BINGHAM ROAD LEGALIZATION COUNTY ROAD #900

ROAD OFFICIAL'S REPORT

UMATILLA COUNTY DEPARTMENT OF PUBLIC WORKS

DECEMBER 4, 2002

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BINGHAM ROAD LEGALIZATION REPORT

HISTORY

Bingham Road was established in 1913 and was originally numbered as County Road No. 750. It ran from near the Southwest Corner of Section 3, Township 2 North, Range 34 E.W.M. at Cayuse to the east boundary of the Umatilla Indian Reservation near the 34 ½ Mile Corner. The original alignment was through a series of angle points and followed the Umatilla River more closely than the existing road does. There have been numerous road changes over the years in the vicinity, including a road change recorded in 1924 and property obtained by Umatilla County through deeds in 1928 and 1932. Legal descriptions on the deeds do not match the location of the traveled road very well.

Surveyors in the early 1970's accepted the location of the existing road in performing private surveys near the Umatilla River. The Bureau of Land Management accepted the location of monuments set in these surveys in a 1976 Section 29 subdivision survey. Recent surveys east of the Umatilla River also accepted the existing road location in determining property lines. During the survey for this legalization, existing monuments were accepted for road location where found; in areas where there were no monuments, the existing centerline was held.

GENERAL

The Bureau of Indian Affairs has obtained funding to replace the bridges spanning Meacham Creek and the Umatilla River. Anderson-Perry and Associates, consulting engineers for the B.I.A., have requested that the road location be defined so that descriptions for property acquisition can be written. ODOT is going to perform needed right-of-way negotiations.

IMPACTS TO UTILITIES AND PROPERTY OWNERS

The only existing utilities in the area are buried telephone lines and overhead power lines. All phone lines fall within the right-of-way shown on the attached survey map. UECA owns and operates the power lines and they either have private easements for their poles or their poles fall within the right-of-way shown. No impacts to utilities are anticipated.

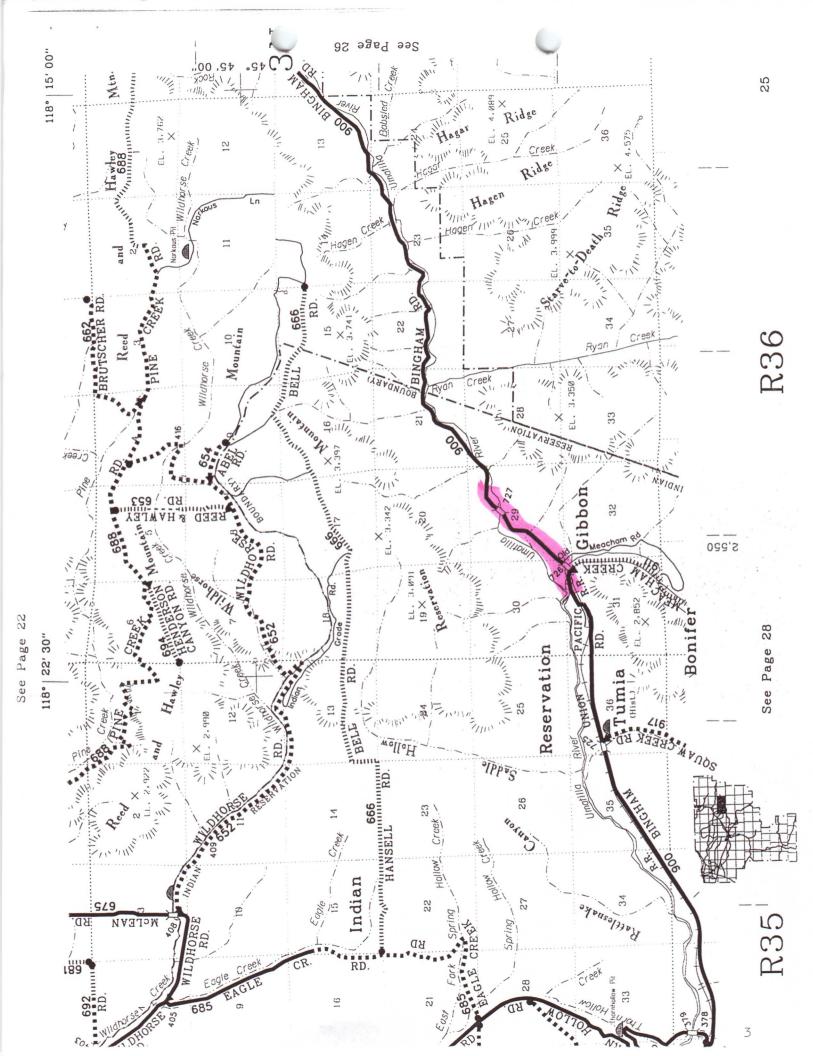
No major encroachments of fences, buildings, or other structures owned by abutting property owners exist. No impacts to property owners are anticipated.

