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SEP 03 2002

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UMATILLA COUNTY  
RECORDS

**MEMORANDUM OF UNDERSTANDING**  
**between**  
**UMATILLA COUNTY**  
**the**  
**OREGON DEPARTMENT of TRANSPORTATION**  
**and the**  
**UMATILLA NATIONAL FOREST**

This **MEMORANDUM OF UNDERSTANDING** is hereby entered into by and between the County of Umatilla, State of Oregon hereinafter referred to as County, the State of Oregon, Department of Transportation, hereinafter referred to as ODOT, and the USDA Forest Service, Umatilla National Forest, hereinafter referred to as Forest Service.

**A. PURPOSE:** The purpose of this agreement is to clarify the responsibilities for jurisdiction and maintenance of the Horseshoe Ridge Road No. 3030 as it passes through State and private property in sec. 34, Lots 4 and 8, T. 1 N., R. 35 E., W.M. This segment begins at the Oregon Trail Highway 30, and ends at the Old Boundary Line Umatilla Indian Reservation. The segment is approximately 0.24 miles in length, and is shown in the attached Exhibit A.

**B. STATEMENT OF MUTUAL BENEFIT AND INTERESTS:**

WHEREAS, the Forest Service and ODOT wish to maintain this segment of road as a Public Road to relieve each party from having to manage each and every activity across this road segment.

WHEREAS, the County has the authority to designate roads as Public Roads, and wishes to maintain access to public and private lands.

WHEREAS, through cooperation, mutual benefits will occur which will support the road management objectives of all parties involved.

THEREFORE, in consideration of the above premises the parties hereto agree as follows.

**C. COUNTY SHALL:**

- 1. Designate this road segment shown in Exhibit A as a Public Road.

**D. ODOT SHALL:**

- 1. Maintain the portion of this road segment shown in Exhibit A that begins on Oregon Trail Highway 30, passes through State land, and ends at the northern boundary of State owned land. This maintenance will be to the ODOT standard for a single-lane, gravel road.

**E. FOREST SERVICE SHALL:**

1. Maintain the portion of this road segment shown in Exhibit A that begins at the northern boundary of State owned land, passes through private land, and ends at the Old Boundary Line Umatilla Indian Reservation. This maintenance will be to the Forest Service standard for a Level 2, single-lane gravel road.
2. Place a one-time application of crushed rock surfacing on the entire segment of this road (~0.24 miles) shown in Exhibit A.

**F. IT IS MUTUALLY AGREED AND UNDERSTOOD BY ALL PARTIES THAT:**

**FREEDOM OF INFORMATION ACT (FOIA).** Any information furnished to the Forest Service under this instrument is subject to the Freedom of Information Act (5 U.S.C. 552).

**MODIFICATION.** Modifications within the scope of the instrument shall be made by mutual consent of the parties, by the issuance of a written modification, signed and dated by all parties, prior to any changes being performed.

**PARTICIPATION IN SIMILAR ACTIVITIES.** This instrument in no way restricts the County, ODOT, or the Forest Service from participating in similar activities with other public or private agencies, organizations, and individuals.

**COMMENCEMENT:** The instrument is executed as of the date of the last signature and is effective until 10 years from the effective date of the MOU. At that time this MOU is terminated unless modified to extend.

**TERMINATION.** One party may terminate this agreement after a 60 day written notice to the other parties.

**NON-FUND OBLIGATING DOCUMENT.** This instrument is neither a fiscal nor a funds obligation document. Any endeavor or transfer of anything of value involving reimbursement or contribution of funds between the parties to this instrument will be handled in accordance with applicable laws, regulations, and procedures including those for Government procurement and printing. Such endeavors will be outlined in separate agreements that shall be made in writing by representatives of the parties and shall be independently authorized by appropriate statutory authority. This instrument does not provide such authority. Specifically, this instrument does not establish authority for noncompetitive award to any party of any contract or other agreement. Any contract or agreement for training or other services must fully comply with all applicable requirements for competition.

IN WITNESS WHEREOF, the parties hereto have executed this Memorandum of Understanding as of the last written date below.

Emile M. Holeman  
Emile M. Holeman, Chairman  
Umatilla County Board of Commissioners

8-29-02  
Date

Dennis D. Doherty  
Dennis D. Doherty, Commissioner  
Umatilla County Board of Commissioners

8-30-02  
Date

William S. Hansell  
William S. Hansell, Commissioner  
Umatilla County Board of Commissioners

8/29/02  
Date

Office of County Records  
Attest Sean Tompkins  
Records Officer

Terry R. McArtor  
Terry R. McArtor, District Manager  
Oregon Department of Transportation

