

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO. 16-11-29-04

IN THE MATTER OF AMENDING ORDER NUMBER
16-09-20-02, ACCEPTING DEEDS OF LAND TO BE
USED FOR COUNTY ROAD PURPOSES FOR GREEN
HILL ROAD (COUNTY ROAD NUMBER 36)
(17-04-29, 30, 31 & 32)

WHEREAS, the Board deeming it in the best interest of Lane County to dedicate to the public a permanent road easement within Lane County, which was conveyed to Lane County by certain deeds, properly executed and granting a portion of such land as a permanent road easement, and the Board deeming it proper, as a convenience for property owners in the area, and as a benefit to the general public, to accept said easement as a public road easement; and

WHEREAS, the purpose of the easement is to provide additional width to the existing right of way to make safety improvements at the railroad crossing on Green Hill Road as shown on a survey filed in the Lane County Surveyor's Office, numbered County Survey File 43714; and

WHEREAS, Order and Resolution No. 15-03-03-06, approved by the Board of Commissioners, authorized Lane County Public Works to initiate property acquisition for the safety project on Green Hill Road, and

WHEREAS, Order No. 16-09-20-02 accepted all the deeds of land to be used for county road purposes, however the portion of Green Hill Road south of the railroad tracks is under the City of Eugene's jurisdiction, and the deeds for the right of way south of the railroad should have been accepted as a **public road** easement, but **not county road** right of way; and

WHEREAS, the Department of Public Works acquired certain deeds for permanent road easements, properly executed on the dates set after the names of the Grantors, and before the recording information in the Lane County Deed Records, and the Board of County Commissioners of Lane County deeming it proper, as a convenience for property owners in the area and as a benefit to the general public, to accept the following deeds as **public road** as set forth below:

<u>GRANTORS</u>	<u>RECORDING DATE</u>	<u>LANE COUNTY DEED RECORD</u>	<u>LANE COUNTY TAX LOT NO.</u>
City of Eugene	3/26/2015	2015-012085	17-04-32-00-00701
Eugene Water & Electric Board	5/14/2015	2015-020991	17-04-31-00-00101
Oregon International Port of Coos Bay	5/12/2015	2015-020382	17-04-30-00-02400

WHEREAS, the Department of Public Works acquired certain deeds through purchase or agreement for Lane County, properly executed on the dates set after the names of the Grantors, and before the recording information in the Lane County Deed Records, and the Board of County Commissioners of Lane County deeming it proper, as a convenience for property owners in the area and as a benefit to the general public, to accept the following deeds as **county road** as set forth below:

<u>GRANTORS</u>	<u>RECORDING DATE</u>	<u>LANE COUNTY DEED RECORD</u>	<u>LANE COUNTY TAX LOT NO.</u>
Half Moon, LLC	3/17/2015	2015-010590	17-04-29-00-02400
Half Moon, LLC	3/17/2015	2015-010591	17-04-29-00-02300
State of Oregon	7/27/2015	2015-037348	17-04-30-00-02500
State of Oregon	7/27/2015	2015-037347	17-04-30-00-02202

NOW, THEREFORE, IT IS HEREBY ORDERED the deeds shall be and are accepted by the Board of County Commissioners of Lane County as a public road easement; and

1. The property described in the deeds recorded on Document numbers 2015-012085, 2015-020991 and 2015-020382 be accepted as public road by this Order, and not as county road; and
2. The property described in the deeds recorded on Document numbers 2015-010590, 2015-010591, 2015-037348 and 2015-037347 be accepted as public road, and expressly accepted as County Road by this Order; and
3. The above Order shall be entered in the records of the Board of County Commissioners' Journal of Administration and in the road records for County Road Number 36 in the regular numbered road files in the County Surveyor's Office.

ADOPTED this 29th day of November, 2016.

DEPARTMENT OF PUBLIC WORKS
ENGINEERING AND CONSTRUCTION
SERVICES DIVISION

Approved Nov. 7, 2016

By Peggy Keppler
Peggy Keppler, County Engineer

BOARD OF COUNTY
COMMISSIONERS
LANE COUNTY, OREGON

Faye Stewart
Faye Stewart, Chair

APPROVED AS TO FORM
Date 11/18/16

SJ
LANE COUNTY OFFICE OF LEGAL COUNSEL