

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO.: 19-09-10-04

IN THE MATTER OF THE ESTABLISHMENT OF  
COLLARD LAKE ROAD AS COUNTY ROAD NO.  
2216, LOCATED IN SECTION 36, TOWNSHIP 17  
SOUTH, RANGE 12 WEST AND SECTION 1,  
TOWNSHIP 18 SOUTH, RANGE 12 WEST,  
WILLAMETTE MERIDIAN (17-12-36 & 18-12-01)

**WHEREAS**, during a work session with Lane County staff on June 18, 2019, the Board asked staff to prepare an Establishment Order for the Board's consideration to accept Collard Lake Road into the County road system; and

**WHEREAS**, Collard Lake Road is currently defined as a Local Access Road dedicated for public use by various deeds and subdivision plats; and

**WHEREAS**, it is the Board's and staff's opinion that accepting Collard Lake Road into the County road system is in the best interest of the public for safety reasons; and

**WHEREAS**, the portion of Collard Lake Road to be accepted is approximately 1.45 miles in length, beginning at its intersection with Mercer Lake Road (County Road No. 590), and ending at Lot 5 of Collard Lake Acres, as platted and recorded in Book 43, Page 15, Lane County Oregon Plat Records, and has a variable width right of way as platted or dedicated; and

**WHEREAS**, under the provisions of ORS 368.106, Collard Lake Road needs to be formally established as County road right of way; and

**WHEREAS**, Collard Lake Road meets the applicable criteria for acceptance as a County road under Lane Manual 15.213 and 15.220; and

**WHEREAS**, it is acknowledged that Collard Lake Road is not constructed to current County road standards pursuant to LC 15.700 guidelines; and

**WHEREAS**, Lane County Transportation Engineering has examined the road and recommends it be classified as a Rural Minor Collector between Mercer Lake Road and Collard Lake Way, and Rural Local from Collard Lake Way to its terminus at Lot 5 of Collard Lake Acres; and

**WHEREAS**, pursuant to Lane Manual 15.225(2), the Director of the Department of Public Works has prepared a written report which is attached hereto, marked as Exhibit "B", recommending that the County Road Design Standards and policy criteria be waived, and that Collard Lake Road be accepted and established as a County road beginning at its intersection with Mercer Lake Road to its terminus at said Lot 5 of Collard Lake Acres; and

**WHEREAS**, the Board of County Commissioners are satisfied that Collard Lake Road will be of public utility and benefit.

**NOW, THEREFORE**, the Board of County Commissioners of Lane County **ORDERS** as follows:

1. The Bargain and Sale Deed dedicating a 40 and 50 foot wide public roadway, recorded on Reel 257D, Reception No. 87901, Lane County Oregon Deeds and Records, is hereby accepted and established as a County road; and
2. A portion of Collard Lake Road as described in the legal description attached to this Order as Exhibit "A", comprising of the public road dedication deeds referenced below, is hereby accepted and established as a County road:

GRANTOR

LANE COUNTY DEEDS RECORDS  
RECORDING INFORMATION

Ruel E. Chapman  
Donald T. Wells

Reel 881R, Rec. No. 7801138

Surf Mobile Homes, Inc.

Reel 928R, Rec. No. 7852488

William S. and Katherine O. Lawler

Reel 928R, Rec. No. 7852489

Donald C. Frisbie

Reel 1226R, Rec. No. 8300139

The Dorothy Irene Lucchesi,  
Revocable Inter-Vivos Trust, U/D/T  
January 29, 1997

Instrument No. 2019-033014

3. Any portion of a public road designated as Collard Road as dedicated on the subdivision plats of Mercer Lake Heights, as platted and recorded in Book 58, Page 25; Collard Lake Heights, as platted and recorded in Book 56, Page 26; Collard Lake Acres First Addition, as platted and recorded in Book 46, Page 25; and Collard Lake Acres, as platted and recorded in Book 43, Page 15; Lane County Oregon Plat Records, Lane County, Oregon, is hereby accepted and established as a County road; and
4. Those certain road dedication deeds referenced below are hereby accepted and established as a County road:

GRANTOR

LANE COUNTY DEEDS RECORDS  
RECORDING INFORMATION

Donald C. Frisbee

Reel 492R, Rec. No. 16542

Lane County

Reel 492R, Rec. No. 16541  
(Control Strip Release)

Lane County

Reel 450R, Rec. No. 78912  
(Control Strip Release)

Lane County

Reel 1620R, Rec. No. 9010925  
(Control Strip Release)

GRANTOR

LANE COUNTY DEEDS RECORDS  
RECORDING INFORMATION

Lane County

Reel 273D, Rec. No. 17038  
(Control Strip Release)

Donald C. Frisbee

Reel 265D, Rec. No. 3930

5. It is further Ordered that those portions of those deeds recorded on Reel 257D, Rec. No. 87901, and Reel 450R, Rec. No. 78913 located outside of the right of way between the point of beginning and termini of the Engineers' Centerline Alignment as described in attached Exhibit "A", are hereby declared vacated, as provided for in ORS Chapter 368; and
6. Lane County hereby retains jurisdiction for any deed or exception to a deed not listed above that dedicates parcels to Lane County for the purpose of controlling access, said parcels otherwise known as control strips, as defined in Lane Code 13.080(e), that have not been formally released and dedicated as public road as of the date of this Order; and
7. Those certain roads designated as Collard Loop and Collard Lake Way as platted in the above referenced subdivisions plats are hereby excluded and not made a part of this Order; and
8. Per Lane County Transportation Engineering staff's recommendation, Collard Lake Road is hereby classified as a Rural Minor Collector between Mercer Lake Road and Collard Lake Way, and as a Rural Local between Collard Lake Way and the road's terminus at Lot 5 of Collard Lake Acres; and
9. In support of this action, the Board of County Commissioners adopts the report of the Director of Public Works as set forth in Exhibit "B", which is attached and made part of this Order; and
10. This Order be filed with the County Clerk and entered into the records of the Lane County Board of Commissioners Journal of Administration and into the County Road Files administered by the Lane County Department of Public Works and the Lane County Surveyor; and that this Order is final and operates to establish the road as County Road No. 2216, also known as Collard Lake Road.

**ADOPTED** this 10th day of September, 2019

  
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 Pete Sorenson, Chair  
 Lane County Board of Commissioners

APPROVED AS TO FORM  
 Date 9/3/19  
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 LANE COUNTY OFFICE OF LEGAL COUNSEL