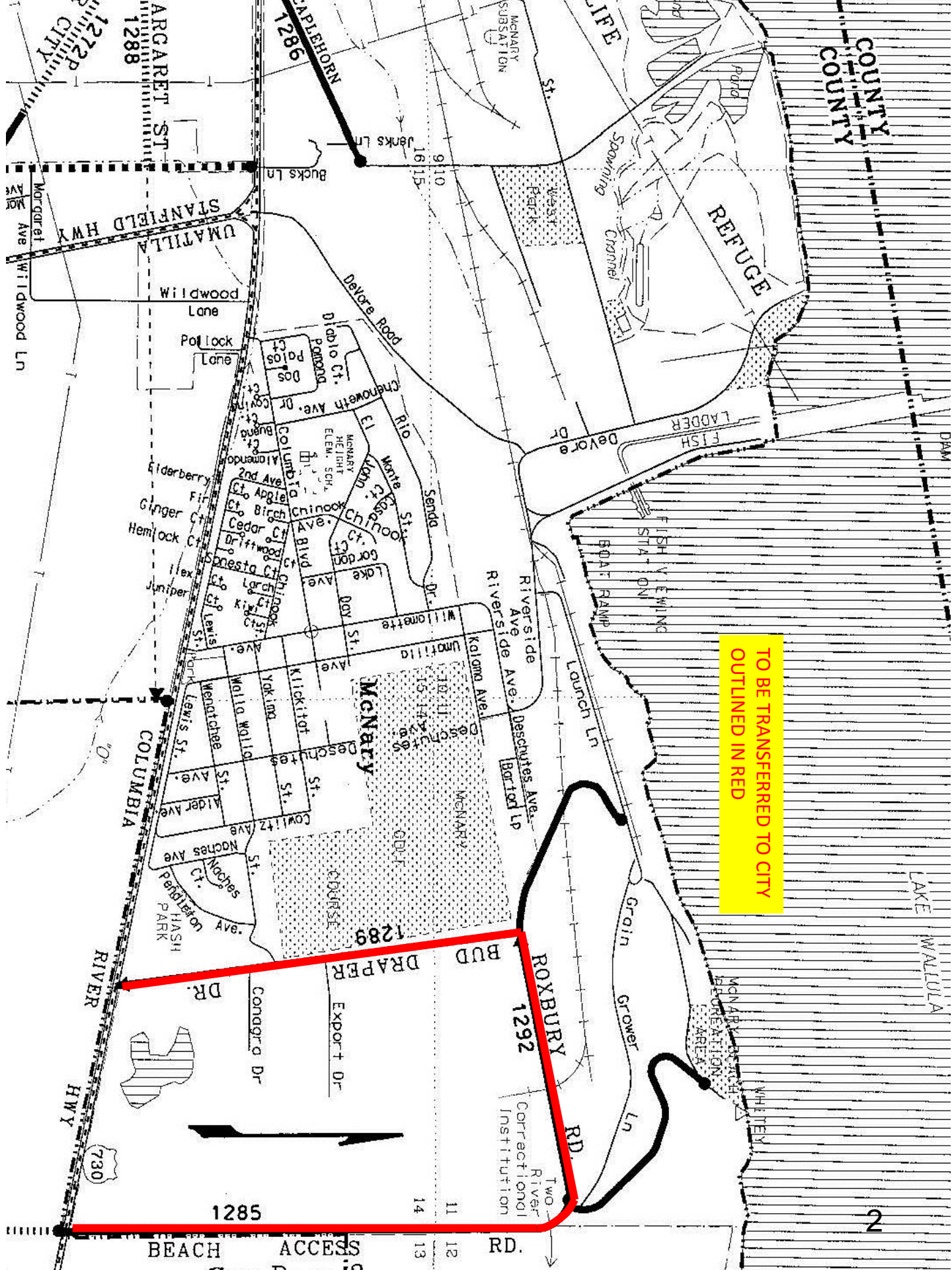
### RECOMMENDATION

The Public Works Department recommends that ownership of Tax Lot 2700 (a.k.a. Lot 1 of the "Replat of Lots 1,2,3,4,5, and 6, Block 76, Wardwell's Addition to the City of Umatilla") and jurisdiction over those portions of Bud Draper Drive, Roxbury Road, and Beach Access Road shown on the attached drawings and described in the transfer order be transferred to the City of Umatilla.

COUNTY COUNTY

REFUGE

TO BE TRANSFERRED TO CITY  
OUTLINED IN RED



ARGARET ST  
1288

CHARLEBORN  
1286

STANFIELD HWY

UMATILLA  
Wildwood Lane  
Pollock Lane

Delore Road  
Chenoweth Ave.  
Columbia Ave.  
2nd Ave.  
Elderberry  
Ginger Ct  
Hemlock Ct  
Juniper

COLUMBIA  
Lewis St.  
Wenatchee  
Malden  
Alder Ave.  
Naches Ave.  
Pebbleton  
HASHI PARK

