

ORIGINAL
PASSED

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

File No. 4136

IN THE MATTER OF THE ALTERATION OF THE PORTION)
OF NORTH GAME FARM ROAD (PORTIONS OF COUNTY)
ROAD NUMBERS 1043, 42, 209, AND 975) FROM COBURG ROAD,) ORDER OF
SOUTHEASTERLY, TO THE CITY LIMITS OF EUGENE,) ALTERATION
LOCATED WITHIN SECTIONS 9, 15, AND 16, TOWNSHIP 17)
SOUTH, RANGE 3 WEST OF THE WILLAMETTE MERIDIAN.) 07-2-7-9

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 alter and reconstruct the portion of North Game Farm Road that runs from Coburg Road to the City of Eugene city limits, said road consisting of portions of County Road Numbers 1043, 42, 209 and Market Road Number 41, and also including the intersection at Armitage Road, County Road Numbers 42 and 957; and

WHEREAS, a public meeting was held on July 9, 2003 and a public hearing on July 23, 2003 at Lane County Public Works Building regarding the proposed road improvements, and through adoption of the Capital Improvement Programs from FY 2003-04 through FY 2007-08, and Board Order No. 03-10-29-1, No. 05-2-16-7, and No. 05-3-30-10, the Board of Commissioners authorized the Lane County Department of Public Works to proceed with the right of way plans; pursue all necessary planning actions; acquire right of way and prepare plans and specifications for the improvement of the North Game Farm Road Project; and

WHEREAS, a small segment of the right of way lies within the city limits of Eugene, and Lane County and the City of Eugene entered into an Intergovernmental Agreement per ORS 373.260(1) whereby the City authorized Lane County to make improvements, acquire right of way, and assess properties within the limits of the city; and

WHEREAS, the Department of Public Works has completed the final road design and acquired all necessary right of way on and over which the project has been laid out; and

WHEREAS, the Public Works Department has completed the construction of the North Game Farm Road project, in accordance with the plans and specifications prepared and administered by the Public Works Director; and

WHEREAS, North Game Farm Road runs along the Urban Growth Boundary (UGB), and the road has been improved to conform to urban standards along the west side, within the UGB, and to rural standards along the east side, outside of the UGB; and

WHEREAS, it has been determined necessary to legally alter this portion of North Game Farm Road, and accept the alignments including acquisitions made as a part of this project, as county road right of way; and

WHEREAS, the Department of Public Works has filed County Survey File 39848 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, or portions thereof, which lie within the road right of way 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>GRANTORS</u>	<u>RECORDING DATE</u>	<u>LANE COUNTY DEED RECORDS</u>	<u>LANE COUNTY TAX LOT NUMBER</u>
Charmalee R. Schram	July 21, 2004	Deed Instrument No. 2004-056970	17-03-09-31 800 900
Eugene Christian Fellowship	Sept. 3, 2004	Deed Instrument No. 2004-069653	17-03-09 2802 17-03-09-31 1000, 1100
Northwest Pipeline Corporation	July 22, 2004	Deed Instrument No. 2004-057675	17-03-09-31 200, 300 17-03-16-41 300
Ronny G. Holland	June 28, 2004	Deed Instrument No. 2004-048942	17-03-09-31 100
Charles Wiper, Jr. Marianna Wiper Charles V. Chackel Kathryn Chackel	Aug. 18, 2005	Deed Instrument No. 2005-064629	17-03-09 2800, 2806
Paul A. Wostmann Deborah J. Wostmann	July 27, 2004	Deed Instrument No. 2004-058925	17-03-16-12 200
Union Pacific Railroad Company	Sept. 22, 2004	Deed Instrument No. 2004-073879	17-03-16 2700 17-03-09-11 300
Paula Jane Guthrie Mary Ellen Scott	May 19, 2004	Deed Instrument No. 2004-037287	17-03-16-12 6700
Chris T. Rowe Kindle Perkins Rowe	May 25, 2004	Deed Instrument No. 2004-039154	17-03-16-12 6600
William C. McIntyre Kristy McIntyre	June 2, 2004	Deed Instrument No. 2004-041314	17-03-16-13 4100
GJS Land Company, LLC	June 4, 2004	Deed Instrument No. 2004-042356	17-03-16-13 5000 (new TL # 7900)
Hoiland Land Company, LLC	June 24, 2004	Deed Instrument No. 2004-048045	17-03-16 106

