

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY
STATE OF OREGON

IN THE MATTER OF THE ALTERATION)
OF A PORTION OF ROW RIVER ROAD) ORDER OF
(COUNTY ROAD NO. 1089 & 407)) ALTERATION
(21-01-32-4 & 22-01-05))
11-9-14-9

THIS MATTER now coming before the Board of County Commissioners for Lane County, Oregon, and the Board through adoption of the Capital Improvement Program for the Department of Public Works has determined that it was necessary to replace the bridge, alter and make safety improvements along a portion of Row River Road (County Road No.1089) located near the intersection of Lower Brice Creek Road (County Road No. 407); and

WHEREAS, the acquisition of right of way, replacing the bridge, and safety improvements for Row River Road were authorized through the adoption of the Capital Improvement Program FY 05/06 through FY 09/10 by Order No. 05-5-11-11; and

WHEREAS, the Department of Public Works has completed the final road design and has acquired title and other interests for right of way necessary on and over which the project has been laid out in accordance with ORS Chapter 93.808 and LM 21.400(3); and

WHEREAS, the construction of the bridge and the improvements associated with this project have been completed in accordance with the plans and specifications prepared and administered by the Public Works Director; and

WHEREAS, it has been determined necessary to legally alter this segment of Row River Road, and accept the alignment including acquisitions of property made as a part of this project as county road right of way; and

WHEREAS, the Department of Public Works has filed road survey numbered County Survey File 41468 with the County Surveyor for public record all in compliance with ORS 209.250 and 368.106; and

WHEREAS, the Board of County Commissioners is satisfied that necessary road construction and improvements have been completed and will be of public utility and benefit; now therefore, it is hereby

ORDERED, that the deeds and right of way grant specified herein, presented to the said Board of County Commissioners through purchase, donation, or agreement, as herein set forth below, on the dates set after the names of the Grantors, and before the recording information in the Lane County Deed Records, are hereby accepted as County road right of way:

<u>GRANTOR'S</u>	<u>RECORDING DATE</u>	<u>LANE COUNTY DEED RECORDS</u>	<u>LANE COUNTY TAX LOT NUMBER</u>	
Carlton E. Peterson Cindy L. Peterson Dorothy E. Lynch	3/07/2006	2006-014954	22-01-05	600
Ronald T. York Danyel S. Stealey	2/13/2006	2006-009832	21-01-32-40	1300
Weyerhaeuser Company	6/20/2006	2006-042856	22-01-05	700
Bureau of Land Management, United States Department of the Interior	6/15/2011	2011-027354	22-01-05	702

and, it is further

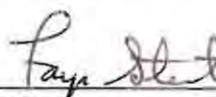
ORDERED, that the portion of said county road referred to above and commonly known as Row River Road be hereby altered as described in the legal description attached hereto, made a part hereof and marked Exhibit "A" by this Order; and it is further

ORDERED, that all portions of County Road Number 1089 and 407 lying between the termini specified herein above which are not included within the limits of the road herein above described are hereby declared vacated in accordance with ORS 368.126, and retaining unto any and all existing public utilities the right to preserve, maintain, repair, replace, remove or reinstall any public utility that may now exist within the bounds of the segment of County Road Numbers 1089 and 407, herein described by these proceedings as vacated; and it is further

ORDERED, that in support of this action, the said Board of County Commissioners does hereby adopt the report of the Director of Public Works as set forth in Exhibit "B", which is attached hereto, and made a part hereof, by this Order; and it is further

ORDERED, that 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 said Order be, and is hereby final and does operate to alter said segment of Row River Road, and to accept it as part of County Road Numbers 1089 & 407.

EFFECTIVE DATE: 14 day of September, 2011.



Chair
Lane County Board of Commissioners

APPROVED AS TO FORM

Date 9-1-11 lane county

OFFICE OF LEGAL COUNSEL

ROW RIVER ROAD**CENTERLINE DESCRIPTION**

A strip of land variable feet in width lying on the each side of the centerline of Row River Road in Section 32, Township 21 South, Range 1 West and Section 5, Township 22 South, Range 1 West of the Willamette Meridian, Lane County, Oregon, as surveyed by Lane County in 2009; the centerline and widths in feet being described as follows:

Beginning at Engineers' Centerline Station L3 259+50.00 POT, said station being 10.79 feet South and 1,308.90 feet West of the Northeast Corner of Section 5, Township 22 South, Range 1 West of the Willamette Meridian, Lane County, Oregon; run thence South 88°41'30" East, 133.27 feet to Engineers' Centerline Station L3 260+83.27 POT Bk.=L4 260+83.27 PC Ahd.; thence along a 347.25 foot radius curve right (the long chord of which bears South 69°55'00" East 223.52 feet) a distance of 227.58 feet; thence South 51°08'30" East, 185.59 feet to Engineers' Centerline Station L4 264+96.43 PC; thence along a 347.25 foot radius curve left (the long chord of which bears South 89°52'03" East, 434.47 feet) for a distance of 469.40 feet; thence North 51°24'24" East 142.07 feet; thence along a 467.72 foot radius curve right (the long chord of which bears North 57°49'32" East, 104.58 feet) a distance of 104.80 feet; thence North 64°14'40" East a distance of 212.14 feet to Engineers' Centerline Station L4 274+24.83 POT Bk.=L3 274+00.00 POT Ahd. and there ending, all in Lane County, Oregon.

The widths in feet of the strip of land herein conveyed to Lane County are as follows:

<u>STATION TO STATION</u>		<u>WIDTH ON N'LY SIDE OF C/LINE</u>	<u>WIDTH ON S'LY SIDE OF C/LINE</u>
L3 259+50.00 POT	L4 264+96.43 PC	30 ft	
L3 259+50.00 POT	L3 259+75.00 POT		30 ft
L3 259+75.00 POT	L3 260+50.00 POT		30 ft tapering on a straight line to 40 ft
L3 260+50.00 POT	L3 260+83.27 POT Bk.= L4 260+83.27 PC Ahd.		40 ft
L3 260+83.27 POT Bk.= L4 260+83.27 PC Ahd.	L4 261+50.00 POC		40 ft tapering on a straight line to 45 ft
L4 261+50.00 POC	L4 262+00.00 POC		45 ft tapering on a straight line to 50 ft
L4 262+00.00 POC	L4 262+50.00 POC		50 ft
L4 262+50.00 POC	L4 263+50.00 POT		50 ft tapering on a straight line to 40 ft

<u>STATION TO STATION</u>		<u>WIDTH ON N'LY SIDE OF C/LINE</u>	<u>WIDTH ON S'LY SIDE OF C/LINE</u>
L4 263+50.00 POT	L4 264+17.69± POT, more or less, being center of Row River		40 ft tapering on a straight line to 39.59 ft
L4 264+17.69± POT more or less, being center of Row River	L4 264+22.04± POT more or less, being center of Row River		39.59 ft tapering on a straight line to 30 ft
L4 264+22.04± POT more or less, being center of Row River	L4 264+96.43 PC		30 ft
L4 264+96.43 PC	L4 266+20.00 POC	30 ft tapering on a straight line to 35 ft	
L4 266+20.00 POC	L4 267+50.00 POC	35 ft tapering on a straight line to 45 ft	
L4 267+50.00 POC	L4 269+65.83 PT	45 ft	
L4 264+96.43 PC	L4 265+22.00 POC		30 ft tapering on a straight line to 40 ft
L4 265+22.00 POC	L4 265+80.00 POC		40 ft tapering on a straight line to 55 ft
L4 265+80.00 POC	L4 267+00.00 POC		55 ft tapering on a straight line to 35 ft
L4 267+00.00 POC	L4 268+00.00 POC		35 ft
L4 268+00.00 POC	L4 268+50.00 POC		35 ft tapering on a straight line to 45 ft
L4 268+50.00 POC	L4 272+12.69 PT		45 ft
L4 272+12.69 PT	L4 273+55.00 PT		45 ft tapering on a straight line to 30 ft
L4 273+55.00 PT	L4 274+24.83 POT Bk = L3 274+00.00 POT Ahd		30 ft
L4 269+65.83 PT	L4 271+07.90 PC	45 ft tapering on a straight line to 40 ft	

<u>STATION TO STATION</u>		<u>WIDTH ON N'LY SIDE OF C/LINE</u>	<u>WIDTH ON S'LY SIDE OF C/LINE</u>
L4 271+07.90 PC	L4 271+20.00 POC	40 ft tapering on a straight line to 39.94 ft	
L4 271+20.00 POC	L4 272+12.69 POC	39.94 ft tapering on a straight line to 30 ft	
L4 272+12.69 POC	L4 274+24.83 POT Bk = L3 274+00.00 POT Ahd	30 ft	

ALSO: A strip of land variable feet in width lying on both sides of centerline of Lower Brice Creek Road as surveyed by Lane County in 2009.