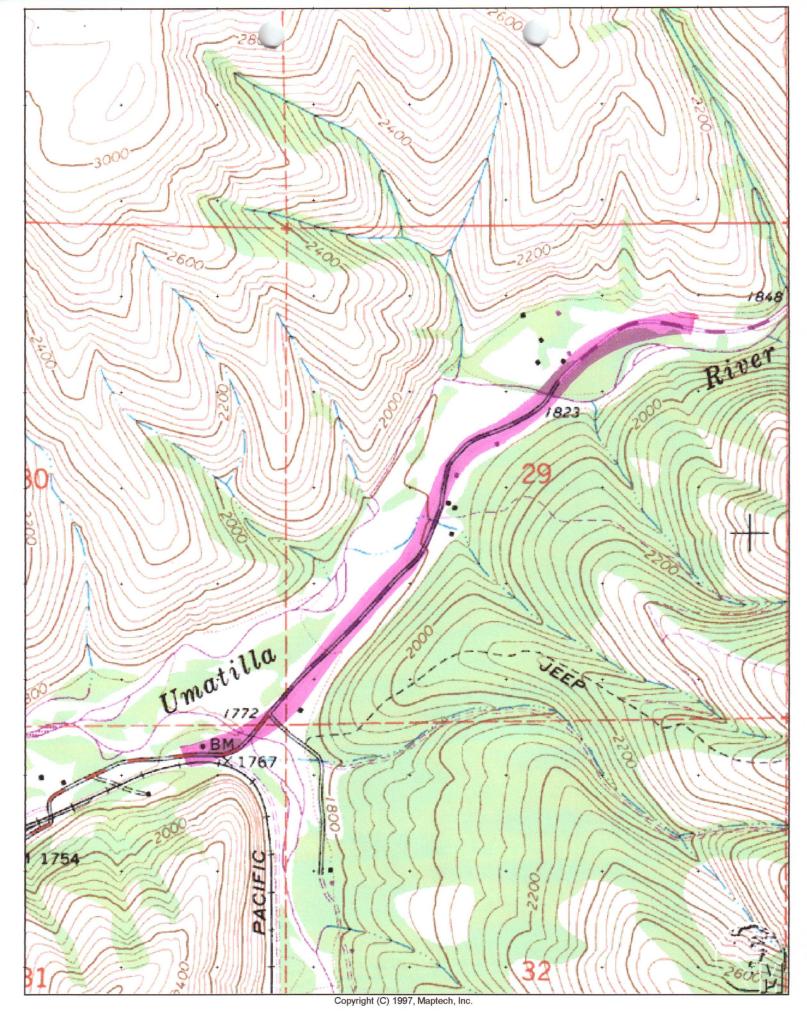
STATUTES

ORS 368.201(3) provides a basis for the county governing body to initiate legalization proceedings if a road as traveled and used for 10 years or more does not conform to the location of a road described in county road records.

RECOMMENDATION

The Public Works Department recommends that the road be legalized as shown on the attached survey map and as described in the final order.





FIELD NOTES OF ROAD NO.750

Said road No. 5 being described as follows:
A strip of land 60 feet wide as follows: 30 feet wide on each side of a center line commencing at a point 8.00 chains hast of the corner of Secs. 3,4, 9 & 10, Tp. 2, N.R. 34 f.W.M.

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	11	S	800 151	E	2.11	11		39
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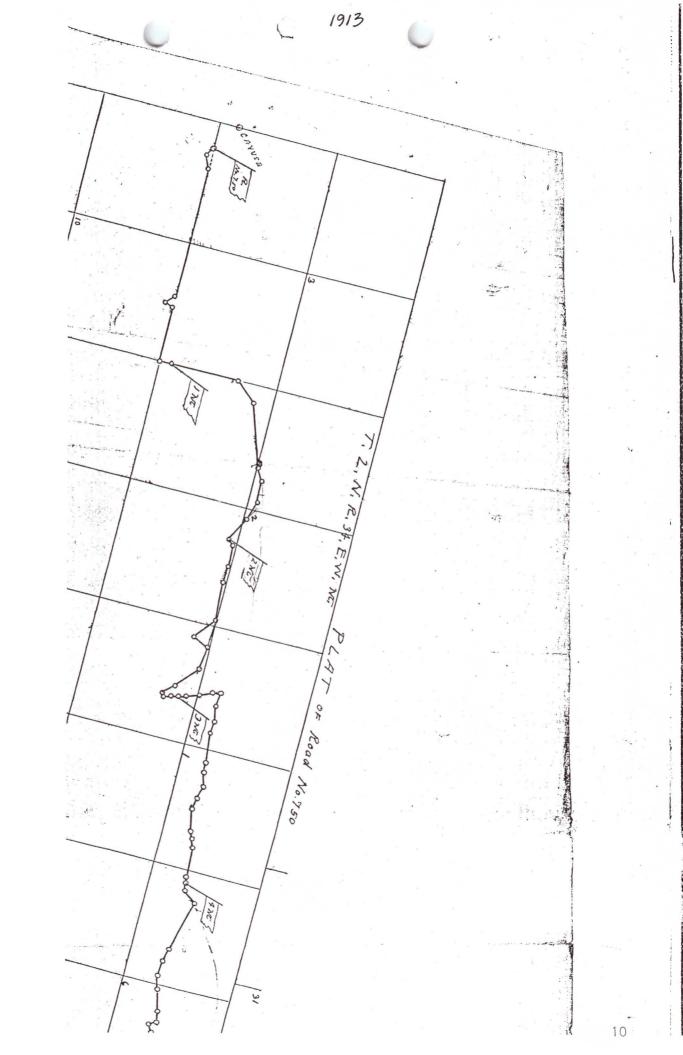
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	11	n	63°	E.	7.15	"		84
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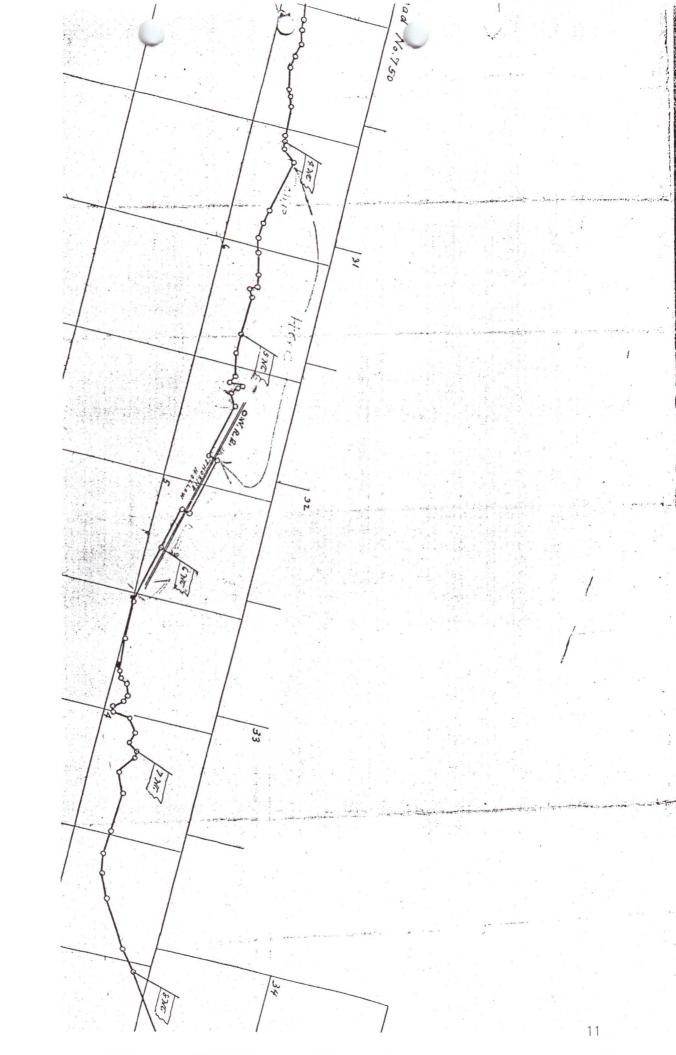
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	n n	N 72°	45' R	3.20	11			