<u>GRANTORS</u>	<u>RECORDING DATE</u>	<u>LANE COUNTY DEED RECORDS</u>	<u>LANE COUNTY TAX LOT NUMBER</u>	
Sharon Lee Harmon, et al.	Nov. 16, 2004	Deed Instrument No. 2004-087781	17-03-15	900
Donald G. Baxter Ronald D. Baxter Tracy L. Sturgeon	Mar. 11, 2005	Deed Instrument No. 2005-016777	17-03-16-41	100
City of Eugene, Lane County, Oregon / Eugene Water & Electric Board	Aug. 9, 2004	Deed Instrument No. 2004-062662	17-03-21-11	200
MML Properties, LLC	Sept. 27, 2004	Deed Instrument No. 2004-074980	17-03-16-41	201

and, it is further

ORDERED, that the portions of said county road referred to above and commonly known as North Game Farm Road be hereby altered as described in the legal descriptions attached hereto, made a part hereof and marked Exhibit 'A' by this Order; and it is further

ORDERED, that all portions of County Roads Number 1043, 42, 209, 975, and Market Road Number 41 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, **EXCEPT NOT VACATING** and retaining all that portion of Coburg Road and North Game Farm Road that was included in the Alteration of Coburg Road, Order Number 04-9-1-14, and **ALSO NOT VACATING** any portion of North Game Farm Road that has been surrendered to the City of Eugene, by Order Number 91-2-13-15, 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 portions of County Roads Number 1043, 42, 209, 975, and Market Road Number 41 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

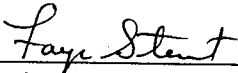
ORDERED, that this Order be filed with the County Clerk and entered into the records of the Lane County Board of Commissioners Journal of Administration and into the Road Index Books and County Road Files administered by the Lane County Department of Public Works and the Lane County Surveyor; and that said Order be, and is hereby final and does operate to alter said portion of North Game Farm Road, and to accept it as County Road Number 2273.

DATED this 7th day of February, 2007.

APPROVED AS TO FORM

Date 1-18-07 lane county


OFFICE OF LEGAL COUNSEL


Chair
Lane County Board of Commissioners

NORTH GAME FARM ROAD**CENTERLINE DESCRIPTION**

A strip of land variable feet in width lying on each side of the centerline of North Game Farm Road in Sections 9, 15 and 16, Township 17 South, Range 3 West of the Willamette Meridian, Lane County, Oregon, as surveyed by Lane County in 2005; the centerline and widths in feet being described as follows:

Beginning at Engineers' Centerline Station L 0+00.00 POB, said station being 239.57 feet South and 2,799.05 feet West of the ¾ inch iron rod marking the Quarter Corner for Sections 9 and 10, Township 17 South, Range 3 West of the Willamette Meridian, Lane County, Oregon; run thence South 49° 18' 49" East, 96.20 feet; thence along a 190.98 foot radius curve right (the long chord of which bears South 23° 47' 51" East, 164.54 feet) a distance of 170.11 feet; thence South 1° 43' 07" West, 477.12 feet; thence along a 572.96 foot radius curve left (the long chord of which bears South 10° 38' 53" East, 245.42 feet) a distance of 247.33 feet; thence South 23° 00' 53" East, 4,078.09 feet; thence along a 2,864.79 foot radius curve left (the long chord of which bears South 31° 33' 02" East, 850.44 feet) a distance of 853.59 feet; thence South 40° 05' 12" East, 677.55 feet to Engineers' Centerline Station L 66+00.00 POT and there ending, all in Lane County, Oregon.

