

W. S. H. I.

IN THE BOARD OF COUNTY COMMISSIONERS  
OF LANE COUNTY, OREGON

ORDER NO.

( IN THE MATTER OF AUTHORIZING THE  
( ACCEPTANCE OF A RELINQUISHMENT  
( DEED FROM THE STATE OF OREGON IN  
( CONNECTION WITH JURISDICTIONAL  
( TRANSFER AGREEMENT NO. 786  
( CONCERNING JASPER ROAD, (COUNTY  
( ROAD NO. 2273) FORMERLY KNOWN AS  
( OREGON HIGHWAY 222.

**WHEREAS**, by Order 07-5-16-4, the Board authorized the execution of an Intergovernmental Agreement (IGA) with Oregon Department of Transportation (ODOT) regarding the Bob Straub Parkway Project and the Jurisdictional Transfer of a portion of Springfield-Creswell Highway (OR 222) from M. P. 1.27 to M. P. 5.10; and

**WHEREAS**, the IGA that was executed pursuant to said Order provided that the State of Oregon would convey the existing road right of way concurrently with the execution of the Agreement and certain additional right of way along said section of road separately once an ongoing safety project was completed; and

**WHEREAS**, said safety project has now been completed and ODOT has delivered a Relinquishment Deed conveying 12 additional parcels of right of way as described and depicted on "Exhibit A", which needs to be formally accepted on behalf of Lane County before recordation; and

**WHEREAS**, acceptance of the Relinquishment Deed is in accordance with the terms of the IGA and will help facilitate the long-term maintenance of the roadway transferred to Lane County jurisdiction; **NOW THEREFORE, BE IT**

**ORDERED** that the Chairman of the Board of Commissioners is hereby authorized to sign the acceptance of the Relinquishment Deed on behalf of Lane County.

**IT IS FURTHER ORDERED**, that this Order shall be entered in to the records of the Board of Commissioners of the County.

EFFECTIVE this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

APPROVED AS TO FORM:

Date: \_\_\_\_\_

\_\_\_\_\_  
William Fleenor, Chair  
Board of County Commissioners

\_\_\_\_\_  
OFFICE OF LEGAL COUNSEL

# EXHIBIT A

## ***Relinquishment Deed***

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Right of Way Files 7247001, 7247003,  
7247005 – 7247009, 7247011 - 7247014

Relinquishment No. 7247000A

JT Agreement No. 786

OR222: Springfield SCL – Jasper Bridge Project  
Springfield - Creswell Highway  
Lane County, Oregon

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In order to complete terms of Jurisdictional Transfer Agreement No. 786, dated July 23, 2007, between the **STATE OF OREGON, acting by and through its Department of Transportation**, hereinafter called "State", and **LANE COUNTY, acting by and through its Elected Officials**, hereinafter called "County"; State does hereby relinquish unto County its right, title and interest in the connecting streets or portions thereof as provided for in said agreement. Any right-of-way being conveyed in which State has any title shall be vested in County **ONLY SO LONG AS USED FOR PUBLIC ROAD PURPOSES. IF SAID RIGHT OF WAY IS NO LONGER USED FOR PUBLIC ROAD PURPOSES, IT SHALL AUTOMATICALLY REVERT TO STATE.** The area being relinquished is described in the legal description and accompanying map, marked Exhibit "A" and Exhibit "B", attached hereto and by this reference made a part hereof.

The property above described is transferred subject to the rights of any utilities located within said property and further subject to the rights of the owners of said existing facilities if any there be, to operate, reconstruct, and maintain their utility facilities presently located within said property.

6/9/10

Page 1 - Relinquishment

RETURN TO  
OREGON DEPARTMENT OF TRANSPORTATION  
RIGHT OF WAY SECTION  
355 CAPITOL STREET NE, ROOM 420  
SALEM OR 97301-3871

# EXHIBIT A

Right of Way Files 7247001, 7247003,  
7247005 - 7247009, 7247011 - 7247014

Relinquishment No. 7247000A

JT Agreement No. 786

OR222: Springfield SCL - Jasper Bridge Project  
Springfield - Creswell Highway  
Lane County, Oregon

The Oregon Transportation Commission, by a duly adopted Delegation Order No. 3, dated May 20, 2009, and Sub-delegation Order No. 4, dated July 7, 2005, and Letter of Authority paragraph No. 13, dated February 22, 2002, authorize the State Right of Way Manager to sign this Relinquishment for and on behalf of the Commission.

