

**PASSED**

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

**FILE NO. 4032**

**IN THE MATTER OF DEDICATING A PORTION )  
OF PARK PROPERTY, AND ESTABLISHING IT )  
AS A COUNTY ROAD TO SERVE THE PARK, )  
LOCATED WITHIN THE BOUNDARIES OF )  
HENDRICKS BRIDGE WAYSIDE (17-01-29-4) )**

**RESOLUTION AND FINAL  
ORDER NO.**

01-9-26-14

**THIS MATTER** now coming before the Board of County Commissioners for Lane County and the Board deeming it to be in the best interest of Lane County and the public to dedicate an existing road as a County Road in Hendricks Bridge Wayside; and

**WHEREAS**, Lane County acquired the property from the State of Oregon on January 9, 1998, by that certain Quitclaim Deed, recorded on Reel 2376R, Recorders Reception Number 9802931 of the Lane County, Oregon Deed Records; and

**WHEREAS**, Hendricks Bridge Wayside is located along the McKenzie River just south of the intersection of McKenzie Highway and Harbert Road, now commonly known as Hendricks Park Road (County Road Number 771); and

**WHEREAS**, there is approximately 0.18 miles of roadway within the boundaries of Hendricks Bridge Wayside that is being considered for establishment as a County Road; and

**WHEREAS**, public notice of these proceedings has been provided in accordance with ORS 275.330 as evidenced by the Affidavit of Posting, marked as Exhibit "C", attached hereto and made a part hereof; and

**WHEREAS**, the Lane County Board of Commissioners will provide a good and sufficient deed forever dedicating a portion of the land for public road purposes and expressly as a County Road; and

**WHEREAS**, on September 26, 2001, the Board of Commissioners conducted a public hearing to consider testimony on the proposed conveyance of a portion of park property and has duly determined that it is in the best interest of the public to dedicate and establish the roadway within Hendricks Bridge Wayside as a County Road to serve the park; now therefore, it is

**HEREBY RESOLVED AND ORDERED**, that the deed shall be, and is hereby dedicated, accepted and established by the Board of County Commissioners for Lane County, Oregon as a public road easement, and expressly as a County Road, being numbered 2264 and having a right of way width as noted on the dedication, attached hereto, marked Exhibit 'A', and made a part hereof by this Order; and it is further

**ORDERED**, that in support of this action, the Board of Commissioners does hereby adopt the Director's Report as set forth in Exhibit 'B', attached hereto, and made a part hereof by this Order; and it is further

**ORDERED**, that the Director of the Lane County Department of Public Works shall cause to have said road surveyed by the Lane County Surveyor, its right-of-way monumented, and a road plat prepared in accordance with ORS Chapters 209 and 368; and it is further

**ORDERED**, that this Order shall be entered into the Lane County Board of Commissioners Journal of Administration and further entered into the Road Index Books administered by the Lane County Department of Public Works and the County Surveyor and that said Order shall be and is hereby final and does operate to establish said road as a public right-of-way and County Road (Number 2264).

DATED this ~~26th day of September 2001~~ 3rd day of OCTOBER, 2001

  
Chair, Lane County Board of Commissioners

APPROVED AS TO FORM

Date 9-13-01 lane county

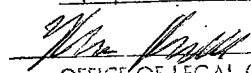
  
OFFICE OF LEGAL COUNSEL

EXHIBIT 'A'

DEDICATION OF A PUBLIC ROAD EASEMENT

LANE COUNTY

KNOW ALL MEN BY THESE PRESENTS, that Lane County a political subdivision of the State of Oregon, is the owner of a certain tract of land and that said Lane County acquired title by that certain quitclaim deed, recorded on Reel 2376R, Recorder's Reception Number 9802931 of the Lane County Oregon Deed Records, and that Lane County does hereby dedicate to the free use of the public, for park and public road purposes, the following described tract of land, to wit:

A parcel of land lying in the Southeast one-quarter (SE 1/4) of Section 29, Township 17 South, Range 1 West, of the Willamette Meridian, in Lane County, Oregon, being a strip of land 60.00 feet wide, being 30.00 feet on each side of when measured at right angles to the following described centerline, with the right-of-way lines being shortened as necessary to intersect with the existing right-of-way of Harbert Road, now commonly known as Hendricks Park Road.