n'h	ence	N	48°	201	E	4.70	chs.						181
	11	N	420	051	E	5.42	*1						122
	11	N	620	501	E	2.02	11						123
	11	M	83°		E	3.02	11						124
	11	S	79 °		10	3.02	"						125
	11	N	41°	40	E	3.85	11	(across				iver.	126
	11	N	620	551	E	9.75	11						127
	11	N	490	361	E	5.63	11						128
	14	N	340	451	E	7.30	**						129
	11	N	67°	351	E	6.40	.11						130
	17	N	45°	30	E	3.40	**						131
	17	N	56°	30	E	20.00	tt.						132
		N	23°		E	5.57	11						133
	11	N	35°	35 1	E	2.28	"						134
	tt	N	150		E	5.80	!1						135
	11	N	52°	25 1	M	2.55	11						136
	11	N	74 °	401	E	10.40	**					8	137
	11	N	34 °	201	E	9.85	. 22						138
	17	N	60 °		K	2.20	† †						139
	11	S	86 °	40	E	5.00	"	R.T at	a	point	on	the	east

boundary, of the Umatilla Indian Reservation 2.50 s 20 W from the 34% mile corner of said boundary.

Being 13% miles in length.







BINGHAM ROAD LEGALIZATION SURVEY

SURVEY NARRATIVE

This survey was performed at the request of the Umatilla County Commissioners to determine the existing location of a portion of County Road No. 900, Bingham Road, for legalization purposes. The Bureau of Indian Affairs has obtained funding for the replacement of the bridges spanning Meacham Creek and the Umatilla River and realignment of portions of the road. Private consultants and right-of-way agents need to have the location of the existing road established (its location does not match original road records for Road No. 750) in order to obtain additional needed right-of-way.

Right-of-way deeds from W. H. Sayer (Book 120, Page 243, Deed Records) and Dolfay and Myrtle Thompson (Book 120, Page 288, Deed Records) were granted to Umatilla County in 1928 and 1932, respectively, for re-alignment of the old road. The deed descriptions do not fit the existing road very well and were not used. The location of a portion of the road near the Umatilla River was established by holding the location of a variety of existing survey monuments including the brass caps set by the BLM (Survey N89 *29 '35 "E 1315.95', E1/16 S. 30/S. 31 TO SW CORNER S. 29 (N89 *29 '54 "E, 1315.95', R-3) (19.95 CHS., R-6) N89 *29 '35 "E 1038.70 ' TO CL STATION 219+73.66 P.O.C. a variety of existing survey monuments including the brass caps set by the BLM (Survey Record R-2), some of which were set in place of Krumbein's iron pipes (Survey Record R-1). The remainder of the road location is based upon a best-fit alignment of a split of TRAVERSE LINE DATA E1/16TH S. 30/S. 31 the existing pavement. Railroad alignment shown was established by tying in track centerline and gave a reasonable match with record railroad right-of-way data. Oregon Railway and Navigation Company was granted their right-of-way by the Umatilla, Walla Walla, and Cayuse Tribes via treaty dated August 26, 1881, prior to the establishment of old County Road No. 750. The legal description in the legalization order will except out that portion lying within the railroad right-of-way, and an easement can be obtained at a later date.