Dated this 14<sup>th</sup> day of June, 2010.

STATE OF OREGON, by and through its  
DEPARTMENT OF TRANSPORTATION

By Deolinda G. Jones  
Deolinda G. Jones, State Right of Way Manager

STATE OF OREGON, County of Marion

Dated June 14, 2010. Personally appeared Deolinda G. Jones, stated that she is the State Right of Way Manager for the State of Oregon, Department of Transportation, and that this document was voluntarily signed on behalf of the State of Oregon by authority delegated to her. Before me:



Dale R. Shafer  
Notary Public for Oregon  
My Commission expires 11/01/2011

Title as hereinabove relinquished and as shown on accompanying legal description and map, Exhibit "A" and Exhibit "B", is hereby accepted by Lane County.

Accepted on behalf of Lane County

By \_\_\_\_\_

Date \_\_\_\_\_

# EXHIBIT A

**EXHIBIT A** - Page 1 of 1

**File 7247000A**  
**Drawing 10B-21-23**  
6-3-2010

## **To Be Relinquished to Lane County**

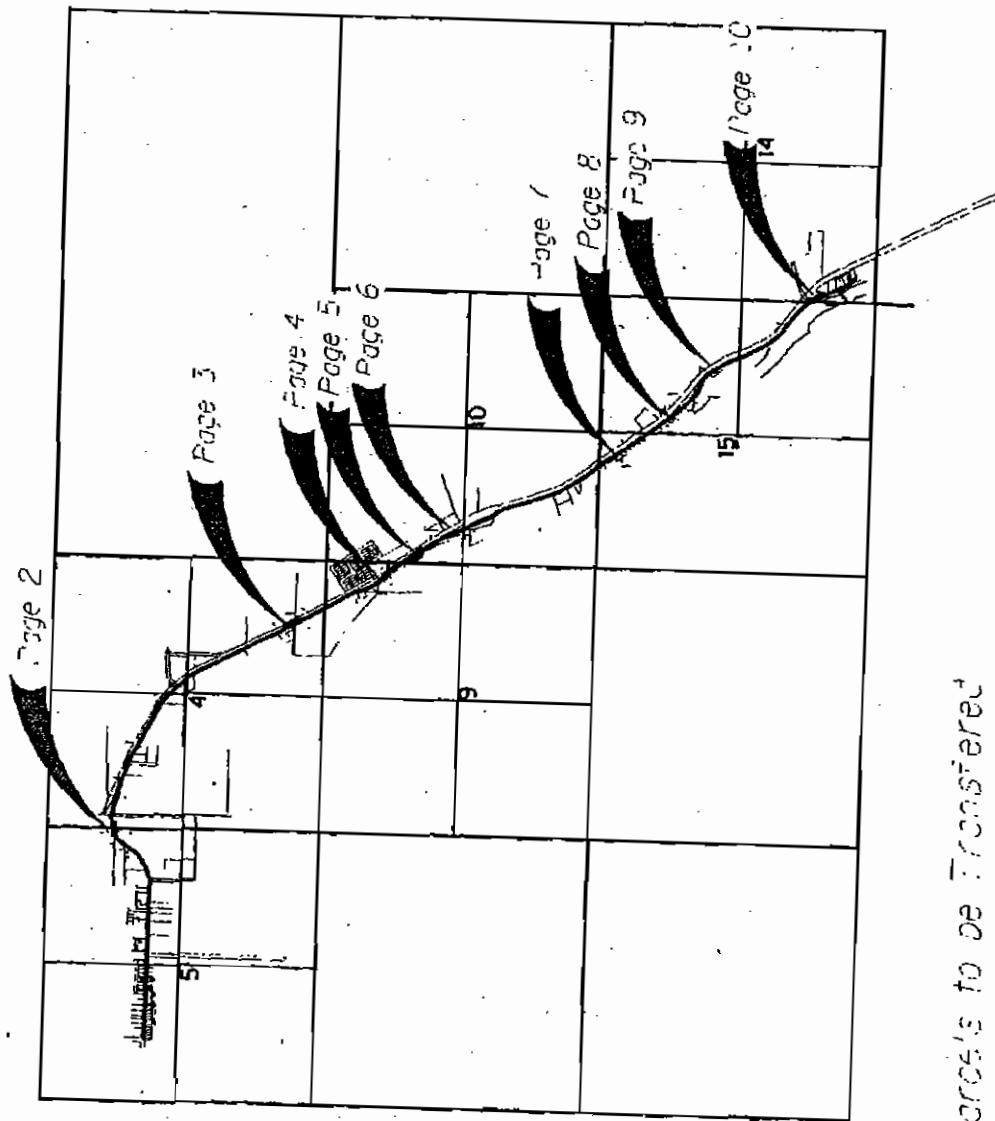
A parcel of land lying in the A.W. Hammit D.L.C. NO. 86, the John Smith D.L.C. No. 48, the B.J. Pengra D.L.C. NO. 38, the William Veach D.L.C. No. 41, the Cornelius J. Hill D.L.C. No. 65, the SE $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 4, the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 10, and in Lot 2 of Section 15, all in Township 18 South, Range 2 West, W.M., Lane County, Oregon and being that property described in those Warranty Deeds to the State of Oregon, by and through its Department of Transportation, designated as Parcel 1 and recorded May 16, 2007, as instrument No. 2007-033236, and recorded August 16, 2007, as instrument No. 2007-057810, and recorded August 27, 2007, as instrument No. 2007-060023, all of Lane County Official Records.