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

<u>STATION TO STATION</u>		<u>WIDTH ON WEST'LY SIDE OF C/LINE</u>	<u>WIDTH ON EAST'LY SIDE OF C/LINE</u>
L 2+09.90 POC	L 6+60.00 POT		40 ft
L 6+60.00 POT	L 7+00.00 POT		40 ft tapering on a straight line to 60 ft
L 7+00.00 POT	L 7+43.43 PC		60 ft
L 7+43.43 PC	L 8+00.00 POC		60 ft tapering on a straight line to 50 ft
L 8+00.00 POC	L 40+53.40 POT		50 ft
L 2+66.31 PT	L 5+50.00 POT	39.37 ft tapering on a straight line to 40 ft	
L 5+50.00 POT	L 6+00.00 POT	40 ft tapering on a straight line to 60 ft	
L 6+00.00 POT	L 6+40.00 POT	60 ft	
L 6+40.00 POT	L 7+43.43 PC	60 ft tapering on a straight line to 45 ft	
L 7+43.43 PC	L 20+27.33 POT	45 ft	

EXHIBIT "A"

ORIGINAL

<u>STATION TO STATION</u>		<u>WIDTH ON WEST'LY SIDE OF C/LINE</u>	<u>WIDTH ON EAST'LY SIDE OF C/LINE</u>
L 20+27.33 POT	L 20+29.56 POT	45 ft tapering on a straight line to 40 ft	
L 20+29.56 POT	L 27+69.00 POT	40 ft	
L 27+69.00 POT	L 27+80.46 POT	40 ft tapering on a straight line to 51 ft	
L 27+80.46 POT	L 28+40.46 POT	51 ft	
L 28+40.46 POT	L 28+52.00 POT	51 ft tapering on a straight line to 40 ft	
L 28+52.00 POT	L 41+64.00 POT	40 ft	
L 41+64.00 POT	L 41+83.96 POT	40 ft tapering on a straight line to 59.50 ft	
L 41+83.96 POT	L 42+63.96 POT	59.50 ft tapering on a straight line to 68.01 ft	
L 42+63.96 POT	L 42+73.00 POT	68.01 ft tapering on a straight line to 50 ft	
L 42+73.00 POT	L 51+82.29 POC	50 ft tapering on a straight line to 52.29 ft	
L 40+53.40 POT	L 42+72.86 POT		50 ft tapering on a straight line to 80 ft
L 42+72.86 POT	L 49+81.92 POT		80 ft
L 49+81.92 POT	L 50+71.52 POC		80 ft tapering along an offset spiral to 80.47 ft
L 50+71.52 POC	L 58+50.29 POC		80.47 ft tapering along a 2,834.82 ft radius curve left to 89.69 ft
L 58+50.29 POC	L 59+42.08 POT		89.69 ft tapering on an offset spiral to 90.10 ft
L 59+42.08 POT	L 59+87.84 POT		90.10 ft
L 59+87.84 POT	L 59+55.61 POT		90.10 ft tapering back on a straight line to 54.14 ft

<u>STATION TO STATION</u>		<u>WIDTH ON WEST'LY SIDE OF C/LINE</u>	<u>WIDTH ON EAST'LY SIDE OF C/LINE</u>
L 59+55.61 POT	L 65+00.00 POT		54.14 ft tapering on a straight line to 40 ft
L 65+00.00 POT	L 65+50.00 POT		40 ft tapering on a straight line to 30.10 ft.
L 51+82.29 POC	L 54+02.55 POC	52.29 ft tapering on a straight line to 180.37 ft	
L 54+02.55 POC	L 54+34.99 POC	180.37 ft tapering on a straight line to 125.07 ft	
L 54+34.99 POC	L 54+34.13 POC	125.07 ft tapering back on a straight line to 50 ft	
L 54+34.13 POC	L 59+15.58 POC	50 ft	
L 59+15.58 POC	L 59+33.09 POT	50 ft tapering on a straight line to 60 ft	
L 59+33.09 POT	L 61+05.12 POT	60 ft	
L 61+05.12 POT	L 60+91.02 POT	60 ft tapering back on a straight line to 45 ft	
L 60+91.02 POT	L 61+55.00 POT	45 ft tapering on a straight line to 44.22 ft	
L 61+55.00 POT	L 63+00.00 POT	44.22 ft tapering on a straight line to 30 ft	
L 63+00.00 POT	L 65+50.00 POT	30 ft.	

