

BE IT REMEMBERED, that at a regular term of the Union County Board of Commissioners, for the County of Union, sitting for the transaction of County business, begun and held at the Joseph Building Annex in the City of La Grande, in said County and State, on Wednesday of said month and the time fixed by law for holding a regular term of said Court, when were present:

The Honorable	STEVE MCCLURE	Chairman
	COLLEEN MACLEOD	Commissioner
	JOHN LAMOREAU	Commissioner

WHEN, on Wednesday, the 3rd day of May, 2006, among others the following proceedings were had to-wit:

IN THE MATTER OF)	COURT ORDER
LEGALIZING LOWER)	2006-14
DEAL CANYON ROAD)	

WHEREAS, Union County initiated legalization proceedings for lower Deal Canyon Road because the existing road surface is not located where the originally petitioned road was described in 1881 and a portion of the original description is proposed to be vacated where it does not include the existing road surface;

WHEREAS, Union County contracted with Greg Blackman, Union County Surveyor, to conduct a survey of the lower approximately 1300 feet of Deal Canyon Road;


WHEREAS, the Board of Commissioners followed ORS 368.201 - 368.221 and advertised and held a public hearing on May 3, 2006 to accept testimony and deliberate.

NOW THEREFORE, BE IT ORDAINED BY THE UNION COUNTY BOARD OF COMMISSIONERS, STATE OF OREGON:


SECTION I: Road Legalization

The lower approximately 1300 feet of Deal Canyon Road right-of-way as identified on the attached survey is now approved and affixed hereto as the correct legal description.

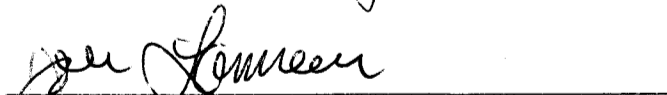
PASSED AND ADOPTED this 3rd day of May, 2006 by a vote of the following members of the Board of Commissioners voting therefore.



Steve McClure, Chairman



Colleen MacLeod, Commissioner



John Lamoreau, Commissioner

DEAL CANYON ROAD LEGALIZATION

Situate in the Northeast Quarter and the Northwest Quarter of Section 7, Township 3 South, Range 38 East of the Willamette Meridian, Union County, Oregon

BASIS OF BEARING

Forward bearing as published by the U.S.C. and G.S. from Δ COLLEGE to Δ VALLEY Dated 1946.