Calculating sixteenth and other subdivisional corners was accomplished by intersecting record distances on Surveys 90-42-C and 00-147-B, both by Wells, from monuments tied in this survey. Bearing base was N45*16*57"E from the Southwest Corner of Section 29 to the Center Quarter of Section 29, as calculated from Survey 90-42-C. FROM POINT TO POINT DISTANCE N63 *27 ' 20 " E UC3 S87 *14 '02 "E UC3 UC4 233.17' N71 *01 '05 "E UC5 UC4 418.73 S85 *26 ' 02 " E Intervisible traverse points were monumented with pins or spikes as shown in order to meet the requirements of ORS 209.155(2)(b). This survey was performed using a Topcon GTS 813-A robotic total station. UC6 UC5 184.00 N69 *03 '03 "E uc6 UC7 N36 *04 ' 39 " E CENTERLINE CURVE DATA DELTA = 53 27 16"
RADIUS = 357.47
ARC LENGTH = 333.50
CHORD BEARING = N65 29 22"E
CHORD DISTANCE = 321.54 CENTERLINE CURVE DATA DELTA = 15 °39 '31"

RADIUS = 877.01'

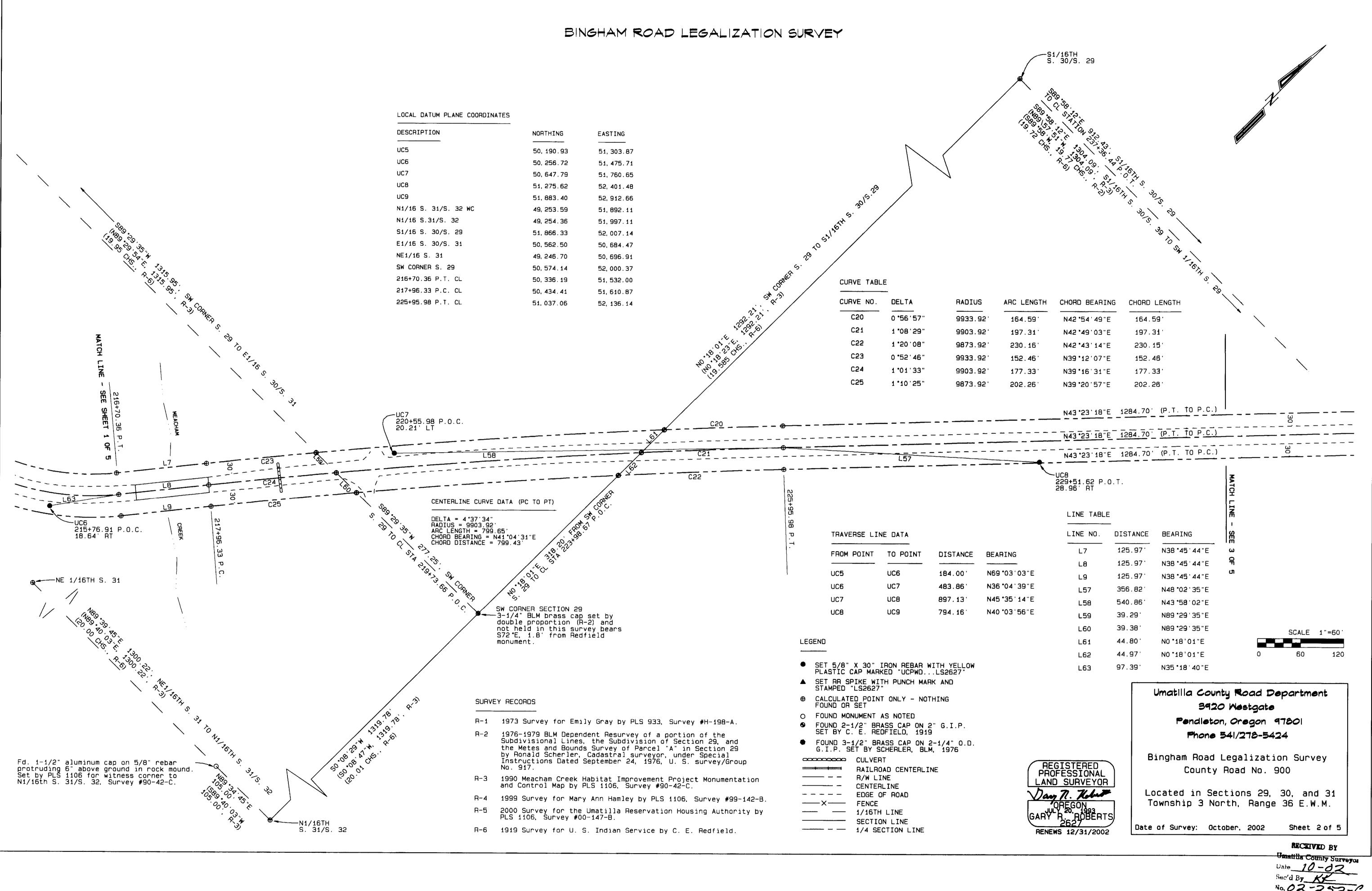
ARC LENGTH = 239.68'