EXCEPT: That portion of North Game Farm Road that was surrendered to the City of Eugene on February 13, 1991, by Final Order No. 91-2-13-15.

ALSO: A strip of land variable feet in width lying on each side of the centerline of Armitage Road in Section 16, Township 17 South, Range 3 West of the Willamette Meridian, Lane County, Oregon, as surveyed by Lane County in 2005; the centerline and widths in feet being described as follows:

Beginning at Engineers' Centerline Station L 42+23.94 POT = A 0+00.00 POB, said station being 4,146.77 feet South and 1,364.61 feet West of the $\frac{3}{4}$ inch iron rod marking the Quarter Corner for Sections 9 and 10, Township 17 South, Range 3 West of the Willamette Meridian, Lane County, Oregon; run thence North $66^{\circ} 59' 07''$ East, 42.89 feet; thence along a 65.11 foot radius curve left (the long chord of which bears North $21^{\circ} 59' 07''$ East, 92.08 feet) a distance of 102.27 feet; thence North $23^{\circ} 00' 53''$ West, 110.97 feet; thence along a 286.48 foot radius curve right (the long chord of which bears North $2^{\circ} 13' 47''$ East, 244.35 feet) a distance of 252.44 feet; thence North $27^{\circ} 28' 26''$ East, 41.43 feet to Engineers' Centerline Station L 5+50.00 POT and there ending, all in Lane County, Oregon.

EXHIBIT "A"

ORIGINAL

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

<u>STATION TO STATION</u>		<u>WIDTH ON WEST'LY SIDE OF C/LINE</u>	<u>WIDTH ON EAST'LY SIDE OF C/LINE</u>
A 0+42.89 PC	A 2+50.60 POT	58 ft	
A 2+50.60 POT	A 3+01.22 POC	58 ft tapering on a straight line to 35 ft	
A 3+01.22 POC	A 4+84.66 POC	35 ft	
A 4+84.66 POC	A 4+77.27 POC	35 ft tapering back on a straight line to 26.82 ft	
A 4+77.27 POC	A 5+50.00 POT	26.82 ft tapering on a straight line to 24.35 ft.	
A 0+63.38 POC	A 0+90.00 POC		54.81 ft tapering on a straight line to 40 ft
A 0+90.00 POC	A 1+45.16 PT		40 ft
A 1+45.16 PT	A 2+00.00 POT		40 ft tapering on a straight line to 55 ft
A 2+00.00 POT	A 2+56.13 PC		55 ft tapering on a straight line to 50 ft
A 2+56.13 PC	A 2+75.00 POC		50 ft tapering on a straight line to 45 ft
A 2+75.00 POC	A 4+00.00 POC		45 ft
A 4+00.00 POC	A 4+75.00 POC		45 ft tapering on a straight line to 40 ft
A 4+75.00 POC	A 5+08.57 PT		40 ft tapering on a straight line to 30 ft
A 5+08.57 PT	A 5+50.00 POT		30 ft tapering on a straight line to 25.65 ft.

The bearings used herein are based on a GPS observation and constrained to the Oregon Coordinate System (NAD 83/91), South Zone from the following four Lane County control stations; "KEZI", "LCCM 1219", "LCCM 1220" and "LCCM 1221".

EXHIBIT "B"

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

File No. 4136

IN THE MATTER OF THE ALTERATION OF THE PORTION)	
OF NORTH GAME FARM ROAD (PORTIONS OF COUNTY)	
ROADS NO. 1043, 42, 209, AND 975) FROM COBURG ROAD,)	DIRECTOR'S
SOUTHEASTERLY, TO THE CITY LIMITS OF EUGENE,)	REPORT
LOCATED WITHIN SECTIONS 9, 15, AND 16, TOWNSHIP 17)	
SOUTH, RANGE 3 WEST OF THE WILLAMETTE MERIDIAN)	

North Game Farm Road is a major collector road that runs along the east edge of the City of Eugene Urban Growth Boundary. It runs from Coburg Road, southeasterly, approximately 6800 feet to a point where it crosses under Interstate 5 and becomes Gateway Street. The segment of road to be altered is the portion from Coburg Road to the Eugene city limits, approximately 1000 feet west of the centerline of Interstate 5. The intersection with Armitage Road (County Road Numbers 42 and 975) is also included in this project.