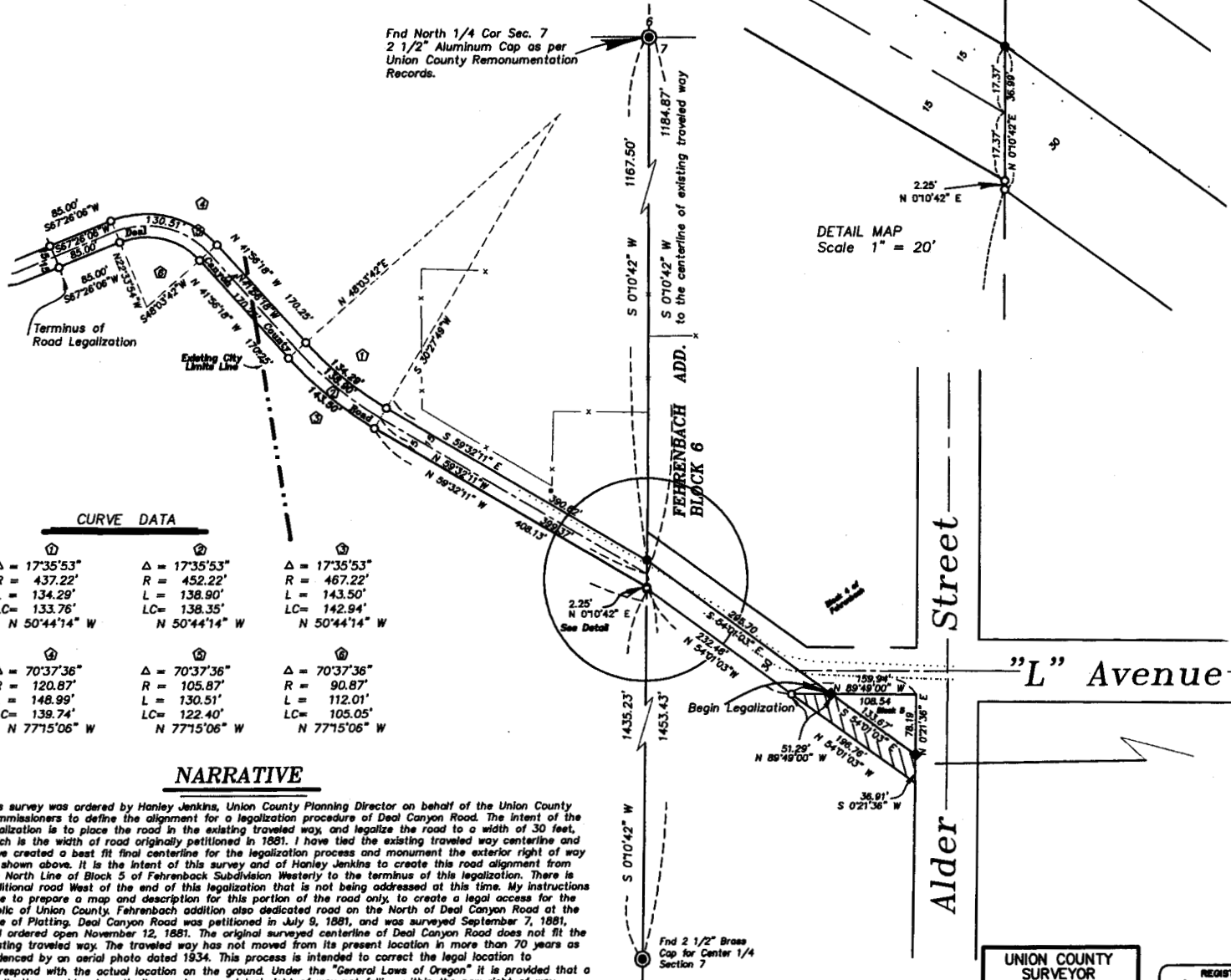
SCALE: 1"=100'

LEGEND

- ⊙ Found 2 1/2" Aluminum or Brass as noted as described in Union County Remonumentation Records.
- ◆ Found 5/8" Iron Pin with Plastic cap marked BCA Survey Marker set by Survey Number 1983-013
- Found 1/2" Iron pipe set in concrete set by Survey 18-89 (1922 remonumentation of La Grande)
- Set 5/8"x30" Iron pin with aluminum cap marked Union County Surveyor
- x—x— Existing fence line
- - - - - Centerline of Street
- ① Curve number Identifier for curve information
- ▨ Portion of Deal Canyon Road to be vacated with this legalization

REFERENCE MATERIAL

Road Pocket Numbe 164, Deal Canyon Road Petition Fehrenbach Addition to the City of La Grande 1922 City of La Grande Resurvey by A.H. McLain filed as Survey Number 18-89 Survey Number 1983-013



CURVE DATA

① Δ = 17°35'53" R = 437.22' L = 134.29' LC = 133.76' N 50°44'14" W	② Δ = 17°35'53" R = 452.22' L = 138.90' LC = 138.35' N 50°44'14" W	③ Δ = 17°35'53" R = 467.22' L = 143.50' LC = 142.94' N 50°44'14" W
④ Δ = 70°37'36" R = 120.87' L = 148.99' LC = 139.74' N 77°15'06" W	⑤ Δ = 70°37'36" R = 105.87' L = 130.51' LC = 122.40' N 77°15'06" W	⑥ Δ = 70°37'36" R = 90.87' L = 112.01' LC = 105.05' N 77°15'06" W