8-21-02  
Date

Jeff Blackwood  
Jeff V. Blackwood, Forest Supervisor  
Umatilla National Forest

8/21/02  
Date



# Exhibit A

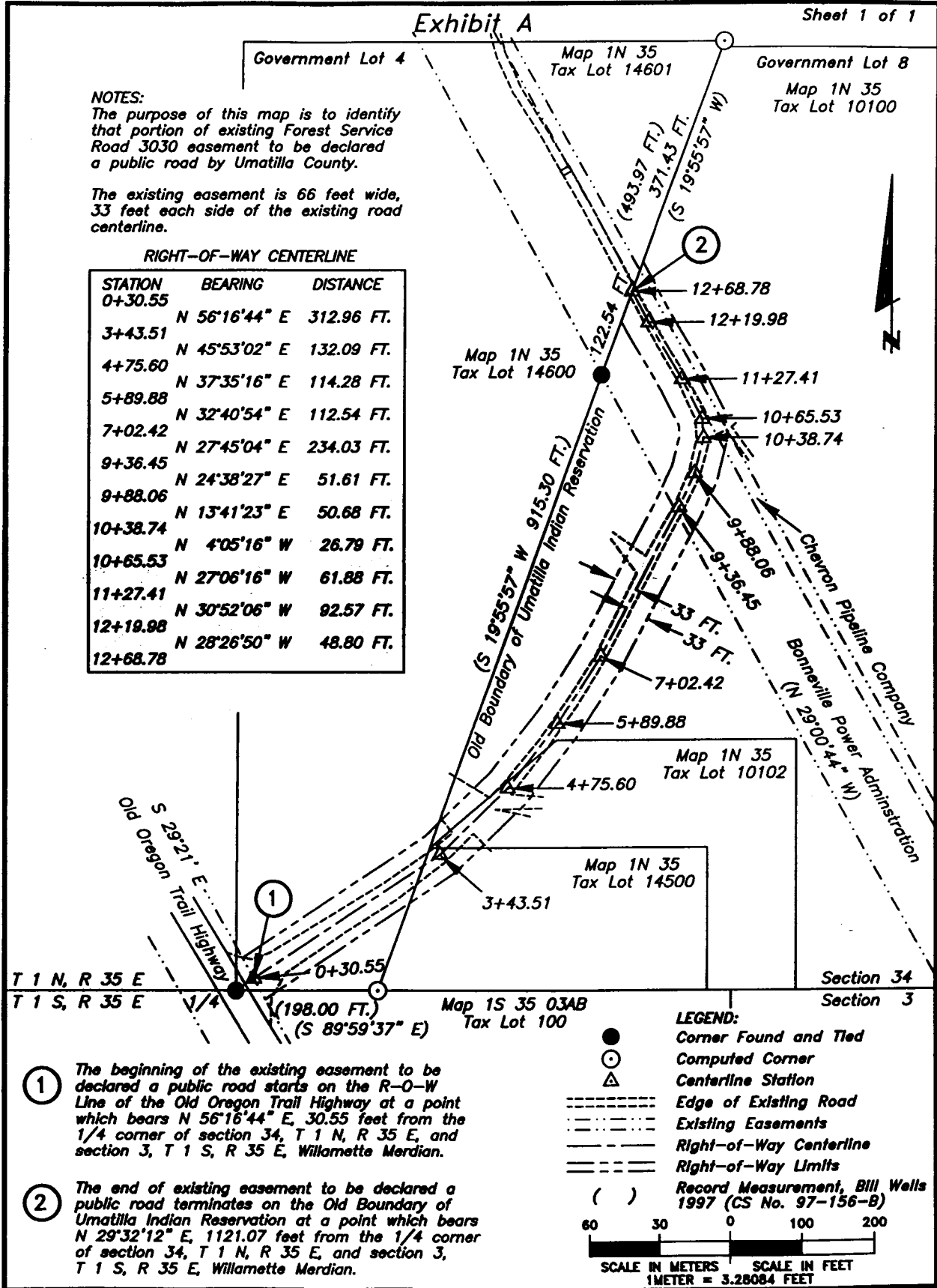
**NOTES:**

The purpose of this map is to identify that portion of existing Forest Service Road 3030 easement to be declared a public road by Umatilla County.

The existing easement is 66 feet wide, 33 feet each side of the existing road centerline.

**RIGHT-OF-WAY CENTERLINE**

STATION	BEARING	DISTANCE
0+30.55		
3+43.51	N 56°16'44" E	312.96 FT.
4+75.60	N 45°53'02" E	132.09 FT.
5+89.88	N 37°35'16" E	114.28 FT.
7+02.42	N 32°40'54" E	112.54 FT.
9+36.45	N 27°45'04" E	234.03 FT.
9+88.06	N 24°38'27" E	51.61 FT.
10+38.74	N 13°41'23" E	50.68 FT.
10+65.53	N 4°05'16" W	26.79 FT.
11+27.41	N 27°06'16" W	61.88 FT.
12+19.98	N 30°52'06" W	92.57 FT.
12+68.78	N 28°26'50" W	48.80 FT.



- ① The beginning of the existing easement to be declared a public road starts on the R-O-W Line of the Old Oregon Trail Highway at a point which bears N 56°16'44" E, 30.55 feet from the 1/4 corner of section 34, T 1 N, R 35 E, and section 3, T 1 S, R 35 E, Willamette Meridian.
- ② The end of existing easement to be declared a public road terminates on the Old Boundary of Umatilla Indian Reservation at a point which bears N 29°32'12" E, 1121.07 feet from the 1/4 corner of section 34, T 1 N, R 35 E, and section 3, T 1 S, R 35 E, Willamette Meridian.

**LEGEND:**

- Corner Found and Tied
- Computed Corner
- △ Centerline Station
- Edge of Existing Road
- - - Existing Easements
- Right-of-Way Centerline
- Right-of-Way Limits
- ( ) Record Measurement, Bill Wells 1997 (CS No. 97-156-B)