A small segment of the road lies within the city limits of Eugene, and Lane County and the City of Eugene entered into an Intergovernmental Agreement per ORS 373.260(1) whereby the City authorized Lane County to make improvements, acquire right of way, and assess properties within the corporate limits of city.

Lack of pedestrian and bike facilities, narrow roadway, and an increase of traffic volume due to new development indicated a need for improvement for the safety of the traveling public in this area.

A public informational meeting regarding the proposed road improvements were held on July 9, 2003 and a public hearing on July 23, 2003 at the Lane County Public Works Building. Upon consideration of public testimony and recommendations, and further, through the adoption of Capital Improvement Programs from FY 2003-04 through FY 2007-08, and Board Order No. 03-10-29-1, No. 05-2-16-7, and No. 05-3-30-10, the Board of Commissioners authorized the Lane County Department of Public Works to proceed with the right of way plans; pursue all necessary planning actions; acquire right of way and prepare plans and specifications for the improvement of the North Game Farm Road Project.

The North Game Farm Road project construction plans were prepared and all necessary surveying, alignment design and mapping, additional right of way acquisition and reconstruction has been completed. All construction of this portion of road was completed in accordance with plans and specifications administered by the Department of Public Works. The newly constructed road includes two travel lanes and a continuous center turn lane, bike lanes, and sidewalks along the portions that are within the city limits.

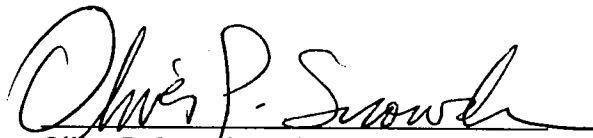
An Order of Alteration to legally alter this portion of North Game Farm Road has been prepared. The Order provides for acceptance of parcels of land and portions thereof acquired as right of way in conjunction with this project, and vacates portions of the former right of way determined to be in excess. The legal description of the new alignment including right of way widths is marked Exhibit "A" and attached to the Order of Alteration.

The Department of Public Works has filed County Survey File Number 39848 with the County Surveyor,

which includes 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 that the Order of Alteration and related attachments be approved and that it be filed with the County Clerk and entered in the Board of Commissioners Journal of Administration. The Order of Alteration and the road survey will then be entered into the Road Index Books and legal County Road Files administered by the Department of Public Works and the County Surveyor for public record.

DATED this 11th day of January, 2007.