NARRATIVE

This survey was ordered by Hanley Jenkins, Union County Planning Director on behalf of the Union County Commissioners to define the alignment for a legalization procedure of Deal Canyon Road. The intent of the legalization is to place the road in the existing traveled way, and legalize the road to a width of 30 feet, which is the width of road originally petitioned in 1881. I have tied the existing traveled way centerline and have created a best fit final centerline for the legalization process and monument the exterior right of way as shown above. It is the intent of this survey and of Hanley Jenkins to create this road alignment from the North Line of Block 5 of Fehrenbach Subdivision Westerly to the terminus of this legalization. There is additional road West of the end of this legalization that is not being addressed at this time. My instructions were to prepare a map and description for this portion of the road only, to create a legal access for the public of Union County. Fehrenbach addition also dedicated road on the North of Deal Canyon Road at the time of Platting. Deal Canyon Road was petitioned in July 9, 1881, and was surveyed September 7, 1881, and ordered open November 12, 1881. The original surveyed centerline of Deal Canyon Road does not fit the existing traveled way. The traveled way has not moved from its present location in more than 70 years as evidenced by an aerial photo dated 1934. This process is intended to correct the legal location to correspond with the actual location on the ground. Under the "General Laws of Oregon" it is provided that a legalization would automatically vacate any original right of way not falling within the new right of way. However the County Court may expressly provide that any portion of the old road shall not be so vacated. It is my opinion that the portion of Deal Canyon Road lying Westerly of the proposed Terminus on this survey be held in tact for future consideration.

UNION COUNTY SURVEYOR

Date Received 3/20/06

Date Filed _____

By _____

File No. 005-2006

REGISTERED PROFESSIONAL LAND SURVEYOR

Gregory T. Blackman

CRECHON JULY 13, 1975

RENEWAL DATE: Dec. 31, 2007

BAGETT, GRIFFITH & BLACKMAN

2006 Adams Avenue, LaGrande, Oregon

Map of Survey

Deal Canyon Road Legalization

Situate in the Northeast Quarter and the Northwest Quarter of Section 7 Township 3 South, Range 38 East W.M

UNION COUNTY, OREGON

SURVEYED FOR	UNION COUNTY COMMISSIONERS
SURVEYED BY	GTB 3/15/06
Scale: 1" = 100 ft.	Drawn by: GTB 3/20/06

Survey Number 005-2006

LEGAL DESCRIPTION

Centerline of Deal Canyon Road Legalization

Situate in the Northeast Quarter of the Northwest Quarter and in the Northwest Quarter of the Northeast Quarter of Section 7, Township 3 South, Range 38 East of the Willamette Meridian, said description is the centerline of the existing traveled way, and said road is to be 30 feet in width, lying 15 feet on each side of the following described centerline, with reference to Map of Survey Number 005-2006, as filed in the office of the Union County Surveyor;

Beginning at the intersection of the centerline of the existing traveled way and the West line of the Northeast Quarter of Section 7, Township 3 South, Range 38 East of the Willamette Meridian, said point being S 0°10'42" W, a distance of 1184.87 feet from the North Quarter corner of said Section 7, thence along the Centerline of the existing traveled way the following courses;

Thence; N 59°32'11" W, along said centerline of said traveled way, a distance of 399.37 feet to the PC of a curve to the right with a radius of 452.22 feet;

Thence; around said curve, (long chord bears N 50°44'14" W, 138.35 feet) a distance of 138.90 feet, to the PT of said curve;

Thence; N 41°56'18" W, a distance of 170.25 feet to the PC of a curve left, with a radius of 105.87 feet;

Thence; around said curve (long chord bears N 77°15'06" W, 122.40 feet) a distance of 130.51 feet, to the PT of said Curve;

Thence; S 67°26'06" W, a distance of 85.00 feet to the terminus of this legalization;

ALSO LEGALIZING THE FOLLOWING TRACT:

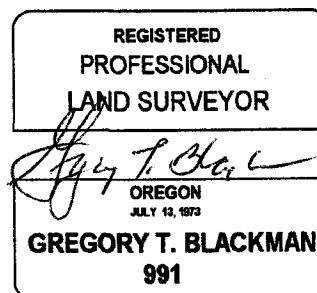
Beginning at a point on the West line of said Northeast Quarter of said Section 7, said point being S 0°10'42" W, a distance of 1167.50 feet from the North Quarter Corner of said Section 7;

Thence; S 54°01'03" E, a distance of 295.70 feet to the North line of Block 5;

Thence; N 89°49'00" W, along said North line of said Block 5 if extended, a distance of 51.29 feet;

Thence; N 54°01'03" W, a distance of 232.46 feet, to the intersection of the West line of said Northeast Quarter of said Section 7;

Thence; N 0°10'42" E, along said West line of said Northeast Quarter, a distance of 36.99 feet to the point of beginning of this description.



Renewal Date: Dec. 31, 2007