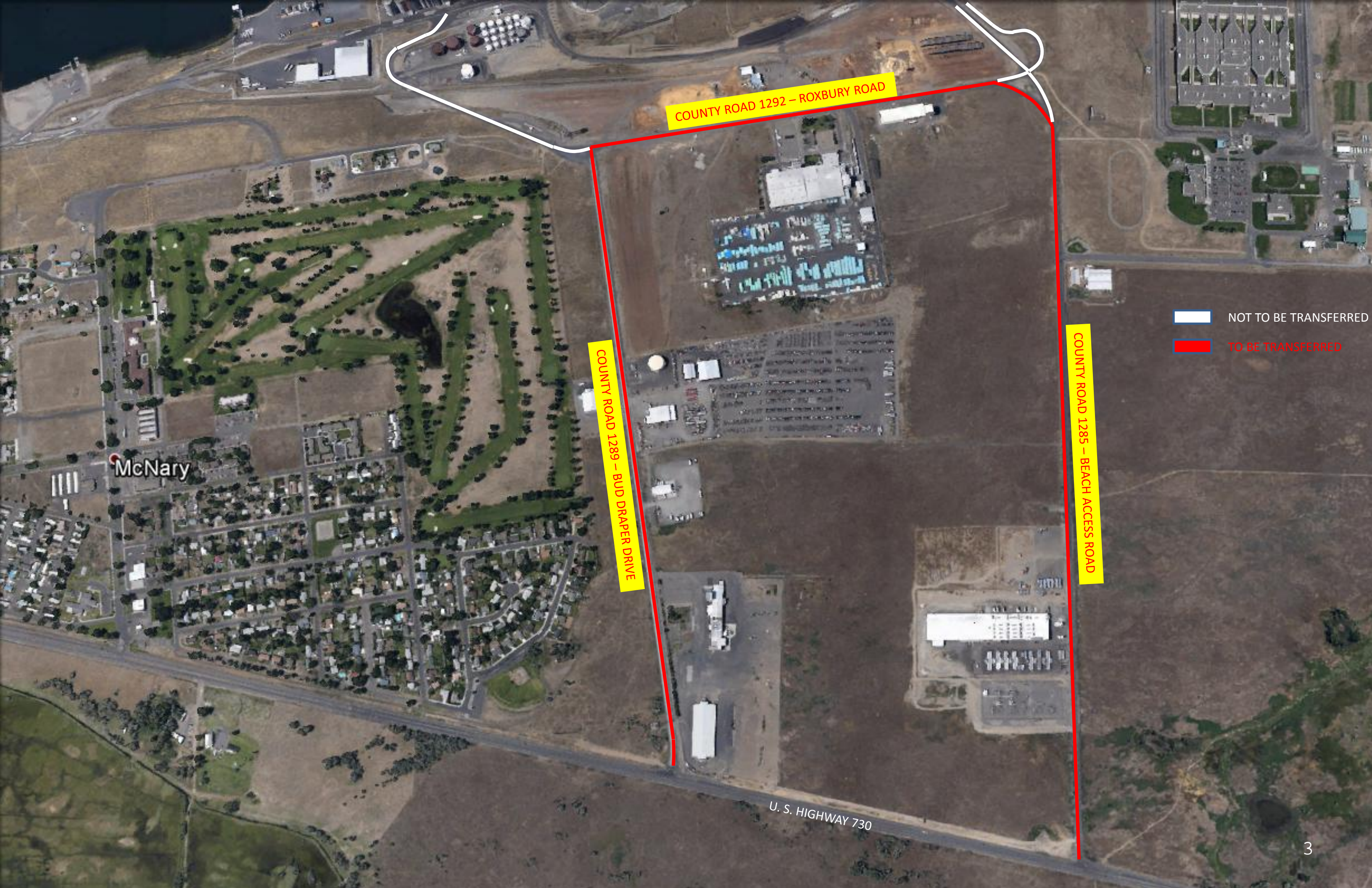
DRIVER  
CONGRU DR  
1285

Delore Dr  
Rio  
Senda  
Chinook  
Chinook  
Gordon  
Loke  
Dor St  
Willamette  
Umatilla  
Deschutes  
Klickitat  
Yakima  
Cowlitz Ave  
Naches Ave  
Alder Ave  
Pebbleton  
HASHI PARK

McNARY  
1289  
BUD DRAPER RD  
1292  
ROXBURY RD

BEACH ACCESS  
RD.  
12  
13  
14

McNARY SUBSTATION  
LIFE  
Spawning Channel  
FISH LADDER  
FISH VIEWING STATION  
BOAT RAMP  
LAUNCH LN  
Riverside Ave  
Deschutes Ave  
Bartod LP  
KALOMA AVE  
RIVER CORRECTIONAL INSTITUTION  
TWO RIVER  
GROWER LN  
WHEATLEY  
MCKENNA  
DAM  
LAKE WALLULA



COUNTY ROAD 1292 – ROXBURY ROAD

COUNTY ROAD 1289 – BUD DRAPER DRIVE

COUNTY ROAD 1285 – BEACH ACCESS ROAD

U. S. HIGHWAY 730

McNary

NOT TO BE TRANSFERRED  
TO BE TRANSFERRED

To the Honorable County Court of the State of Oregon, for Umatilla County.

WE THE UNDERSIGNED, your petitioners, who are freeholders of said Umatilla County, Oregon, and who reside in the road district, or districts where said road is to be laid out, respectfully petition your honorable body to cause to be laid out, located, and established a County Road in said County and State. commencing, running and terminating as follows, to-wit: Commencing at the South East (S.E.) corner of

section thirty five (35) Tp. five (5) N. R. twenty eight (28) E. W.M., running thence north along section lines as nearly as practicable to the (N.W) corner of section thirteen (13) in said Tp. five, thence west along section lines to the (N.W) northwest corner of section fifteen (15) in said Tp. five (5) E. and there terminating

Said road to be Sixty Six feet wide.

And your petitioners will ever pray.

Dated this 30th day of November, 1906

NAMES

NAMES

C A Brownell  
D B Brownell  
C M Garland  
R P Piper  
J T Bullock  
E R Jones  
A J Latham  
John Painter  
H. H Edwards  
C B Dexter  
C C McHallen  
B. O. Coleman



FIELD NOTES OF ROAD NO. 624.

Commencing at Standard corner of Secs. 34 and 35 Tp. 5 N. R. 28 E. set post marked R. no. 624.  
Thence North bet secs. 34 and 35 80.00 chs. set post 33' to right marked 1. M.  
Thence North 54.00 ditch E. & W.  
26.00 --80.00 set post 33' to right marked 2. M.  
Thence North 80.00 set post 33' to right marked 3 M.  
Thence North 80.00 the corner of Secs. 10-11-14 & 15 set post marked R. T. NO-624.

I hereby certify that the foregoing Field Notes of Road No. 624 are correct as surveyed by me on May 13th 1907.

John W. Kimbrell,  
County Surveyor for Umatilla county, Oregon.

REPORT OF BOARD OF COUNTY ROAD VIEWERS.  
IN THE MATTER OF VIEWING SURVEYING AND LAYING OUT COUNTY ROAD NO. 624.  
TO THE HONORABLE COUNTY COURT OF THE STATE OF OREGON FOR UMATILLA COUNTY.

WE, THE UNDERSIGNED BOARD OF COUNTY ROAD VIEWERS, heretofore instructed to view, survey, and locate Road No. 624, submit the following report:

Pursuant to an order of the Honorable County Court we met at commencement of Road No. 624, on the 13th day of May 1907.  
We called to our aid

J. E. Bennett            Chairman  
L. C. Rothrock        Chairman  
Charles E. Cole        Flagman  
J.W. Kimbrell         Marker

who were by the Surveyor each duly sworn. We viewed, surveyed and located said Road No. 624, as specified in our order. We find said route practicable and would most respectfully recommend the same be established as a public highway of Umatilla County, Oregon. The cost of construction would be about \$25<sup>00</sup>, the damage to be sustained by property owners through whose land said road is laid out, by reason of the establishment of said road No. 624 would be nothing.

John W. Kimbrell        ) BOARD OF COUNTY  
L. C. Rothrock         ) ROAD VIEWERS OF  
J. E. Bennett,         ) UMATILLA COUNTY.  
STATE OF OREGON.

Filed May 31, 1907.  
Frank Saling, Clerk  
By-R. T. Brown, Deputy.

Approved and ordered opened June 6, 1907.  
T. P. Gilliland, County Judge.  
Horace Walker, County Commissioner  
H. B. Lee, County Commissioner.

FIELD NOTES OF ROAD NO. 625.