ALSO those Permanent Easements to the State of Oregon, by and through its Department of Transportation, designated as Parcels 1 and 2 and recorded May 1, 2007, as instrument No. 2007-029134, and recorded May 2, 2007, as instrument No. 2007-029473, and recorded March 13, 2007, as instrument No. 2007-016915, and recorded April 20, 2007, as instrument No. 2007-026707, and recorded March 21, 2007, as instrument No. 2007-018739, and recorded January 29, 2007, as instrument No. 2007-005845, and recorded January 29, 2007, as instrument No. 2007-005846, all of Lane County Official Records.

ALSO that Easement Deed to the State of Oregon, by and through its Department of Transportation, recorded December 6, 2007, as instrument No. 2007-080718, of Lane County Official Records.

# EXHIBIT A

T. 18 S., R. 2 W., W.M.



Parcels to be Transferred



OREGON DEPARTMENT OF TRANSPORTATION

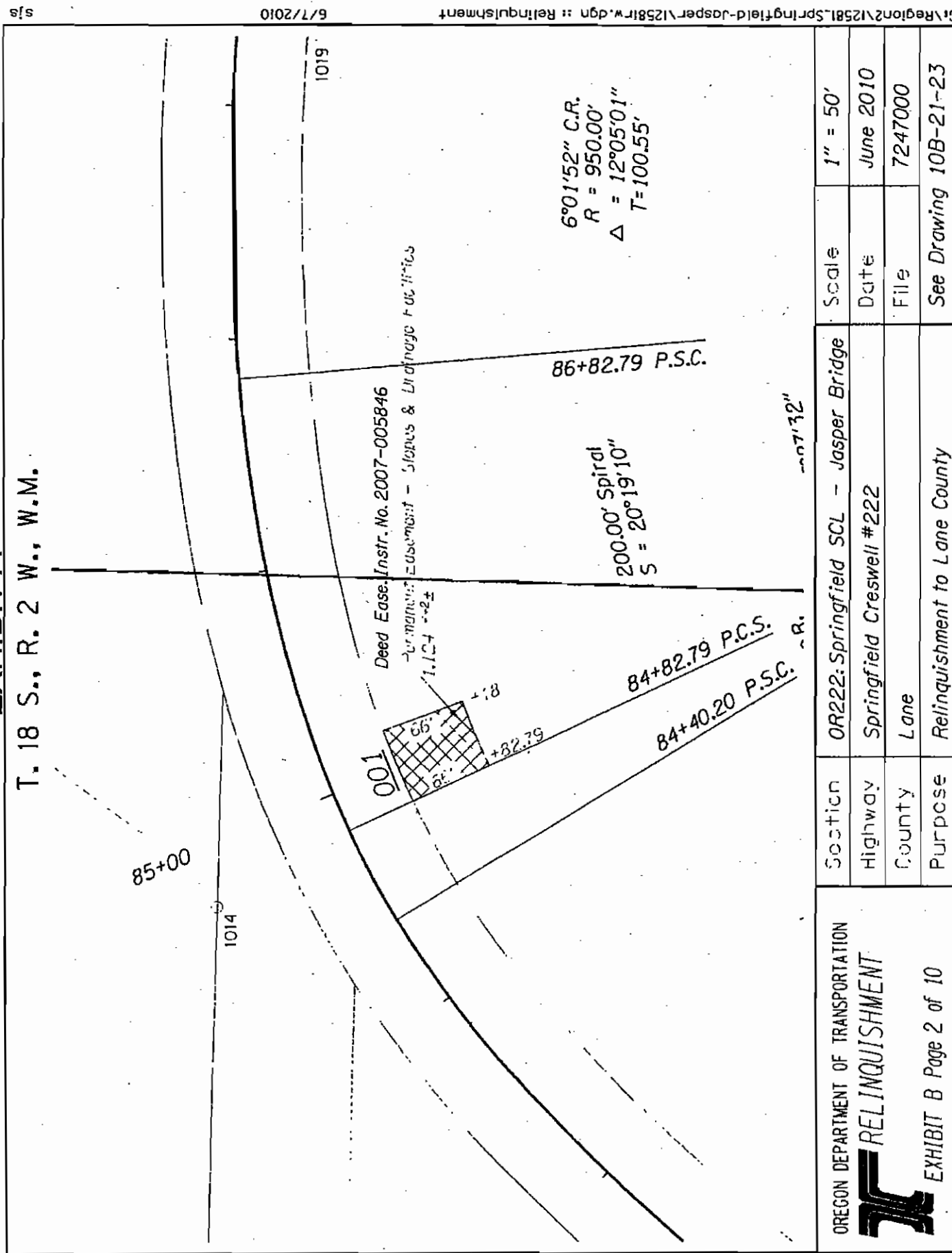
RELINQUISHMENT

EXHIBIT B Page 1 of 10

Section	OR222: Springfield SCL - Jasper Bridge	Scale	NTS
Highway	Springfield Creswell #222	Date	June 2010
County	Lane	File	7247000
Purpose	Relinquishment to Lane County	See Drawing 10B-21-23	

# EXHIBIT A

T. 18 S., R. 2 W., W.M.



Scale	1" = 50'
Date	June 2010
File	7247000
See Drawing	10B-21-23

Section	OR222:Springfield SCL - Jasper Bridge
Highway	Springfield Creswell #222
County	Lane
Purpose	Relinquishment to Lane County