CHORD BEARING = N84 °23 '15"E

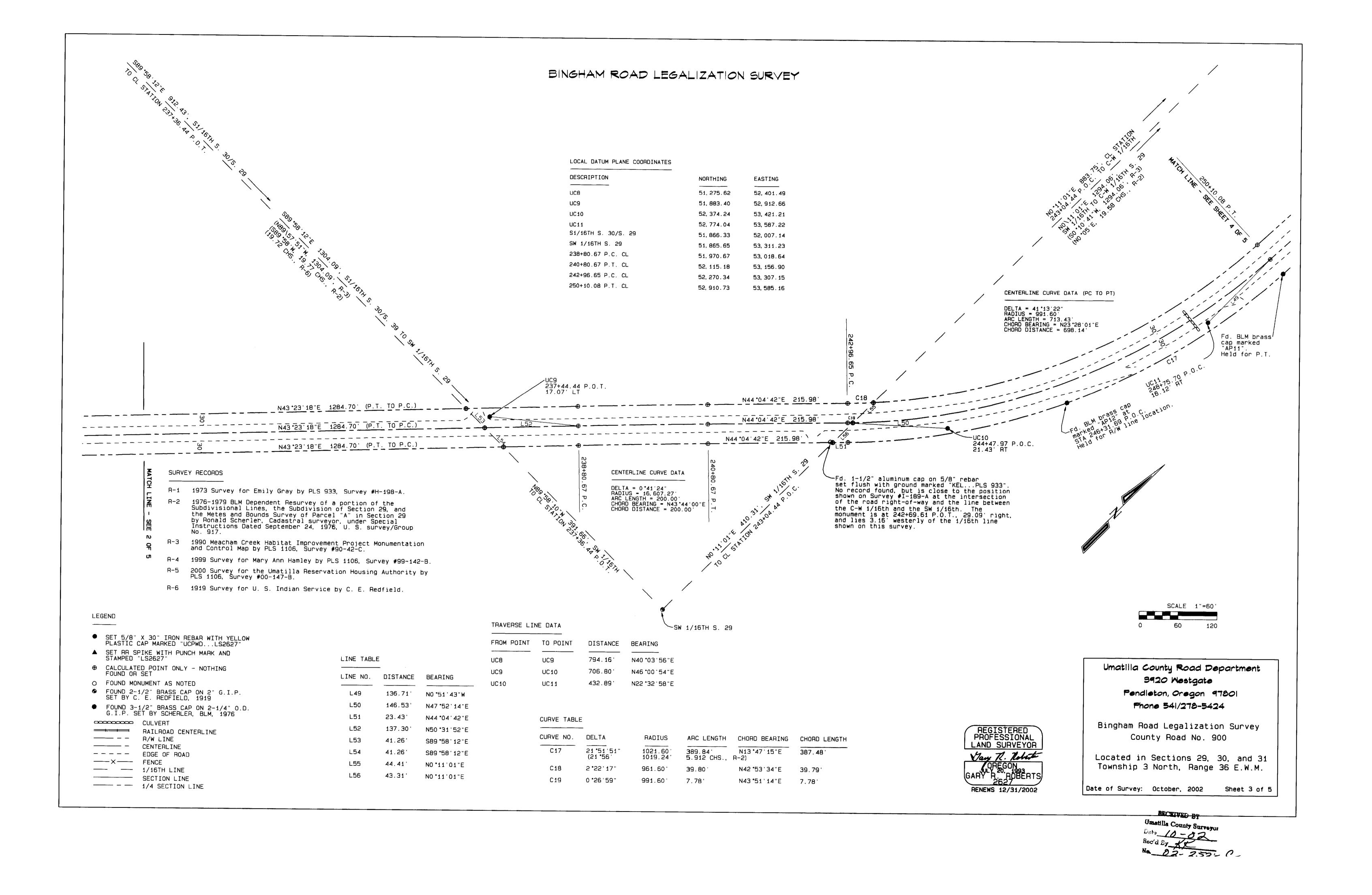
CHORD DISTANCE = 238.94' CURVE TABLE RADIUS CHORD BEARING CHORD LENGTH ARC LENGTH 209+84.88 P.O.C. S87 '47'00"E 242.29 CENTERLINE CURVE DATA (PC TO PT) 5 48 17 738.79' 74.85 N79 *27 ' 37 "E DELTA = 16°14'08"
RADIUS = 708.79'
ARC LENGTH = 200.85'
CHORD BEARING = N84°40'34"E
CHORD DISTANCE = 200.18' 35 *34 ' 09 " 1079.23 669.99 N85 *36 ' 19 " E S87 47 00 E 242.29 1 46 16 387.47 11.98 S88 *40 ' 08 "E S87 47 00 E 242.29 UC2 204+22.93 P.O.C 19.86' LT 213+99.40 P.O.C. 213+47.91 P.O.C. MEASURED TRACK CENTERLINE RADIUS = 1029.23 ● SET 5/8" X 30" IRON REBAR WITH YELLOW RECORD TRACK CENTERLINE RADIUS FROM R/W MAPS = 1074.68 PLASTIC CAP MARKED "UCPWD...LS2627" ▲ SET RR SPIKE WITH PUNCH MARK AND STAMPED "LS2627" CENTERLINE CURVE DATA ⊕ CALCULATED POINT ONLY - NOTHING FOUND OR SET DELTA = 26 *39 17" RADIUS = 492.08 S LINE TABLE LOCAL DATUM PLANE COORDINATES O FOUND MONUMENT AS NOTED ARC LENGTH = 228.93'
CHORD BEARING = N79*27'59"E
CHORD DISTANCE = 226.87' ● FOUND 2-1/2" BRASS CAP ON 2" G.I.P. SET BY C. E. REDFIELD, 1919 DISTANCE LINE NO. BEARING NORTHING EASTING DESCRIPTION ● FOUND 3-1/2" BRASS CAP ON 2-1/4" O.D. L1 41.80 S87 *12 '23 "E UC 1 G.I.P. SET BY SCHERLER, BLM, 1976 50,000.00 50,000.00 L2 S87 *12 '23 "E nc5 CULVERT 50, 164.67 50, 329.65 RAILROAD CENTERLINE L3 41.80 S87 *12 '23 "E UC3 50, 148.42 50, 665.99 R/W LINE 1 0 UC4 L4 N76 *33 ' 29 " E 50, 224.26 50, 886.47 CENTERLINE EDGE OF ROAD UC5 N76 *33 ' 29 " E 50, 190.93 51, 303.87 ----X---- FENCE uc6 50, 256.72 51, 475.71 N76 *33 ' 29 " E --- 1/16TH LINE UC7 50, 647.79 51, 760.65 SECTION LINE L7 N38 *45 ' 44 " E —— - 1/4 SECTION LINE E1/16 S. 30/S. 31 50, 562.50 50, 684.47 N38 *45 ' 44 "E NE1/16 S. 31 49, 246.70 50, 696.91 SURVEY RECORDS N38 *45 ' 44 "E 125.97 SW COR S. 29 50, 574. 14 52,000.37 Umatilla County Road Department L63 N35 *18 ' 40 "E 1973 Survey for Emily Gray by PLS 933, Survey #H-198-A. 200+00.00 P.O.T. CL 49, 993.43 SCALE 1"=60' 49, 938.91 3920 Westgate S79 *34 ' 02 " E 1976-1979 BLM Dependent Resurvey of a portion of the 202+80.44 P.C. CL 50, 106.87 50, 195.38 Subdivisional Lines, the Subdivision of Section 29, and L65 131.791 N74 *23 ' 19 " E Pendleton, Oregon 97801 205+09.36 P.T. CL 60 the Metes and Bounds Survey of Parcel "A" in Section 29 50, 148, 35 50, 418.42 by Ronald Scherler, Cadastral surveyor, under Special Instructions Dated September 24, 1976, U. S. survey/Group L66 N0 *32 . 31 "W 207+52.02 P.T. CL 50, 164.88 Phone 541/278-5424 50, 659.49 208+54.89 P.C. CL NO *32 ' 31 "W 50, 188.80 50, 759.55 30.781 1990 Meacham Creek Habitat Improvement Project Monumentation and Control Map by PLS 1106. Survey #90-42-C. Bingham Road Legalization Survey 210+94.57 P.T. CL 50, 212.17 50, 997.34 17.70' N21 *32 '48 "W REGISTERED PROFESSIONAL 213+36.86 P.C. CL 50, 202.79 County Road No. 900 51, 239.44 R-4 1999 Survey for Mary Ann Hamley by PLS 1106, Survey #99-142-B. S79 *34 ' 43 "E LAND SURVEYOR 216+70.36 P.T. CL 50, 336.19 51, 532.00 2000 Survey for the Umatilla Reservation Housing Authority by N83 *51 ' 42 " E 217+96.33 P.C. CL Located in Sections 29, 30, and 31 PLS 1106, Survey #00-147-B. 50, 434.41 51, 610.87 L71 36.351 N76 *33 ' 29 " E Township 3 North, Range 36 E.W.M. R-6 1919 Survey for U. S. Indian Service by C. E. Redfield. L72 29.48 N76 *33 ' 29 " E L73 22.61 N76 *33 ' 29 " E Date of Survey: October, 2002 Sheet 1 of 5 RENEWS 12/31/2002 SECRIAND BY Umatilla County Surveyor Date_/0-02