Commencing at Standard corner of Secs. 35 and 36 in T. 5 N. R. 28 E. W.M. set post marked R. 625.  
Thence North bet secs 35 and 36 80.00 chs set post marked 1. M.  
Thence North 6.00 Ditch E. & W.  
74.00 80.00 set post 33' to right marked 2. M.  
Thence North 80.00 set post 33' to right marked 3. M.  
Thence North 80.00 set post marked 4 M.; thence West 80.00 set post marked 5 M.  
Thence West 80.00 to N. W. Cor. Sec. 15 Set post marked R. T. 625.

I hereby certify that the above Field Notes are correct of Road No. 625 as surveyed by me on the 14th day of May 1907.

John W. Kimbrell,  
County Surveyor for Umatilla county, Ore.

REPORT OF BOARD OF COUNTY ROAD VIEWERS.  
IN THE MATTER OF VIEWING SURVEYING AND LAYING OUT COUNTY ROAD NO. 625.  
TO THE HONORABLE COUNTY COURT OF THE STATE OF OREGON FOR UMATILLA COUNTY.

WE, THE UNDERSIGNED BOARD OF COUNTY ROAD VIEWERS, heretofore instructed to view, survey, and locate Road No 625, submit the following report:

Pursuant to an order of the Honorable County Court we met at commencement of Road No. 625, on the 14th day of May 1907.  
We called to our aid

J. E. Bennett            Chairman  
L. C. Rothrock        Chairman  
Charles E. Cole        Flagman  
J. W. Kimbrell,        Marker

who were by the Surveyor each duly sworn. We viewed, surveyed and located said Road No. 625 as specified in our order. We find said route practicable and would most respectfully recommend the same be established as a public highway of Umatilla County, Oregon. The cost of construction would be about \$25<sup>00</sup>. The damage to be sustained by property owners through whose land said road is laid out by reason of the establishment of said road No. 625, would be NOTHING.

Filed May 31, 1907,  
Frank Saling, Clerk, By-R. T. Brown, Deputy.

John W. Kimbrell,        ( BOARD OF COUNTY  
L. C. Rothrock         ( ROAD VIEWERS OF  
J. E. Bennett            ( UMATILLA COUNTY  
STATE OF OREGON.

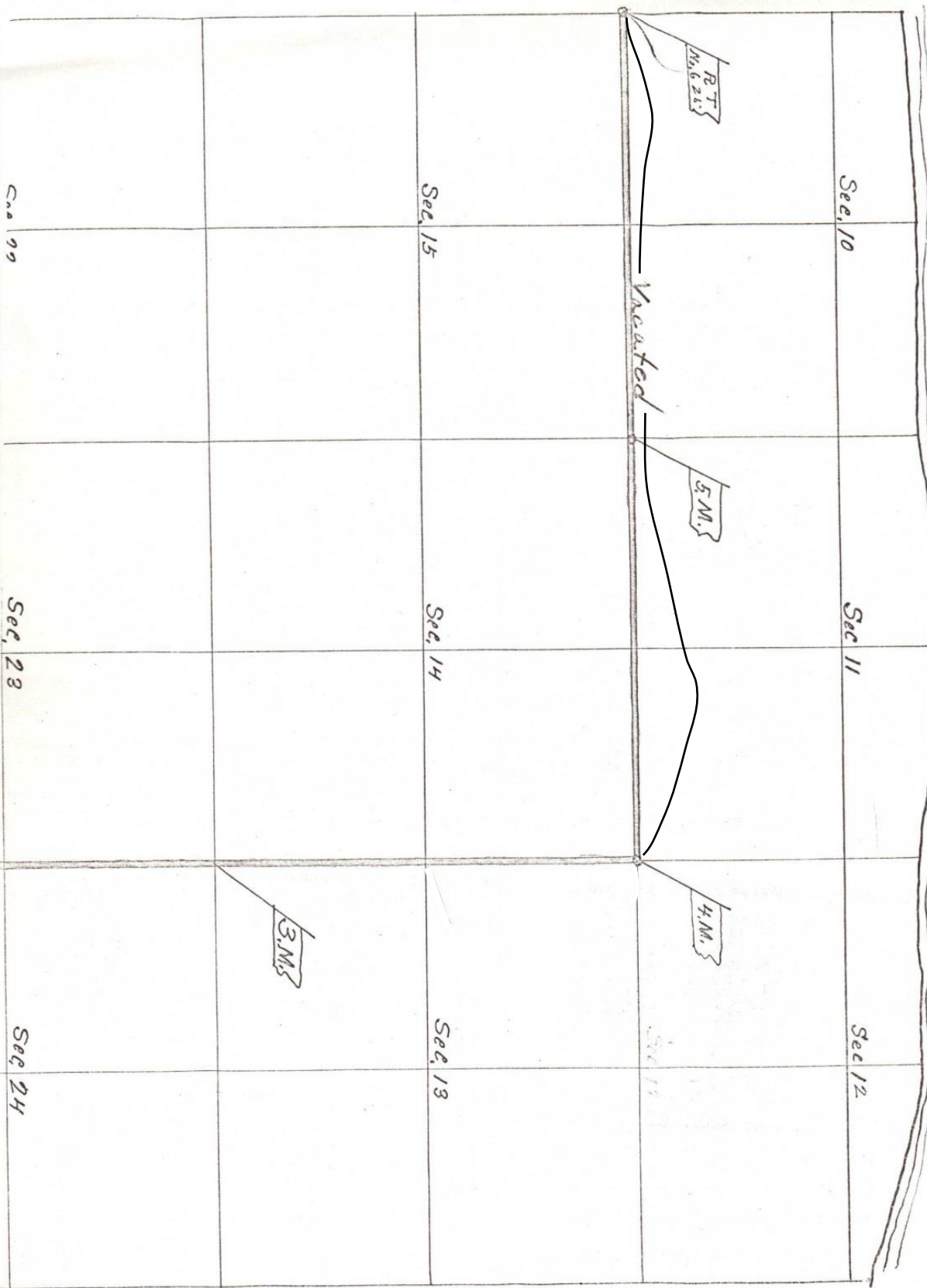
Approved and ordered opened June 6, 1907.  
T. P. Gilliland, Co. Judge  
Horace Walker, Co. com. and H. B. Lee Co. Com.

625

625

Plat of Road No. 125  
in Township 5, North Range 28, E.W.M.

COLUMBIA RIVER





RECORDED, That at a regular term of the County Court of the State of Oregon for Umatilla County, begun and held in the County Court House in Pendleton, in said County and State on Wednesday the 1st day of June 1907, the same being the first Wednesday in said month, and the time fixed by law for holding a regular term of said Court.

Present Hon. T. P. Gilliland, County Judge.  
Horace Walker County Commissioner.  
H. B. Lee, County Commissioner.  
Frank Saling, Clerk  
G. W. Phelps, District Attorney.  
T. D. Taylor, Sheriff.