OREGON DEPARTMENT OF TRANSPORTATION

RELINQUISHMENT



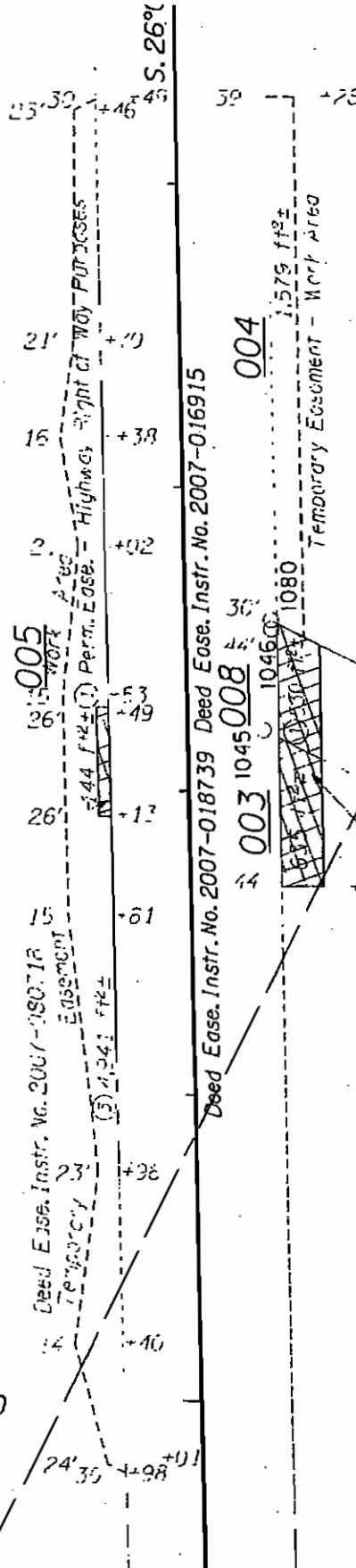
EXHIBIT B Page 2 of 10

# EXHIBIT A

T. 18 S., R. 2 W., W.M.

140+00

Union Pacific Railroad




Permanent Easement - Slopes, Drainage Facilities, Water, Gas, Electric and Communication Service Lines, Fixtures and Facilities

Berakah, LLC  
Instr. No. 2002-060005

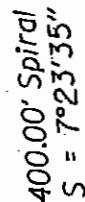
140' Ac. Rem.


Wildish Land Co.  
19305 194 Rem.  
Instr. No. R778R-7603180

Michael A. & Judy J. Kelly  
Instr. No. R2291R-9730260  
21.97' Ac. Rem.

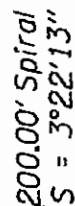