Beginning at Engineers' Centerline Station L4 263+00 POC = LB 0+00.00 POB, said station being 83.91 feet South and 974.28 West of the Northeast Corner of Section 5, Township 22 South, Range 1 West of the Willamette Meridian, Lane County, Oregon; run thence North 37°04'08" East, 35.49 feet; thence along a 120.00 foot radius curve right (the long chord of which bears North 56°35'23" East, 80.20 feet) a distance of 81.77 feet; thence North 76°06'38" East, 58.71 feet to Engineers' Centerline Station LB 1 +75.97 PC and there ending, all in Lane County.

The widths in feet of the strip of land herein described are as follows:

<u>STATION TO STATION</u>		<u>WIDTH ON N'LY SIDE OF C/LINE</u>	<u>WIDTH ON S'LY SIDE OF C/LINE</u>
LB 0+26.10 POT	LB 0+50.00 POC	54.13 ft tapering on a straight line to 30 ft	
LB 0+50.00 POC	LB 0+82.00 POC	30 ft	
LB 0+82.00 POC	LB 1+17.26 PT	30 ft tapering on a straight line to 25 ft	
LB 1+17.26 PT	LB 1+75.97 PC	25 ft tapering on a straight line to 15 ft	
LB 0+28.28 POT	LB 0+50.07 POC		60.92 ft tapering on a straight line to 40.85 ft
LB 0+50.07 POC	LB 1+17.26 PT		40.85 ft tapering on a straight line to 25 ft
LB 1+17.26 PT	LB 1+30.00 POT		25 ft tapering on a straight line to 15 ft

The bearings used herein are based upon a GLO call of East between the Quarter Corner common to Sections 32 and 5, and the Section Corner common to Sections 32, 33, 4 and 5 in Townships 21 and 22 South, Range 1 West of the Willamette Meridian.

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY
STATE OF OREGON

IN THE MATTER OF THE ALTERATION)
OF A PORTION OF ROW RIVER ROAD) DIRECTOR'S
(COUNTY ROAD NO. 1089 & 407)) REPORT
(21-01-32-4 & 22-01-05))

Row River Road was established as County Road No. 407 in 1886 following Row River along the northerly side. In 1928, County Road No. 1089 was established with a 60 foot right of way, replacing approximately 0.5 miles of County Road No. 407 near the community of Culp Creek, and then crossing the river and extending along the southerly side of the river.

The project to replace the bridge at this crossing was approved through the adoption of the FY 05/06 through FY 09/10 Capital Improvement Program by Order No. 05-5-11-11 and was funded by Oregon Transportation Investment Act (OTIA III).

This project is consistent with Oregon Revised Statute 368, which allows for the acquisition of property, and Lane Code Chapter 15, which provides for improvement, development or redevelopment of County Roads in accordance with the Comprehensive Plan.

The Row River Road project construction plans were prepared and all necessary surveying, alignment design and mapping, additional right of way acquisition, and reconstruction have been completed. The construction of the bridge and the improvements associated with this project have been completed in accordance with the plans and specifications prepared and administered by the Public Works Director, and the road is now open for public travel.

An Order of Alteration to legally alter this segment of Row River Road has been prepared. The Order provides for acceptance of parcels of land and portions thereof acquired as right of way in conjunction with this project. The legal description of the new alignment including right of way widths is marked Exhibit "A" and attached to the Final Order.

The Lane County Public Works Department has filed a map with the County Surveyor, numbered County Survey File 41468, which includes road centerline and right of way monumentation in compliance with ORS Chapters 209.250 and 368.106.

The public interest will be served by the alteration of this road. It is therefore recommended the Order of Alteration and related attachments, be approved and filed with the County Clerk and entered in the Board of Commissioner's Journal of Administration. The Order of Alteration and the road surveys will then be entered into the legal County Road Files administered by the Department of Public Works and the County Surveyor for public record.

DATED this 30 day of August, 2011.


Marsha A. Miller, Director
Department of Public Works

ROW RIVER ROAD
IN THE MATTER OF THE ALTERATION
OF A PORTION OF COUNTY ROAD NUMBERS 1089 & 407

SE ¼ Section 32, T. 21 S., R. 1 W. and
NE ¼ Section 5, T. 22 S., R. 1 W. W.M.
Lane County



NO SCALE

VICINITY MAP

