

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In the Matter of Authorizing the County Road Official to)
Perform Road Maintenance on Theis Drive, a Local Access) ORDER NO. 3-2005
Road in Columbia County)

WHEREAS, pursuant to ORS 368.031(1), the County is not liable for failure to improve a local access road or to keep it in repair, and

WHEREAS, pursuant to ORS 368.031(2), the County may only spend County moneys on a local access road if the work is an emergency, or if the County Road Official recommends the expenditure, the public use of the road justifies the expenditure proposed, and the County governing body enacts an order or resolution authorizing the work and designating the work to be either a single project or a continuing program; and

WHEREAS, the County Road Official has recommended that the County perform maintenance on Theis Drive, a local access road within the County's jurisdiction, as shown on the map accompanying the Road Official's recommendation, which is attached hereto as Exhibit A, and is incorporated herein by this reference;

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

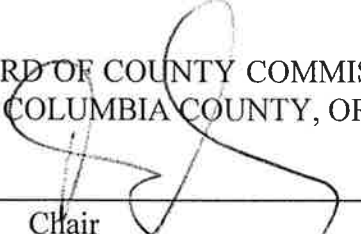
1. The County Road Department is authorized to perform periodic maintenance on the portion of Theis Drive as shown on the attached Exhibit A, as may be necessary.
2. Continuing maintenance of such road shall be at the County Road Official's discretion given labor, funding or other restrictions, and the County shall not be liable for discontinuing such maintenance. Theis Drive shall remain a local access road, and shall not be a county road, unless and until it is accepted by the County as a county road.

Dated this 26th day of January, 2005.

Approved as to Form

By: 
County Counsel's Office

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

By: 
Chair

By: 
Commissioner

By: 
Commissioner