OREGON DEPARTMENT OF TRANSPORTATION  EXHIBIT B Page 3 of 10	Soctier	OR222: Springfield SCL - Jasper Bridge	Scale	1" = 50'
	Highway	Springfield Creswell #222	Date	June 2010
	County	Lane	File	7247000
	Purpose	Relinquishment to Lane County	See Drawing 10B-21-23	

T. 18 S., R. 2 W., W.M.



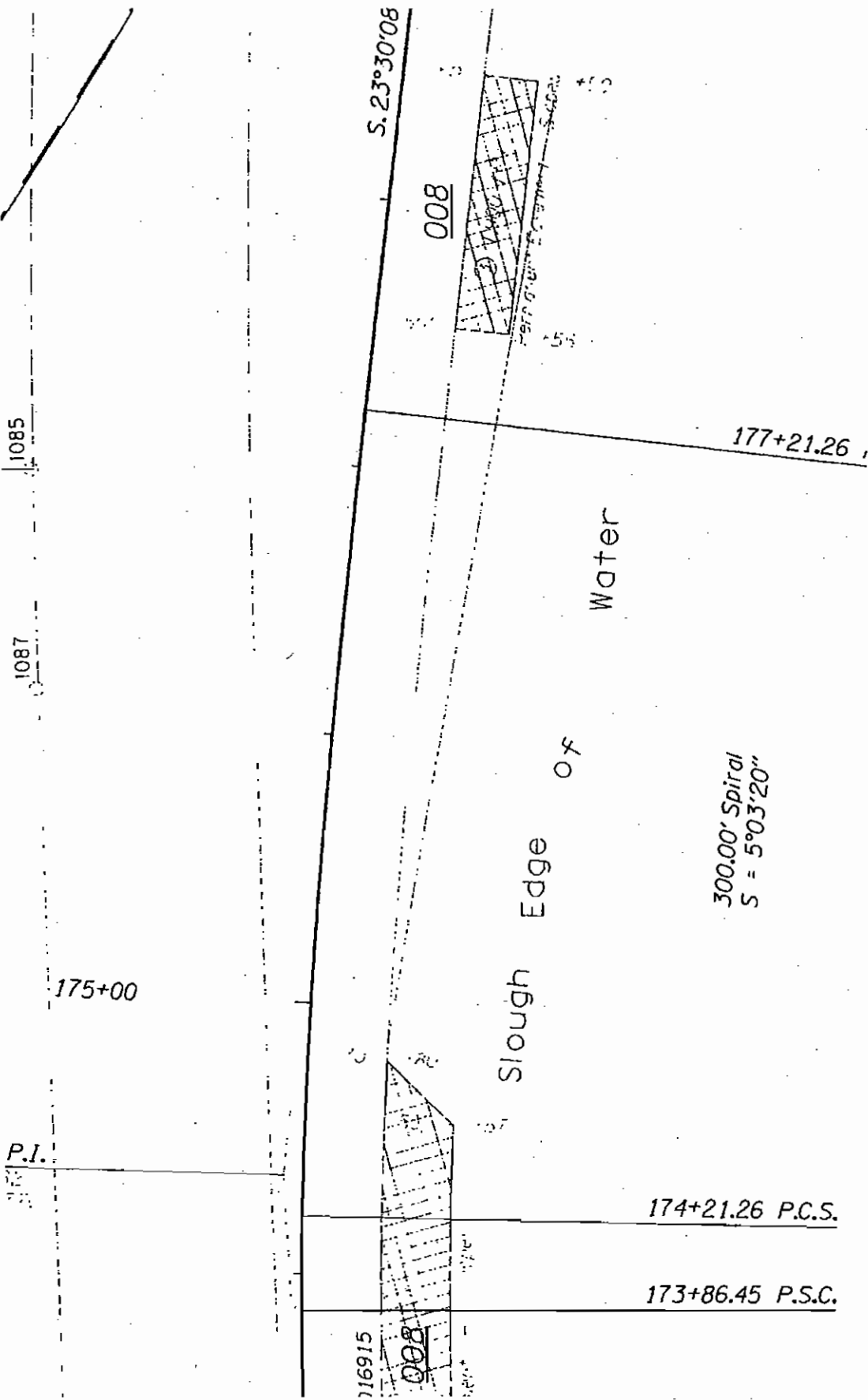
 <p>OREGON DEPARTMENT OF TRANSPORTATION RELINQUISHMENT EXHIBIT B Page 4 of 10</p>	Sectior.	0R222: Springfield SCL - Jasper Bridge	Scale	1" = 50'
	Highway	Springfield Creswell #222	Date	June 2010
	County	Lane	File	7247000
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T. 18 S., R. 2 W., W.M.