Beginning at the Engineer's Centerline Station 21+36.86 of Hendricks Park Road (County Road Number 771), which point being 578.18 feet West and 690.15 feet North of a 5/8 inch iron rod with a yellow plastic cap marked "Oregon State Parks" marking the Southeast corner of Section 29, Township 17 South, Range 1 West of the Willamette Meridian; RUN THENCE South 19°30'00" West, 285.67 feet; thence along the arc of a 150.00 foot radius curve right (the long chord of which bears South 60°37'55" West, 197.34 feet) a distance of 215.37 feet; thence North 78°14'10" West, 98.71 feet; thence along the arc of a 100.00 foot radius curve left (the long chord of which bears South 65°37'16" West, 117.96 feet) a distance of 126.16 feet; thence South 29°28'42" West, 240.53 feet, and there ending, said point also being 1167.96 feet West and 86.13 feet North of the said 5/8 inch road with a yellow plastic cap marked "Oregon State Parks" marking the Southeast corner of Section 29, Township 17 South, Range 1 West of the Willamette Meridian; and there ending all in Lane County.

The widths in feet of the strip of land above referred to are as follows:

<u>STATION TO STATION</u>	<u>WIDTH ON EASTERLY AND SOUTHERLY SIDE OF CENTERLINE</u>	<u>WIDTH ON WESTERLY AND NORTHERLY SIDE OF CENTERLINE</u>
L 0+00.00 B.O.P L 9+66.44 E.O.P.	30.00 feet	30.00 feet

The bearings used herein are based upon the Oregon State Coordinate System of 1983/91, South Zone, and the bearings shown herein are true bearings from a solar observation in CSF 27550 (based on a theta angle of -1°35'37").

It being the intent herein to dedicate and establish a county road (Hendricks Bridge Wayside Road) being 60 feet in width.

There is no consideration for this dedication.

DATED this 3rd day of OCTOBER, 2001.

Anna Morrison  
Commissioner

\_\_\_\_\_  
Commissioner

Bob Green, Sr.  
Commissioner

\_\_\_\_\_  
Commissioner

Bill Ruyter  
Commissioner

STATE OF OREGON )  
COUNTY OF LANE ) ss.

On OCT 3, 2001, 2001, personally appeared the above named

Anna Morrison,  
Bob Green, Sr., Bill Ruyter, County Commissioners of Lane  
County, Oregon and acknowledged the foregoing instrument to be their voluntary act.

Melissa A. Zimmer  
NOTARY PUBLIC FOR OREGON

My Commission Expires: June 8, 2002



DEPARTMENT OF PUBLIC WORKS  
LAND MANAGEMENT DIVISION

The Board of Commissioners  
hereby accepts and approves for  
for recording this dedication  
as described herein.

Approved SEPT 4, 2001

LANE COUNTY BOARD OF  
COMMISSIONERS

By [Signature]  
For John Cole, Director

By Anna Morrison  
Chair

**EXHIBIT "B"**  
**IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY**  
**STATE OF OREGON**

**File No. 4032**

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**HENDRICKS BRIDGE WAYSIDE (17-01-29-4) )**

**DIRECTOR'S REPORT**

In 1989 the Department of Public Works reported to the Lane County Board of Commissioners that county park roads are receiving inadequate maintenance due to revenue constraints that exist within the Parks Division. As a solution to the problem, the Board of Commissioners discussed the financial and legal feasibility of bringing certain park roads into the County Road System. On January 30, 1991 an Order was approved in the matter of amending Chapter 15 of the Lane Manual to add procedures and standards to provide for the establishment of park roads on county owned land as County Roads.

Lane County recently acquired Hendricks Bridge Wayside from the State of Oregon, by and through its Parks and Recreation Department, by Quitclaim Deed recorded on Reel 2376R, Records Reception Number 9802931. The park is located along the McKenzie River just south of the intersection of McKenzie Highway and Harbert Road, now commonly known as Hendricks Park Road (County Road Number 771), in the Southeast One-quarter (SE ¼) of Section 29, Township 17 South, Range 1 West of the Willamette Meridian. The roadway provides an entrance to the park and is accessed off of Hendricks Park Road.

The roadway within the boundaries of Hendricks Bridge Wayside is 0.18 miles in length and has been surveyed as presently traveled and used by the public. The road complies with the criteria for acceptance of park roads as outlined in Lane Manual 15.260(3) with the minor exception of the boat ramp that does not quite meet the requirement of a two-lane road.