WHEREUPON a term of said Court is begun and holden on Thue. 6<sup>th</sup> day of June 1907, the same being the 2<sup>nd</sup> Judicial day of said term, when the following proceedings were had, to-wit:

in the matter of opening County Road No. 625, )  
petitioned for by C. A. Brownell, et al, com- )  
mencing at the SouthEast corner of Section 35, )  
Township 5 North, Range 28 EWM. )

Now on this day this matter coming on regularly to be heard upon the report of the Board of County Road Viewers heretofore instructed at the May 1907 term of said court, to view, survey and report upon said proposed road 625, commencing at the South East corner of Section 35, Tp. 5 North Range 28 EWM. running thence North along section lines as nearly as practicable to the North West corner of Section 13, in said township 5; thence West along section lines to the North West corner of Section 15, in said township 5, as a county road for final hearing the same having been publicly read on two different days of the same term of Court, to-wit: Having been publicly read the 1st time on June 6th 1907, and publicly <sup>read</sup> the 2nd time on June 6th 1907, and the said board of county road viewers having reported favorably and recommended the establishing of said road as a public highway of Umatilla County, and the plat and field notes being on file and certified to by the surveyor appointed to survey the same, and the Court being satisfied that said road would be of sufficient public utility, it is hereby ORDERED that said report of the board of county road viewers be accepted, and that the plat and field notes filed

herein be recorded in the Records of Plats and field notes of Umatilla  
Notes of Umatilla County and that the road supervisor through whose  
district said road runs, be and he is hereby ordered and instructed  
to open said road for public use.

T P Gilliland CO. JUDGE

Harold Walker CO. COM

H B Lee CO. COM

IN THE COUNTY COURT OF THE STATE OF OREGON FOR UMATILLA COUNTY.

In the Matter of Vacating of County )  
Roads, highways or part thereof, commonly ) FINAL ORDER COUNTY  
known as County Roads Nos. 625, 907, 709, ) ROAD NO. 625, 907, 709,  
715 & 624 adjacent to McNary Dam. ) 715 & 624.

NOW ON THIS DAY (October 20, 1947,) this matter comes on to be heard for final disposition and it appearing to the Court that a Resolution was adopted on the 25th day of August A.D.1947 by this Court, and entered in its Journal declaring that proceedings to vacate the hereinafter described highway would be undertaken, and

It further appearing to the Court that the County Surveyor of Umatilla County, Oregon has been notified of said proceedings, and has made and filed herein his report in writing, recommending the vacation of the above roads, and

It further appearing that due and legal notice was given by this Court, in the manner provided by law, of the hearing upon said report of said County Surveyor, due proof of which publication has been heretofore made and filed herein, and that no objections or remonstrances have been made or filed herein, nor has any person or persons appeared adversely thereto, and that 30 days have elapsed since said notice was given and posted as required by law, and

It further appearing to the Court that on the day set for the hearing of said report of said County Surveyor, this Court did consider said report together with the said Resolution, and no remonstrances having been filed, nor any person or persons objecting thereto, and the Court being now and here satisfied that said road is useless as a part of the general road system, is burdensome to maintain, and that the public will be benefited by its vacation, and that the report of said County Surveyor is just and fair, and favorable to the Court, the same is hereby

adopted, ratified, approved and confirmed, and the hereinafter described road, to-wit:

1256 Road No. 625. Beginning at the corner common to Sections 11, 12, 13, & 14, Twp. 5 N. Range 28 E.W.M. running thence West to the corner common to Sections 9, 10, 15, & 16, said Twp. & Range.

1286 Road No. 907. Beginning at a point approximately 1750 feet North of Section corner common to Sections 10, 11, 14, & 15, Twp. 5 N. Range 28 E.W.M. the terminus of which is 600 feet more or less South of Section corner common to Sections 9, 10, 15, & 16, said Twp. & Range.

Road No. 709. Beginning at a point approximately 1100 feet South of Section corner common to Sections 9, 10, 15, & 16 Twp. 5 N. Range 28 E.W.M., the terminus of which is 600 feet South of Section corner to Sections 9, 10, 15, & 16.

Road No. 715. Beginning at the  $\frac{1}{4}$  corner between Sections 13, & 14, Twp. 5 N. Range 28 E.W.M., the terminus being the  $\frac{1}{4}$  corner between Sections 14 & 15, said Twp. & Range.

1269 Road No. 624. Beginning at the corner common to Sections 10, 11, 14, & 15, Twp. 5 N. Range 28, E.W.M. the terminus being the  $\frac{1}{4}$  corner between Sections 14 & 15, said Twp. and Range.

be, and the same are hereby vacated, and it is further ORDERED that a record hereof, be made upon the road map and plat book of Umatilla County, Oregon.

DONE AND DATED in open Court this 20th day of October, A.D., 1947.

By James A. Slings  
County Judge.

Wm. R. Minner  
County Commissioner.

Henry C. Bismarck  
County Commissioner.

Court met this day pursuant to adjournment, present the same officers as on the last day. The Journal of the last day's proceedings was read and is hereby approved and signed and among other proceedings the following were had, to-wit:

CE Lane  
County Judge  
Bo Rees  
County Commissioner  
Raymond Berens  
County Commissioner

DEDICATION DEED

PORT OF UMATILLA, OREGON, a municipal corporation of the State of Oregon hereby forever dedicates and conveys to the use of the public for road purposes all or any portion of the following described land, to-wit:

A right-of-way 60 feet in width, 30 feet on either side of the following described center line:

Commencing at the Section corner common to Sections 11, 12, 13, and 14, Township 5 North, Range 28 East, W.M. and running thence South 0°28'30" West a distance of 3810.22 feet to a point on the center line of U.S. Highway 730 as it existed on November 21, 1972, said point also lying 40 feet Westerly when measured at right angles to the East line of said Section 14, said point also being the true point of beginning for this description; thence North 0°10'05" West a distance of 4680.11 feet; thence Northwesterly along a 409.70 foot radius curve to the left, the chord bears North 49°54'50" West 626.90 feet, a distance of 711.44 feet; thence South 80°20'20" West a distance of 2670.74 feet; thence Northwesterly along a 477.47 foot radius curve to the right, the chord bears North 82°05'40" West 288.22 feet, a distance of 292.78 feet; thence North 64°31'40" West a distance of 1098.85 feet; thence Northerly along a 163.70 foot radius curve to the right, the chord bears North 2°16'40" West 289.74 feet, a distance of 355.70 feet; thence North 59°58'20" East a distance of 204.95 feet to the hereinafter mentioned Point A.

Also a parcel of land lying in Section 11, Township 5 North, Range 28 East, W.M. described as follows:

Beginning at the above mentioned point "A", said point being North 67°56'50" West a distance of 4605.03 feet from the Southeast corner of said Section 11; thence North 30°01'40" West 40.00 feet; thence North 59°58'20" East 43.41 feet; thence North 16°18'20" West 72.50 feet; thence North 73°41'50" East 245.70 feet; thence South 16°18'20" East 62.50 feet; thence South 73°41'50" West 40.00 feet; thence South 27°28'00" West 113.38 feet; thence South 59°58'20" West 150.00 feet; thence North 30°01'40" West 60.00 feet to the point of beginning.