 $1'' = 50'$

# EXHIBIT A

T. 18 S., R. 2 W., W.M.



OREGON DEPARTMENT OF TRANSPORTATION  EXHIBIT B Page 6 of 10	Section	OR222: Springfield SCL - Jasper Bridge	Scale	1" = 50'
	Highway	Springfield Creswell #222	Date	June 2010
	County	Lane	File	7247000
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# EXHIBIT A

T. 18 S., R. 2 W., W.M.

215+00

S. 29°57'25" E.

S. 35°41'46" E.

Deed Ease. Instr. No. 2007-005845 009

Platting Easement - Surps, Drainage Facilities, Water, Gas, Electric and Communication Service Lines, Fences and Facilities

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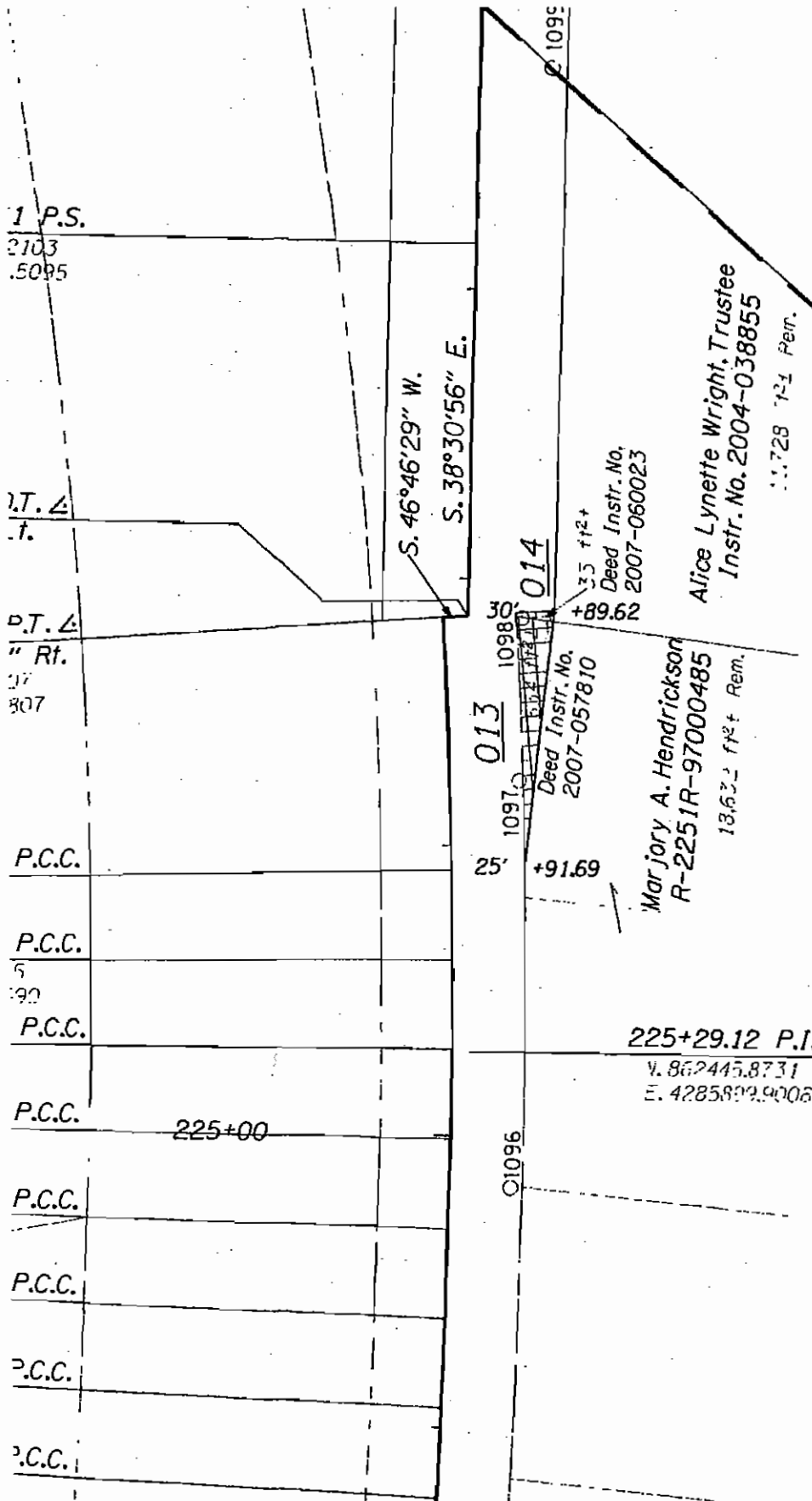
William C. Boyd SR.  
Instr. No. 2005-063675  
17.443 ft ± Rem.


214+43.08 L  
4 5°44'21" Rt.  
N. 863338.7226  
E. 4285283.0417

OREGON DEPARTMENT OF TRANSPORTATION  EXHIBIT B Page 7 of 10	Section	OR222:Springfield SCL - Jasper Bridge	Scale	1" = 50'
	Highway	Springfield Creswell #222	Date	June 2010
	County	Lane	Files	7247000
	Purpose	Relinquishment to Lane County	See Drawing 10B-21-23	

