ROAD LEGALIZATION REPORT

County Road #1259

CRAIG ROAD

Located in Sections 19, 20, 29, and 30, Township 5 North, Range 29 E.W.M. September 2,1998

Umatilla Co. Dept. of Public Works

INDEX TO PHOTOS

| <u>PHOTO #</u> | | | <u> JESCKII</u> | PIION | | |
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LEGALIZATION REPORT

Reason For Legalization

The portion of Craig Road from Highway 730 south to a point midway between Progress Road and Spearman Road as traveled and used for many years was found to vary from its dedicated location by up to 125 feet at a point near its intersection with Purdy Road. An attached portion of a USGS Quadrangle map shows the road more or less in its present location. The map was created from aerial photography performed in 1958 and 1960.

Survey

A survey order dated April 13, 1998 was issued by the Board of Commissioners to survey and monument a portion of Craig Road for legalization purposes. Research of road records showed the dedicated road as surveyed by John Kimbrell in 1907 running north and south along the section lines. The road originally extended north to a point approximately 500 feet north of Highway 730. Everything lying north of the highway has since been vacated.

In the legalization survey completed by the Public Works Department in June, 1998, the right-of-way was monumented in a location so as to include utilities where necessary but to maximize the potential for straightening the road and still keep the existing traveled road within the surveyed right-of-way. A copy of the survey is attached, with the proposed legalized right-of-way shaded in green and the dedicated right-of-way shaded in red.

General

Since the legalization survey has been completed, road crews have worked on straightening some of the curves in the road, but no re-alignment has occurred outside of the right-of-way lines shown on the map.

Impacts to Utilities and Property Owners

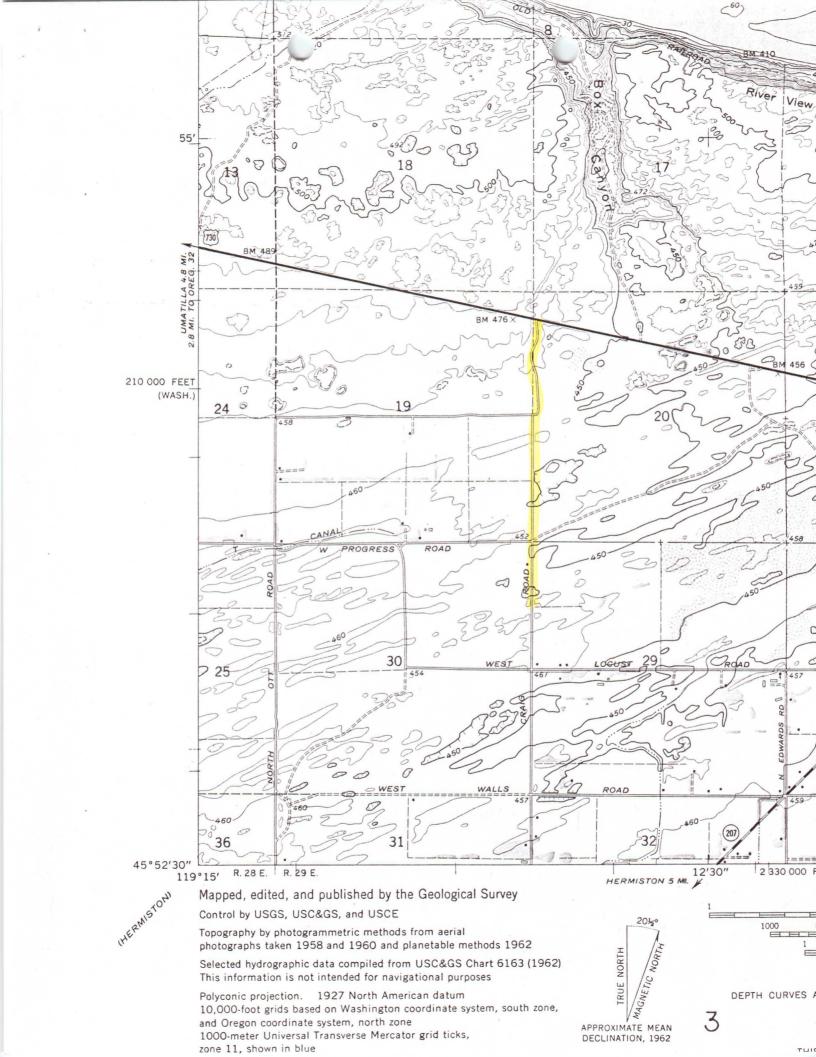
Because every effort was made to keep utilities inside of the surveyed right-of-way, little or no impact to utilities is anticipated. The northerly portion of the road between Purdy Road and Highway 730 lies east of its dedicated location and thus runs almost entirely through Tax Lot 801, owned by Andy Conforth. No objections have been received by him. The road also cuts across the Northwest Corner of Tax Lot 800, owned by the B.L.M. They are currently in the process of selling the property and they have a legal description of the portion of the road that cuts across their property, which they will except out in their deed. They have voiced no objections to legalizing the road.