All being in the County of Umatilla, State of Oregon.

SIGNED BY AUTHORITY of the Board of Port Commissioners with the seal of said public corporation affixed this 12 day of March, 1973.

PORT OF UMATILLA, OREGON  
A Municipal Corporation

By s/ RANDOLPH DORRAN  
President

By s/ H. C. AKINS  
Secretary

SEAL

STATE OF OREGON )  
                          ) ss.  
County of Umatilla )

March 12, 1973.

Personally appeared Randolph Dorran and H. C. Akins, who, being sworn, stated that they are the President and Secretary of Grantor corporation and that the seal affixed hereto is its seal and that this Dedication Deed was voluntarily signed and sealed in behalf of corporation by authority of its Board of Port Commissioners.

Before me:

s/ HELEN HOWARD  
Notary Public for Oregon  
My commission expires: 1/14/74

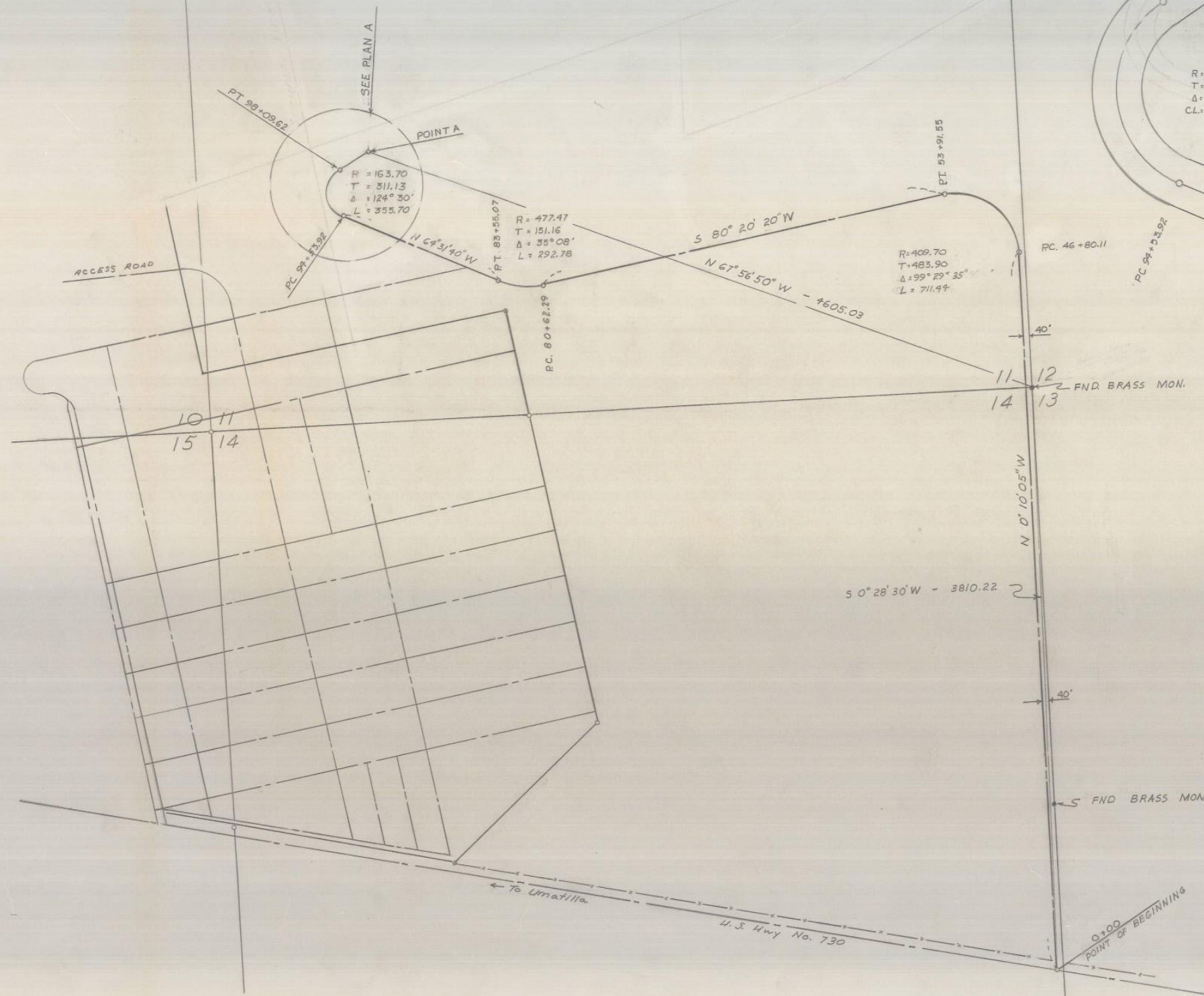
SEAL

VICINITY MAP

SCALE 1"=400'

PLAN A

SCALE 1"=100'



NOTE:  
 BEARINGS ARE BASED UPON TIES  
 TO NOS. STATIONS "CINCO", "VACA",  
 AND "WHITEY." THOSE SHOWN  
 ARE TRUE. θ = +0° 51' 25"  
 SEA LEVEL GRID FACTOR = 9999560

REGISTERED  
 PROFESSIONAL  
 LAND SURVEYOR  
 David H. Krumben  
 OREGON  
 JULY 17, 1979  
 DAVID H. KRUMBEN  
 933

H-215-C  
 WAYNE HARRIS CO., INC.

SURVEY FOR  
 COUNTY ROAD DEPARTMENT  
 PORT OF UMATILLA ROAD  
 SEC. 11 & 14, T5N, R28E, W.M.

SCALE	DATE	DRN BY	DRNG NO
A9 SHOWK	12 / 4 / 72	TH	72-318-C

The Port of Umatilla, an Oregon municipal corporation, hereby forever dedicates and conveys to the use of the public for road purposes all or any portion of the tracts of land described on Exhibits A and B attached hereto and by this reference incorporated herein.

The true and actual consideration for this conveyance is: None.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF THE APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USE.

Signed by authority of the Board of Port Commissioners this 14th day of July, 1987.



THE PORT OF UMATILLA, a Oregon municipal corporation

By A. Charles Rohrman

A. Charles Rohrman, President

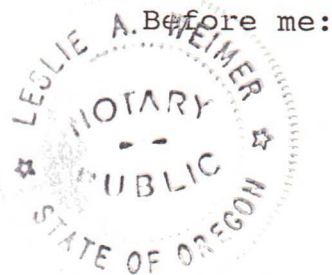
By Ronald E. Stroble

Ronald E. Stroble, Secretary

STATE OF OREGON            )  
  ) ss.  
County of Umatilla        )

July 14, 1987.

Personally appeared the above named A. Charles Rohrman, who being sworn, stated that he is the president of The Port Commission and acknowledged said instrument was signed in behalf of said Port by authority of its board of directors; and he acknowledged said instrument to be its voluntary act and deed.