# EXHIBIT A

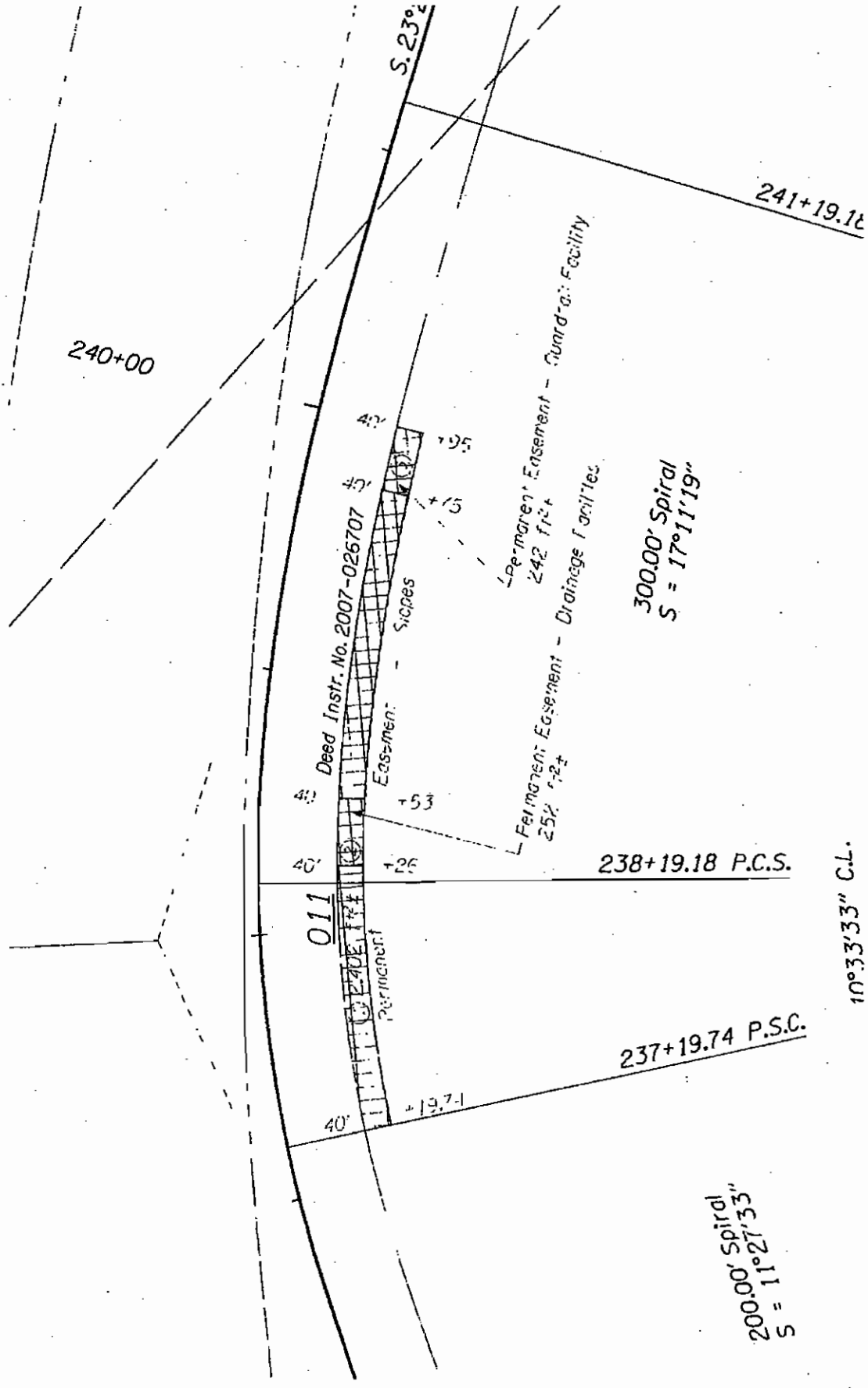
T. 18 S., R. 2 W., W.M.



OREGON DEPARTMENT OF TRANSPORTATION  EXHIBIT B Page 8 of 10	Section	OR222: Springfield SCL - Jasper Bridge	Scale	1" = 50'
	Highway	Springfield Creswell #222	Date	June 2010
	County	Lane	File	7247000
	Purpose	Relinquishment to Lane County	See Drawing	10B-21-23

# EXHIBIT A

T. 18 S., R. 2 W., W.M.



OREGON DEPARTMENT OF TRANSPORTATION RELINQUISHMENT EXHIBIT B Page 9 of 10	Section	OR222: Springfield SCL - Jasper Bridge	Scale	1" = 50'
	Highway	Springfield Creswell #222	Date	June 2010
	County	Lane	File	7247000
	Purpose	Relinquishment to Lane County	See Drawing	10B-21-23

# EXHIBIT A

T. 18 S., R. 2 W., W.M.

CORNELL

Anthony J. Demuth & Deborah L. Demuth  
Instr. No. 2003-010430

265+00

Dead Instr. No. 2007-03322

+08


+68

+56

+91

86'

S. 21° 50' 53" E.

OREGON DEPARTMENT OF TRANSPORTATION  EXHIBIT B Page 10 of 10	Section	OR222: Springfield SCL - Jasper Bridge	Scale	1" = 50'
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