Rec'd By

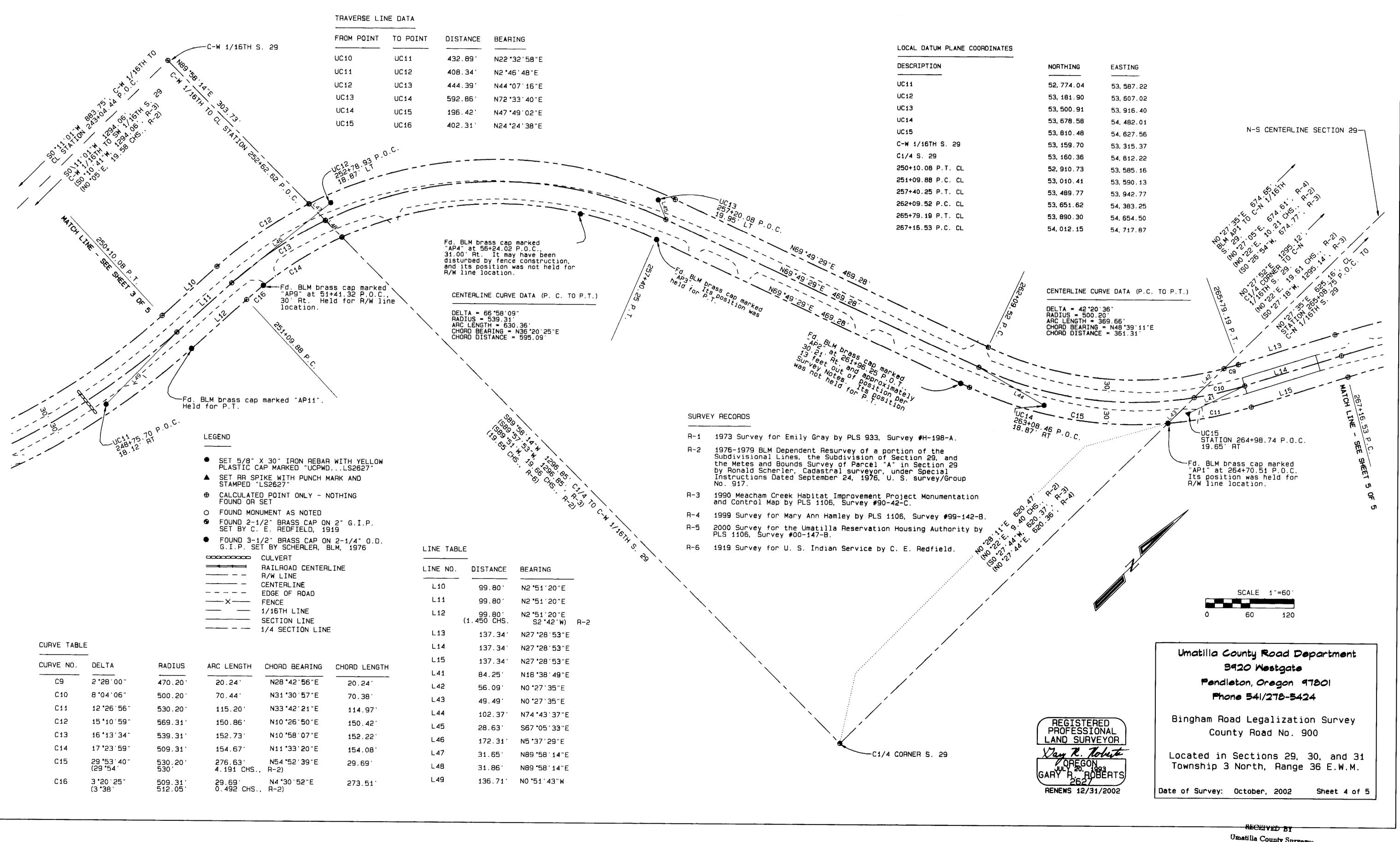
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BINGHAM ROAD LEGALIZATION SURVEY