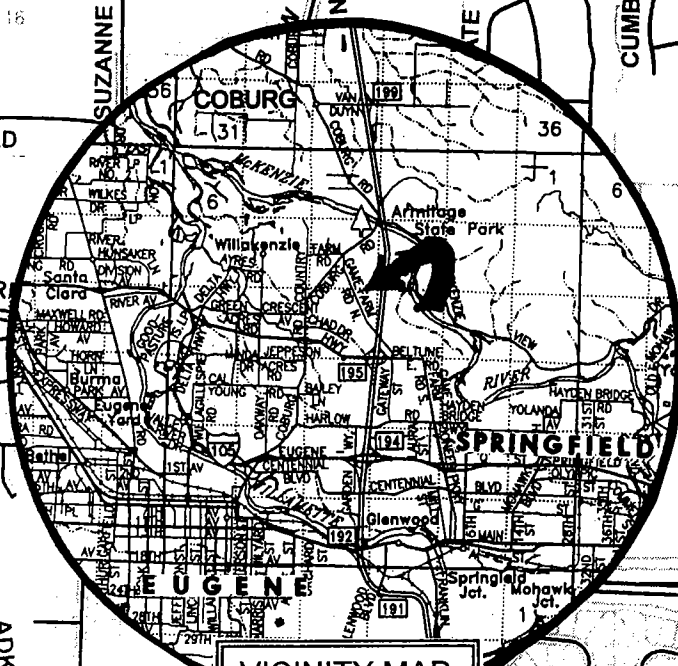
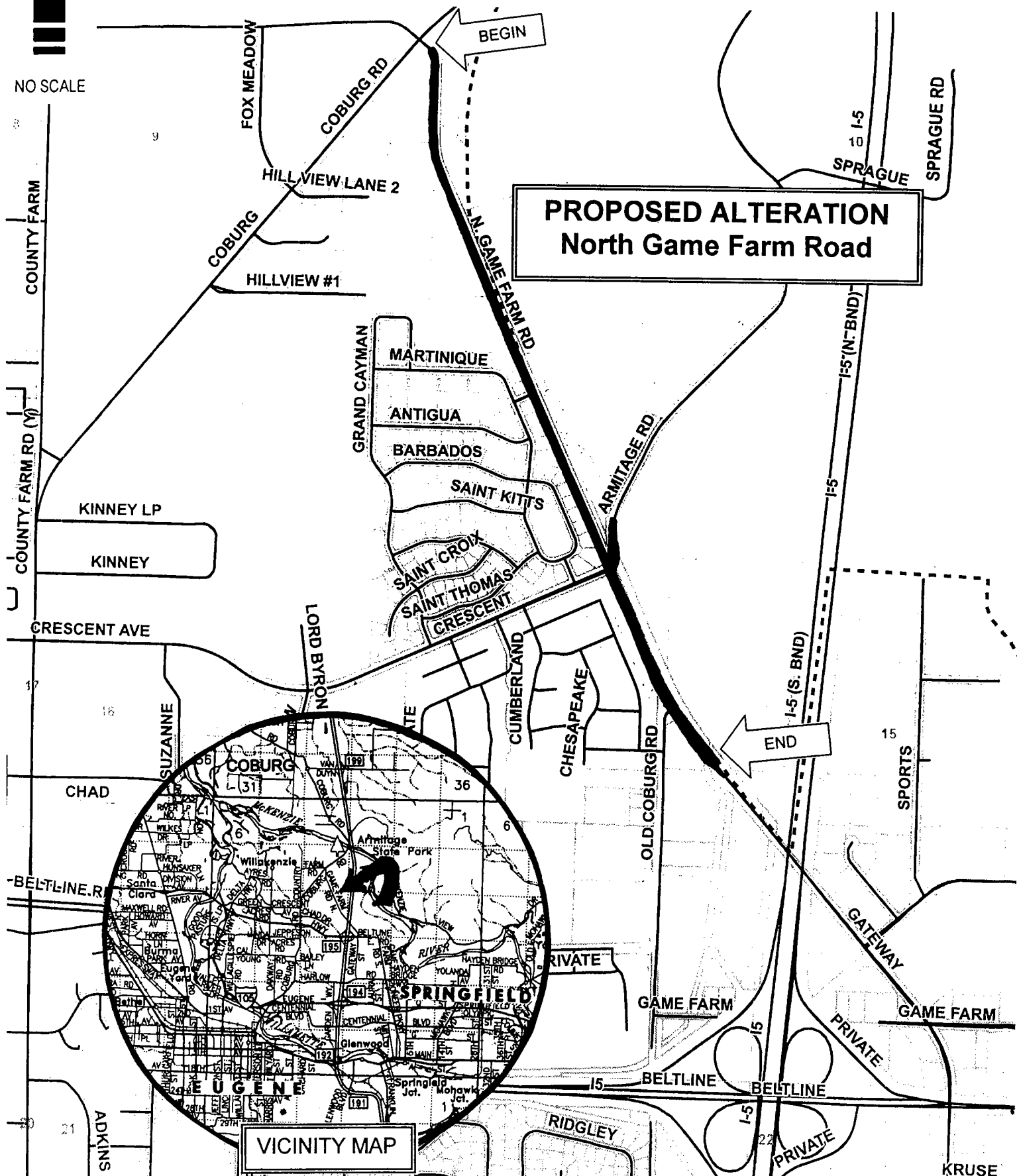
Oliver P. Snowden, Director
Department of Public Works

Sec. 9, 15, & 16 T. 17S. R. 3W. W.M.
LANE COUNTY



NO SCALE

**PROPOSED ALTERATION
North Game Farm Road**



VICINITY MAP