Leslie A. Weimer

Notary Public for Oregon  
My Commission Expires: 11/16/88

ACCEPTANCE

This Dedication Deed is accepted by Umatilla County, Oregon,  
this 19 day of August, 1987.

UMATILLA COUNTY, OREGON

By Glenn Younger  
County Commissioner

By William S. Hansell  
County Commissioner

By \_\_\_\_\_  
County Commissioner



Easterly 40 feet of the following:

Beginning at Northwest corner of Section 14, Township 5 North, Range 28; thence North  $88^{\circ} 51' 05''$  East a distance of 2062.58 feet, more or less, to a brass cap marked HBL 90/00 located on North line of said Section 14, which is the point of beginning for this description; thence North  $10^{\circ} 33' 12''$  West a distance of 712.49 feet; thence North  $79^{\circ} 26' 48''$  East a distance of 320 feet; thence South  $10^{\circ} 33' 12''$  East a distance of 2372 feet, more or less, to a point on Easterly extension of Walla Walla Street; thence South  $79^{\circ} 26' 48''$  West along said extension line 320 feet; thence North  $10^{\circ} 33' 12''$  West 1659.51 feet, more or less, to the point of beginning;

SUBJECT to any and all water rights of way, streets and roads;

All being East of the Willamette Meridian, Umatilla County, Oregon.

Exhibit "A" - Page 1

Dedication Deed - Page 3

That portion of the following described tract of land which is included in the lands described in Reel 254, Page 480, Reel 257, Page 645, and Reel 257, Page 693, Umatilla County, Oregon Book of Deeds, said parcel containing 0.82 acres, more or less; and

That portion of the following described tract of land which is included in the lands described in Volume 286, Page 456, Umatilla County, Oregon Book of Deeds, said parcel containing 2.83 acres, more or less:

A tract of land lying in Sections 11 and 14, Township 5 North, Range 28 East of the Willamette Meridian, Umatilla County, Oregon, said tract more particularly described as follows:

Commencing at the Northeast corner of said Section 14, said Northeast corner being a 3" brass cap in a concrete post projecting approximately 18" from the ground, thence N22°11'01"W 1376.49 feet to a railroad spike, said spike being on the centerline of County Road No. 625;

Thence S80°20'39"W 2629.44 feet to a point which is the intersection of the centerline of County Road No. 625 with the Northerly extension of the Easterly line of that certain real property conveyed to Jerry D. and Lucinda J. Smith by the Port of Umatilla on April 14, 1977 and recorded on Page 1171 of Reel no. 18, Umatilla County Book of Deeds;

Thence S9°39'39"E 30.00 feet along the Northerly extension of the Easterly line of said real property to a point on the Southerly Right-of-Way Line of County Road No. 625, said point being the TRUE POINT OF BEGINNING for this description;

Thence N80°20'39"E 40.00 feet along the Southerly Right-of-Way Line of County Road No. 625;

Thence S9°39'39"E 4118.6 feet, more or less, along a line parallel to the Easterly Line of the aforementioned real property to a point on the Northerly Right-of-Way Line of U.S. Highway No. 730;

Thence Northwesterly 121.86 feet along the Northerly Right-of-Way Line of U.S. Highway No. 730;

Thence N12°15'11"E 88.6 feet, more or less, to a point S9°05'12"E 3991.15 feet from the TRUE POINT OF BEGINNING for this description;

Thence N9°39'39"W 3990.96 feet along a line parallel to the Easterly Line of the aforementioned real property to a point on the Southerly Right-of-Way Line of County Road No. 625;

Thence N80°20'39"E 40.00 feet along the southerly Right-of-Way Line of County Road No. 625 to the TRUE POINT OF BEGINNING.

FILED  
J. DEAN FOUQUETTE, SR.  
UMATILLA COUNTY CLERK  
1987 AUG 20 P 1:57

R 157 PAGE 227

INDEXED  
FILED

STATE OF OREGON, }  
COUNTY OF UMATILLA, } ss

I, J. Dean Fouquette, Sr., County Clerk,  
certify that this instrument was received and  
recorded

ON AUG. 20, 1987

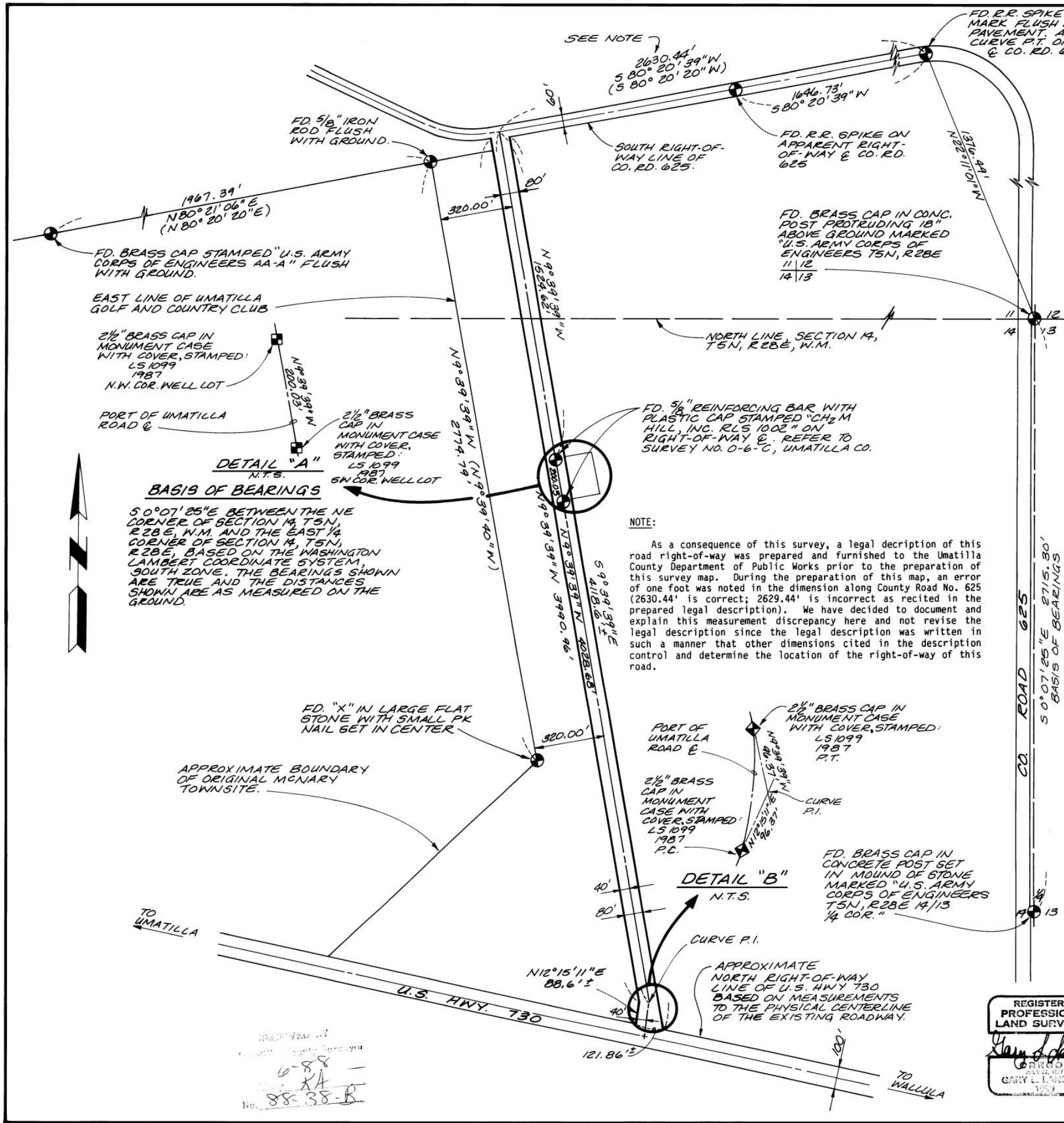
at 1:57 o'clock P.M. in the record  
of DEEDS of said County in