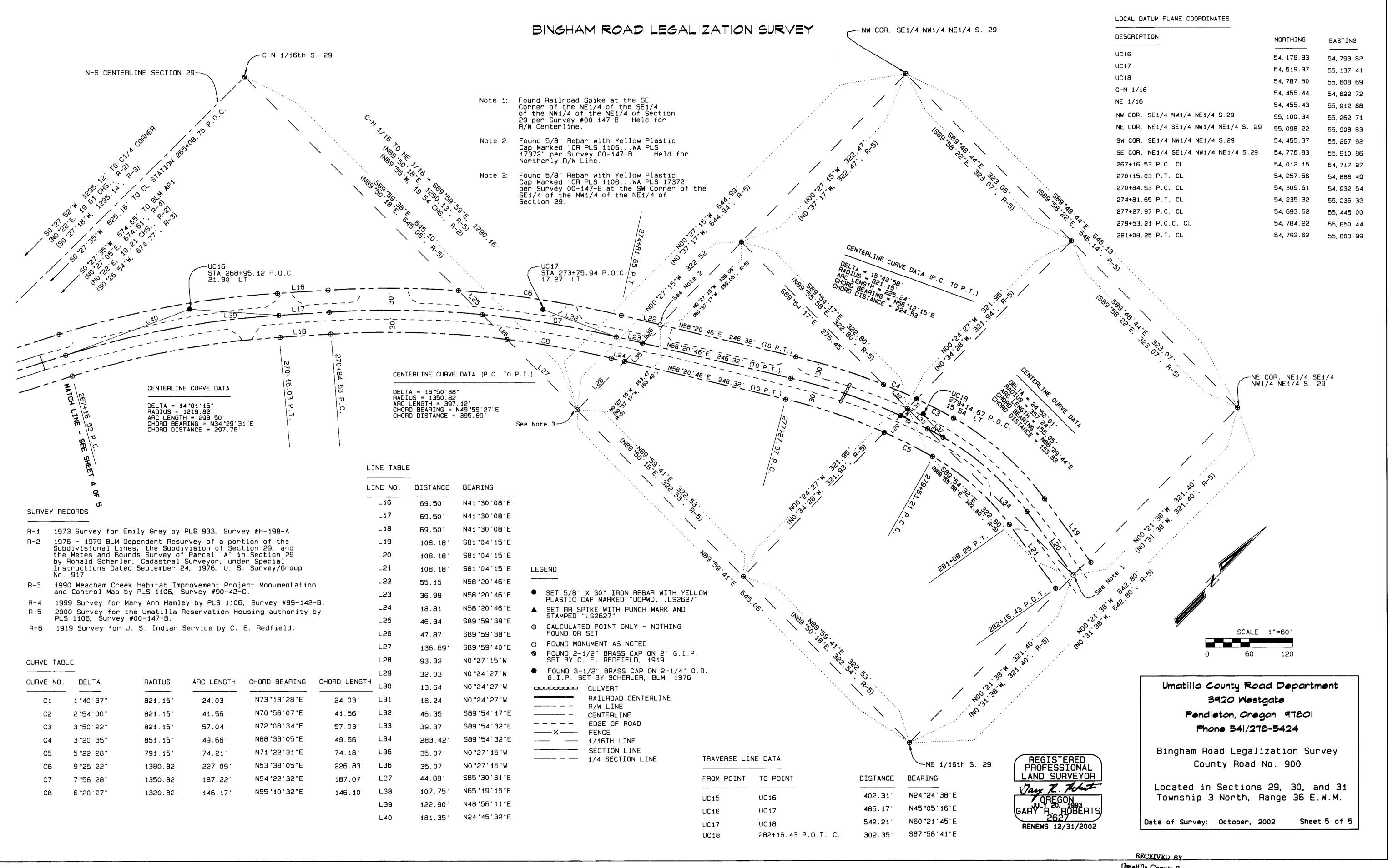


Umatilla County Surveyor

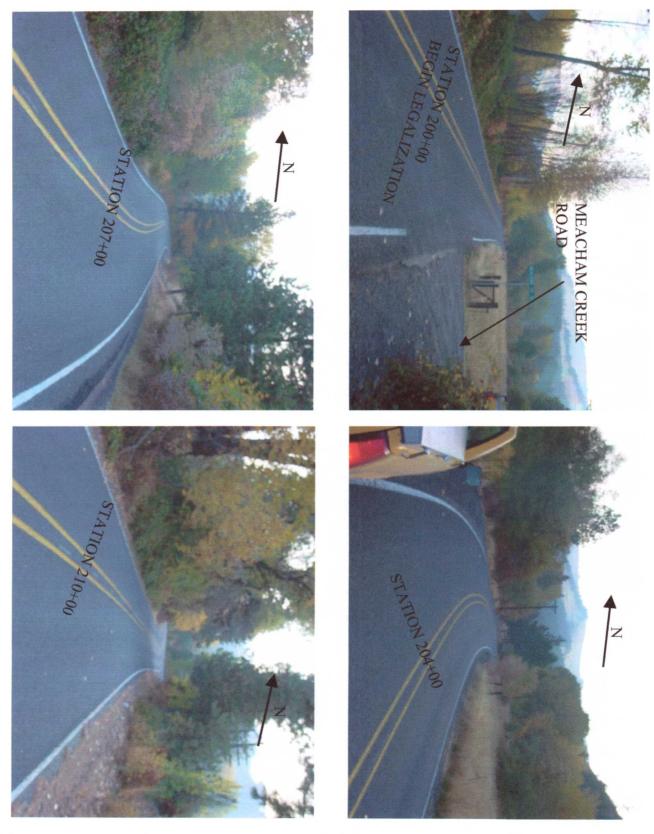
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Umatilla County Surveyor
Date 10-02
Recidity KK



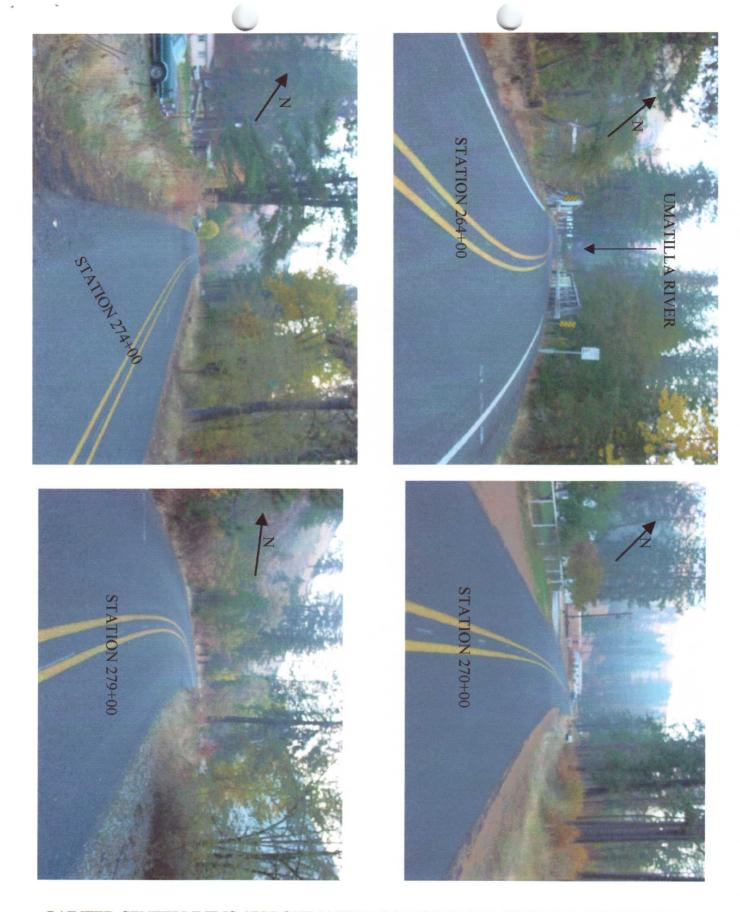
PAINTED CENTERLINE IS APPROXIMATELY COINCIDENTAL WITH R/W CENTERLINE