Establishing this road within the park as a County Road is in the best interest of the public, as it will serve the park and become part of the County Road System which can facilitate regular maintenance of the road for the safety and convenience of the public.

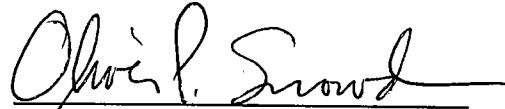
On September 26, 2001 the Board of Commissioners will conduct a public hearing to consider testimony on the proposed conveyance of park property and determine whether it is in the best interest of the public to dedicate, accept and establish Hendricks Bridge Wayside Road as a County Road.

A Resolution and Final Order in the matter of conveying a portion of park property, to dedicate and establish the road within Hendricks Bridge Wayside as a County Road to serve the park, has been prepared. The dedication of right-of-way for the road proposed for establishment is marked Exhibit 'A' and is attached to the Resolution and Final Order.

All legal notices to the public as required by ORS 275.330 to convert a portion of county park land for county road purposes have been provided.

It is therefore recommended that the Order dedicating and establishing a County Road located within the boundaries of Hendricks Bridge Wayside be approved.

DATED this 5<sup>th</sup> day of September, 2001



Oliver P. Snowden, Director  
Department of Public Works

EXHIBIT 'C'

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

ORIGINAL

FILE NO. 4032

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HENDRICKS BRIDGE WAYSIDE (17-01-29-4) )


AFFIDAVIT OF POSTING  
AND  
PUBLICATION

I, K. Robert Ezell, Lane County Surveyor, certify as follows:

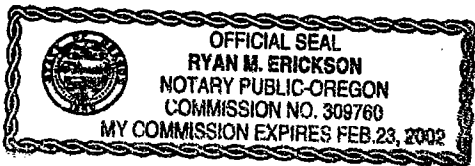
That on the 31<sup>st</sup> day of August, 2001, I caused to be posted three (3) copies of the Notice of Hearing in the above entitled matter in three places, positioned to be visible to the traveling public, as follows:

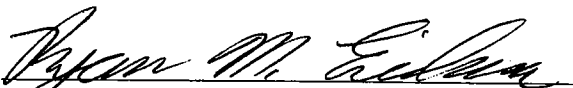
1. Posted on Kiosk near the northwest corner of east parking lot in park.
2. Posted on sign behind Pay Box on the east side of the west parking lot in park.
3. Posted on a double-trunk tree near pavement approx. 8 feet south of the stop sign at exit of park.

The undersigned further certifies that on September 6, 2001 and September 14, 2001 notice is scheduled to run in the Register Guard.

  
K. Robert Ezell  
Lane County Surveyor

Subscribed and sworn to before me this 12<sup>th</sup> day of September, 2001



  
NOTARY PUBLIC FOR OREGON  
My Commission Expires:

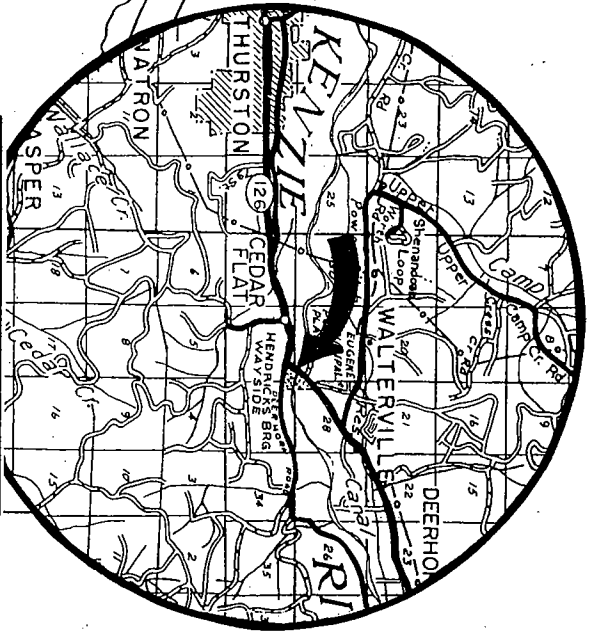
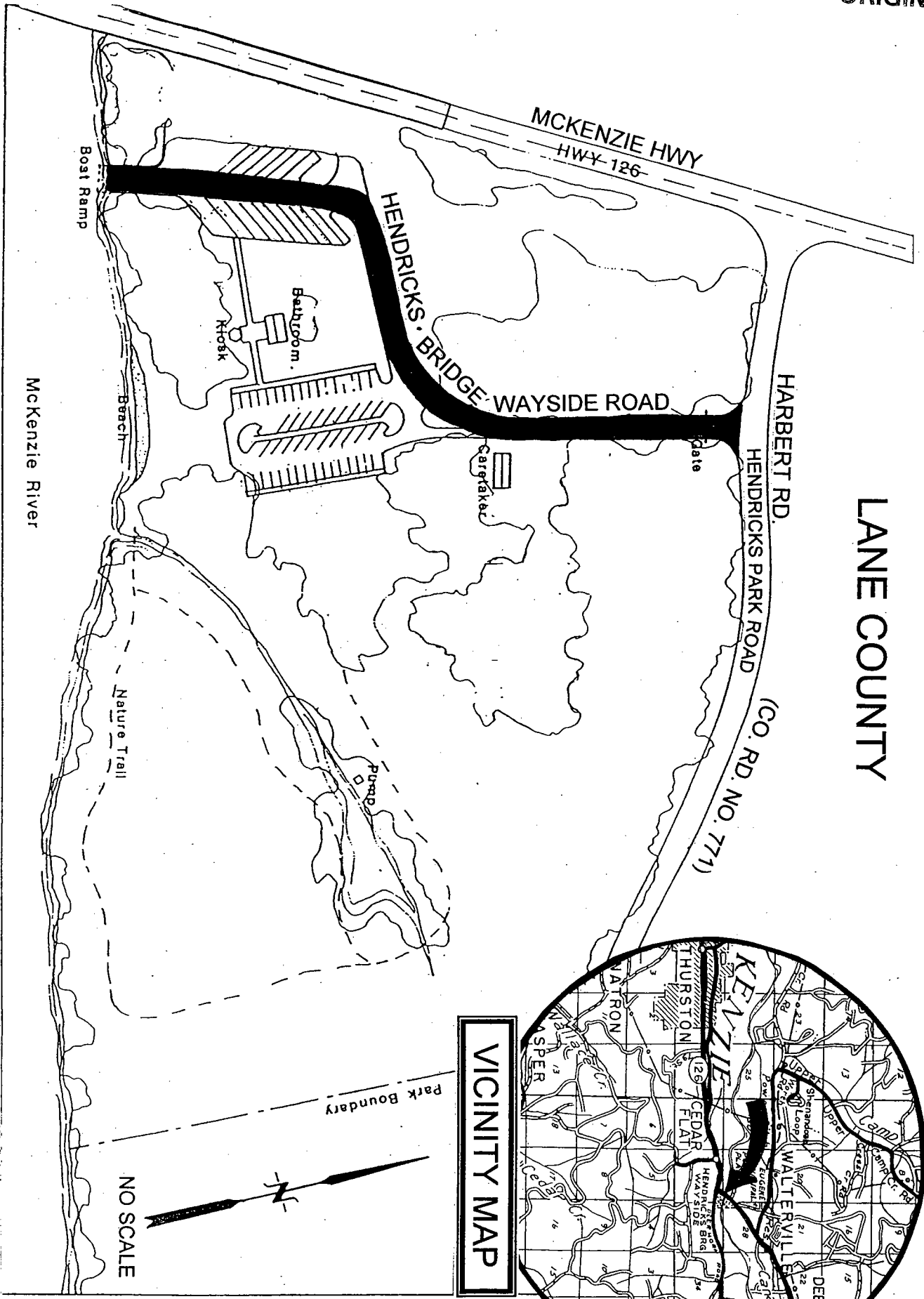
ORIGINAL

ATTACHMENT "A"

Sec. 29 T. 17S. R. 1W. W.M.

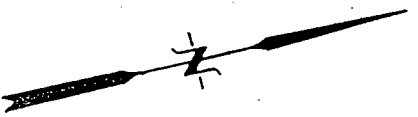
LANE COUNTY

HENDRICKS BRIDGE WAYSIDE



VICINITY MAP

NO SCALE



Park Boundary

McKenzie River

Boat Ramp

Beach

Kiosk

Bathroom

HENDRICKS BRIDGE

WAYSIDE ROAD

Garage

Gate

HARBERT RD

HENDRICKS PARK ROAD

(CO. RD. NO. 771)

MCKENZIE HWY  
HWY 126