Book R 157 Page 223

J. DEAN FOUQUETTE, SR.  
County Clerk

By Betty Albarran Deputy  
Fees \$ XX No. 132129

County Clerk  
In Person



**LEGEND**

- (⊕) FOUND MONUMENT AS DESCRIBED
- ( ) RECORD DATA
- RIGHT-OF-WAY CENTERLINE
- RIGHT-OF-WAY OR PROPERTY LINE
- - - SECTION LINE
- ◆ MONUMENT SET SUBSEQUENT TO NEW ROAD CONSTRUCTION. SEE DETAIL "B" FOR DESCRIPTION OF MONUMENTS SET.
- FOUND MONUMENT AS DESCRIBED AND RESET IN ORIGINAL LOCATION SUBSEQUENT TO NEW ROAD CONSTRUCTION. SEE DETAIL "A" FOR DESCRIPTION OF MONUMENTS SET.

**REFERENCE MATERIAL**

SURVEYS RECORDED AT UMATILLA CO., OREGON COUNTY SURVEYORS OFFICE:

- K-56-C BY DONALD L. STAEBLER
- 85-78-C BY W.B. WELLS & ASSOC.
- 84-43-B BY KRUMBEIN ENGINEERING
- 0-6-C BY CH2M HILL, INC.
- H-213-C BY WAYNE HARRIS, INC.

DEEDS RECORDED IN UMATILLA CO., OREGON ASSESSOR'S OFFICE IN THE UMATILLA CO. BOOK OF DEEDS:

- REEL 18, PAGE 1171
- REEL 108, PAGE 1264
- REEL 35, PAGE 959
- VOL. 254, PAGE 480
- VOL. 257, PAGE 645
- VOL. 257, PAGE 673

**NARRATIVE**

This survey was performed at the request of the Umatilla County Department of Public Works for the purpose of County Road right-of-way acquisition. The County of Umatilla's intent was to place the centerline of this new road along a line 320 feet easterly of and parallel to the easterly boundary of the McNary Golf Course, said line also being an ownership boundary line previously referred to as "the easterly line of that certain real property conveyed to Jerry D. and Lucinda J. Smith by the Port of Umatilla on April 14, 1977." The County also desired for the right-of-way to intersect U.S. Highway 730 at approximate right angles.

As it was necessary to establish the centerline of County Road 625 in the course of this survey, several groups of monuments were evaluated in this centerline determination. We decided to utilize a series of railroad spikes on the road centerline previously referred to in a survey by Donald Staebler for the Norpa Development Co. in March of 1976 and recorded in the Umatilla County Surveyor's office as No. K-56-C. It should be noted that the centerline of County Road 625 is not parallel with the northerly boundary line of the McNary Golf Course as was previously noted in a survey by W.B. Wells for the Umatilla Golf and Country Club, recorded in the Umatilla County Surveyor's Office as No. 85-78-C.

We utilized the monuments shown on this same survey by W.B. Wells for the determination of the easterly line of the McNary Golf Course.

The recorded bearings shown are recorded in the deeds for the subject properties.

**DETAIL "A"**  
N.T.S.

**BASIS OF BEARINGS**

5°07'25"E BETWEEN THE NE CORNER OF SECTION 14, T5N, R28E, W.M. AND THE EAST 1/4 CORNER OF SECTION 14, T5N, R28E, BASED ON THE WASHINGTON LAMBERT COORDINATE SYSTEM, SOUTH ZONE. THE BEARINGS SHOWN ARE TRUE AND THE DISTANCES SHOWN ARE AS MEASURED ON THE GROUND.

**NOTE:**

As a consequence of this survey, a legal description of this road right-of-way was prepared and furnished to the Umatilla County Department of Public Works prior to the preparation of this survey map. During the preparation of this map, an error of one foot was noted in the dimension along County Road No. 625 (2630.44' is correct; 2629.44' is incorrect as recited in the prepared legal description). We have decided to document and explain this measurement discrepancy here and not revise the legal description since the legal description was written in such a manner that other dimensions cited in the description control and determine the location of the right-of-way of this road.

**DETAIL "B"**  
N.T.S.

FD. BRASS CAP IN CONCRETE POST SET IN MOUND OF STONE MARKED "U.S. ARMY CORPS OF ENGINEERS T5N, R28E 14/13 1/4 COR."

REGISTERED PROFESSIONAL LAND SURVEYOR

GARY L. LANGLITZ

**PORT OF UMATILLA ROAD**

LOCATED IN THE NE 1/4, SE 1/4, AND NW 1/4 OF SEC. 14 AND THE SW 1/4 OF SECTION 11, TOWNSHIP 5 N, RANGE 28 E, W.M., UMATILLA CO., OREGON

FOR: UMATILLA CO. DEPT. OF PUBLIC WORKS 3120 WESTGATE ROAD, PENDLETON, OR 97051

SCALE: 1" = 300'

DATE: 1987

JOB NO. W1375-23

**Anderson Perry & Associates, Inc.**

engineering • surveying • materials testing

LA GRANDE, ORE. & WALLA WALLA, WASH.

SHEET NO. 1/1

10  
46

356 0231

RECEIVED

AUG 16 1999

UMATILLA COUNTY RECORDS

State of Oregon )  
County of Umatilla )

This instrument was received and recorded on

06-23-99 at 8:25

in the record of document code type DE-Q

Location R353-0236  
Document number 1999-3530236  
Fee 0.00

Office of County Records

*John Hemphill*  
Records Officer



1999-3560231 1 of 6

RECEIVED

JUN 23 1999

UMATILLA COUNTY RECORDS

353 0236

CORRECTED  
STATUTORY QUITCLAIM DEED

Port of Umatilla, Oregon, Grantor, releases and quitclaims to Umatilla County, Oregon, Grantee, for public right-of-way and road purposes, all right, title and interest in and to the following described real property:

See Exhibit "A" attached hereto and made a part hereof for the description of the real property being conveyed herein.