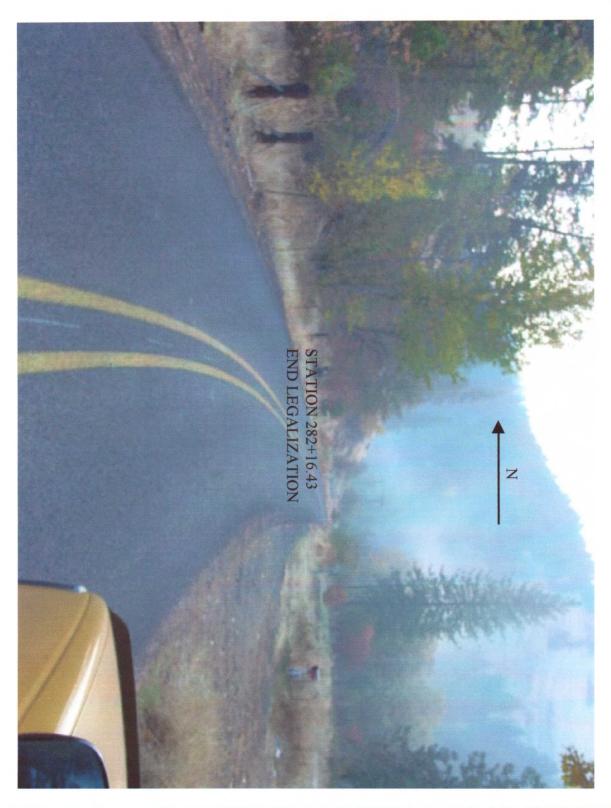
PAINTED CENTERLINE IS APPROXIMATELY COINCIDENTAL WITH R/W CENTERLINE



PAINTED CENTERLINE IS APPROXIMATELY COINCIDENTAL WITH R/W CENTERLINE EXCEPT NEAR STATION 257+00



PAINTED CENTERLINE IS APPROXIMATELY COINCIDENTAL WITH R/W CENTERLINE



PAINTED CENTERLINE IS APPROXIMATELY COINCIDENTAL WITH R/W CENTERLINE