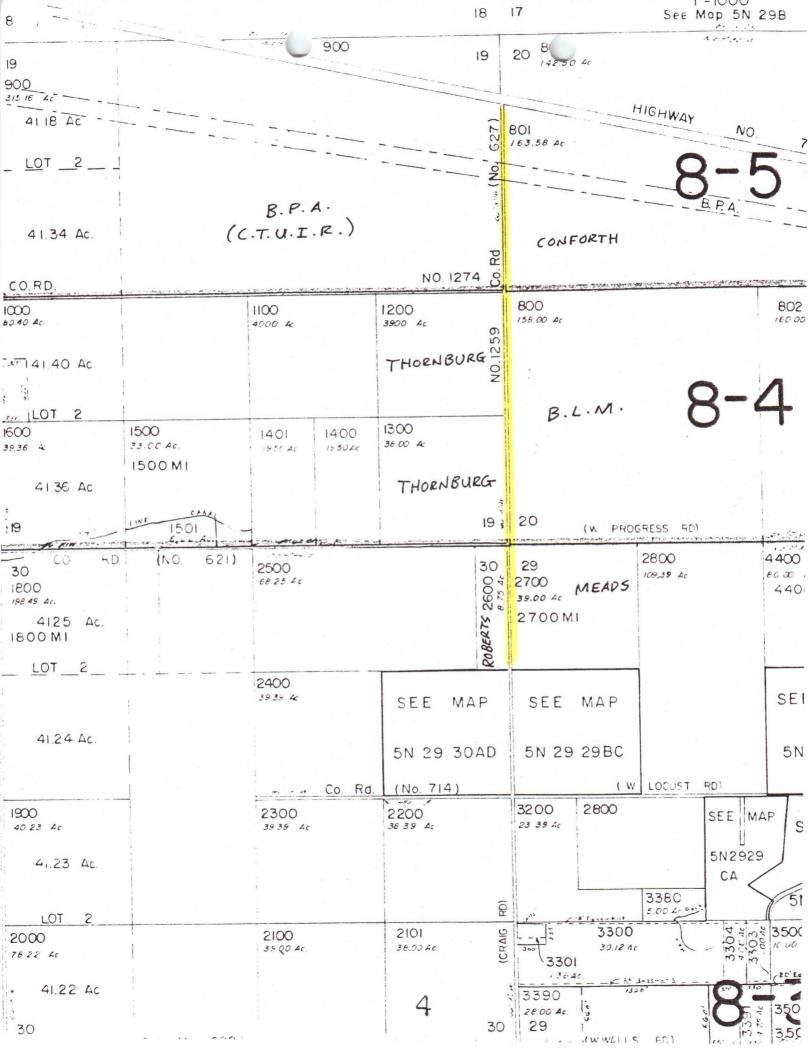
Statutes

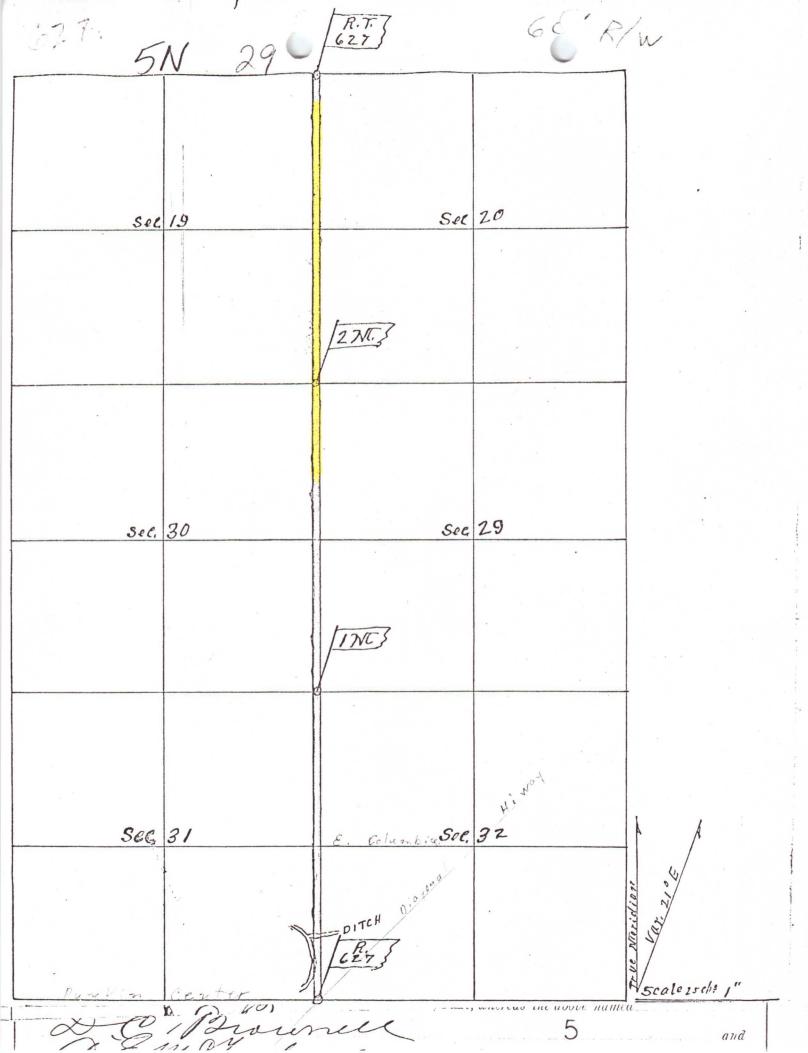
ORS 368.201(3) provides a basis for the county governing body to initiate legalization proceedings if a road as traveled and used for 10 years or more does not conform to the location of a road described in county road records.

Recommendation

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







(2)

Field Notes of Grad No. 627

Commencing at Standard Corner of Secs 31 832 J 5N 629 6 WM pet port morkey 18,627 There worth bet see 31 132 540 AI Theres N 27° 50 8 11 N31º48'W 337 1277 There North 5.00 17.77 ditch 16 wide 810 6 2.23 8000 let post marked There North 8000 Set post 33 to sight- morked Z, M. These North sovo the corner to sees 17-18-19 1/20 set Post marked BT NO. 627 I hereby certify that The pregoing Field Notes of Obrad NO 627 are correct as surreged by me on the 16 th day 87 May 1907 Jihn W. Cimbell County Surveyor for Umatilla County Oregon