The true and actual consideration for this conveyance is none.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Until a change is requested, send all tax statements to:

Umatilla County  
c/o \_\_\_\_\_  
216 Southeast Fourth Street  
Pendleton, Oregon 97801

DATED this 8 day of June, 1999.

PORT OF UMATILLA, OREGON

By: *[Signature]*

After Recording, Return to:

Umatilla County  
c/o \_\_\_\_\_  
216 Southeast Fourth Street  
Pendleton, Oregon 97801

1 - Statutory Quitclaim Deed

Original to: Commissioner's Journal

Copy to: Road Dept. - Gary Roberts

Document rerecorded to include acceptance by Grantee.



1999-3560231 2 of 6

STATE OF OREGON )  
County of Wasilla ) SS

The foregoing instrument was acknowledged before me this  
6 day of June, 1999, by  
James D. Anderson of Port of Umatilla, Oregon, on  
behalf of the Port of Umatilla, Oregon.

Before me:



Leslie A. Weimer  
Notary Public for Oregon  
My Commission Expires: 11/15/2000





1999-3560231 4 of 6

EXHIBIT A  
LEGAL DESCRIPTION  
NEW RIGHT-OF-WAY  
BEACH ACCESS ROAD

A parcel of land in the Southeast One-quarter of Section 14, Township 5 North, Range 28 East of the Willamette Meridian, Umatilla County, Oregon, a part of Parcel 1 of Partition Plat No. 1994-27 of the Umatilla Records. Said parcel to be dedicated for use as a Public Right-of-way and all appurtenances thereto, more particularly described as follows:

Beginning at a point on the East line of said Parcel 1, also the West Right-of-way of County Road No. 1285, (a.k.a. Beach Access Road), from which the Northeast corner of said Section 14 bears N00°46'20"E a distance of 3470.02 feet; Thence S00°07'25"E along said Right-of-way a distance of 282.42 feet to the Southeast corner of said Parcel 1, also the North Right-of-way line of State Highway No. 730; Thence N77°46'56"W along said Right-of-way a distance of 75.67 feet; Thence leaving said Right-of-way, N38°44'27"E a distance of 91.86 feet; Thence N03°09'06"E a distance of 58.98 feet; Thence N05°18'25"E a distance of 136.45 feet to the Point of Beginning, containing 5560 square feet or 0.128 acres.

The bearings used in this description are relative to those found on said Partition Plat No. 1994-27.

Prepared by Anderson-Perry & Associates  
April 2, 1999

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

OREGON  
JAN. 21, 1992  
HARMON E. McLENDON  
2537

Renews 12/31/00





1999-3560231 5 of 6

NE CORNER SECTION 14  
T5N, R28E, W.M.



N00°46'20"E  
3470.02'

POINT OF BEGINNING

PARCEL 1  
MLP 1994-27

N05°18'25"E 136.45'  
N03°09'06"E 58.95'

COUNTY ROAD #1285  
(BEACH ACCESS ROAD)  
500'07'25"E



N38°44'27"E  
91.86'

282.42'  
5560 SQ.FT.  
0.128 ACRES

HWY. 730  
N77°46'56"W  
75.67'

LAST UPDATED: 6/2/99



EXHIBIT B  
NEW RIGHT-OF-WAY  
BEACH ACCESS ROAD  
UMATILLA COUNTY, OREGON

FIGURE  
1/1

DATE:



1999-3560231 6 of 6

State of Oregon        )  
                          )  
County of Umatilla    )

This instrument was received  
and recorded on

08-16-99 at 11:40

in the record of document  
code type DE-CORR

Location	R356-0231
Document number	1999-3560231
Fee	0.00

Office of County Records

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



# City of Umatilla

700 6<sup>th</sup> Street, PO Box 130, Umatilla, OR 97882

City Hall (541) 922-3226

Fax (541) 922-5758

RECEIVED  
JUL -3 2014

GEORGE MURDOCK  
LARRY GIVENS  
BILL ELFERING  
July 2, 2014

Umatilla County Commissioners  
Umatilla County  
216 S.E. 4<sup>th</sup> Street  
Pendleton, Oregon 97801

Re: Transfer of Responsibility for Certain County Roads within the Umatilla UGA

Dear County Commissioners:

We are aware that the County has long wanted to shift responsibility for County roads within municipal city limits or UGAs to the respective local jurisdictions. There are many such roads in Umatilla, but only some that approach the standards that we deem acceptable for assumption of that responsibility. In any case, the City of Umatilla still seeks a quid pro quo for the transfer of these roads.

Those roads that we have identified as acceptable are Beach Access Road, Bud Draper Road and Roxbury Road within the Port of Umatilla. Both Beach Access and Bud Draper Road are built to an industrial standard that bodes well for future durability. Roxbury Road is less durable, but overlies some significant municipal utility infrastructure so also qualifies for acceptance of responsibility by the City.

In exchange for taking these roads off your hands we would like to acquire from Umatilla County the ownership of the one half block south of 5<sup>th</sup> Street between G and H Streets in Umatilla, 5N2817-BD-02700. We are interested in the parcels for future park development north of City Hall.

If this is acceptable to you we will immediately commence the processes necessary to make this happen. I am sure that Mr. Fellows for the County and Mr. Pelleberg for the City can work out any of the technical issues. The legal issues can be addressed by our respective counsel. Political issues will undoubtedly be addressed through you and our City Council.

We look forward to working with you for the benefit of all.

Sincerely,

Bob Ward,  
City Manager

Cc: Mayor and Council



# City of Umatilla

700 6<sup>th</sup> Street, PO Box 130, Umatilla, OR 97882  
City Hall (541) 922-3226 Fax (541) 922-5758

August 12, 2014

Gary Roberts, Surveying Supervisor  
Umatilla County Road Department  
3920 Westgate  
Pendleton, Oregon 97801

Dear Mr. Roberts:

I have received your letter of August 6<sup>th</sup> regarding the transfer of jurisdiction of Beach Access Road, Roxbury Road and Bud Draper Driver. I can have an ordinance for approval at our September 2<sup>nd</sup> Council Meeting requesting this transfer. The ordinance will, of necessity, refer to the transfer of ownership of County land north of the Umatilla City Hall on 5<sup>th</sup> Street as a condition of the transfer. I know that you are dealing strictly with the road component, but we don't want to lose sight of this important consideration.

Regarding Beach Access Road, you are correct. We are not interested in the road to the McNary Beach Park or the newly constructed port road which I believe is called Grain Grower Lane. Generally speaking it is Beach Access from 730 to Roxbury, Roxbury to Bud Draper and Bud Draper back to 730.

I will put the September 17<sup>th</sup> hearing on my calendar. I presume that is a daytime meeting but will check on the time in any case.

Thanks for your note.

Sincerely,



Bob Ward,  
City Manager

Cc: Mayor and Council  
County Commissioners  
Russ Pelleberg, Public Works Director  
Bill Searles, City Planner