

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In the Matter of Accepting the Dedication of)
Additional Right-of-Way Along E.M. Watts)
Road (County Road P-53) , Scappoose,)
Oregon, from Robbie Dougherty)
_____)

ORDER NO. 39 - 2010

WHEREAS, on June 24, 2010, Robbie Dougherty executed and delivered to the County for acceptance a Dedication Deed, a copy of which is attached hereto, labeled Exhibit A and incorporated herein by this reference; and

WHEREAS, the desire and intent of Mr. Dougherty is to dedicate as additional right-of-way to the public for road and utility purposes forever a portion of their property commonly referred to as Tax Account No. 3N2W12-CC-01700 abutting E.M. Watts Road near its intersection with 4th Street, Scappoose, Oregon; and

WHEREAS, attached to the Dedication Deed as Exhibit A is the legal description and a map of the property being dedicated as additional right-of-way; and

WHEREAS, pursuant to Ordinance No. 2003-1, Dave Hill, Public Works Director, has waived the requirement that a road survey be conducted, said waiver being attached hereto as Exhibit B and incorporated herein by this reference;

NOW, I HEREFOR, IT IS HEREBY ORDERED as follows:

1. The Dedication Deed from Robbie Dougherty is hereby accepted by the County.
2. The addition to the right-of-way to E.M. Watts Road, Scappoose, Oregon, as described and depicted on Exhibit A to the Dedication Deed, is accepted for public road and utility purposes as a County road.
3. The Dedication Deed and this Order shall be filed with and recorded by the County Clerk without cost.
4. The cartographer for the assessor's office shall include this property in the named right-of-way.

DATED this 7th day of July, 2010.

Approved as to form

By: 
Office of County Counsel

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

By: 
Anthony Hyde, Chair

By: 
Earl Fisher, Commissioner

By: 
Rita Bernhard, Commissioner

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ORDER NO. 39 - 2010

DEDICATION - E.M. WATTS ROAD

GRANTORS' NAME AND ADDRESS:
Robbie Dougherty
33226 EM Watts Road
Scappoose, OR 97056

EXHIBIT A

AFTER RECORDING, RETURN TO GRANTEE:
Office of County Counsel
Columbia County Courthouse
230 Strand, Room 318
St. Helens, OR 97051

DEDICATION DEED

ROBBIE DOUGHERTY, Owner of certain real property situated in Columbia County, Oregon, does hereby forever dedicate to the public for public road and utility purposes the land which is described and depicted on the document labeled Exhibit A, said exhibit being attached hereto and incorporated herein by this reference.

The property described on Exhibit A is to be dedicated for use for public road and utility purposes only.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.

The true and actual consideration for this conveyance is \$5,730.00, stated in terms of dollars.

DATED this 24th day of June, 2010.

[Signature]

Robbie Dougherty

STATE OF OREGON)
) ss.
County of Columbia)

ACKNOWLEDGMENT

The foregoing instrument was acknowledged before me this 24th day of June, 2010 by Robbie Dougherty.

[Signature]
Notary Public for Oregon
My Commission Expires: Nov. 6, 2013



ACCEPTANCE

Columbia County, a political subdivision of the State of Oregon, by and through its Board of County Commissioners, hereby accepts the above dedication of land from Robbie Dougherty for public road and utility purposes forever on behalf of the public. This land is expressly accepted as a County Road.

DATED this _____ day of _____, 2010.

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

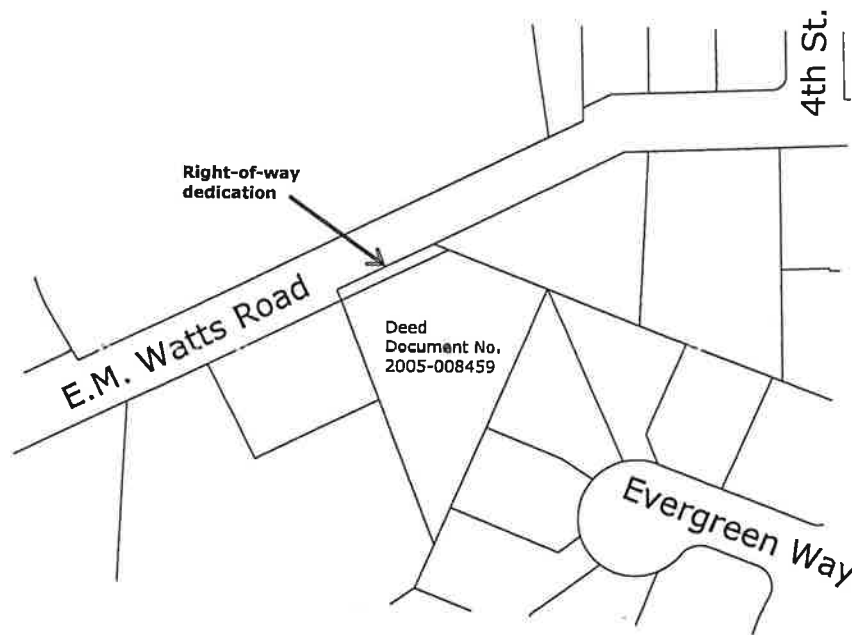
By: _____ Chair
By: _____ Commissioner
By: _____ Commissioner

Exhibit A

Right-of-way Dedication Description

A tract of land in the southwest one-quarter of Section 12, Township 3 North, Range 2 West of the Willamette Meridian, in the City of Scappoose, Columbia County, Oregon, being a portion of that tract of land conveyed to Robbie Todd Dougherty by Deed Document No. 2005-008459, Columbia County Deed Records, which lies northerly of a line 30.00 feet southerly and parallel with the centerline of E.M. Watts Road (County Road P-53).

Containing 955 square feet, more or less.



NOT TO SCALE

EXHIBIT B



Columbia County Road Department

1054 Oregon Street, St. Helens, OR 97051

Dave Hill, Public Works Director

Ph: (503) 397-5090 Fax: (503) 397-7215

e-mail: David.Hill@co.columbia.or.us

TO: For Record
FROM: David Hill
REFERENCE: Road right-of-way dedication to EM Watts Road
SUBJECT: Exempting this dedication from a survey

"ORS 368.106(2) - (4) requires, among other things, that when a county governing body acquires an interest in real property for public road purposes, the county governing body shall cause the road right-of-way to be surveyed and monumented. Pursuant to Ordinance 2003-1, the Public Works Director has the authority to exempt certain dedications from this requirement.

The dedication of the real property by Robbie Dougherty for public road purposes does not warrant the expense of surveying and monumenting. The property being dedicated is a strip of land abutting EM Watts Road, being dedicated by the property owner of Tax Map ID No. 3N2W12-CC-01700 as additional right-of-way to EM Watts Road. An exemption to the requirement of ORS 368.106(2) - (4) to survey and monument is hereby approved.

A handwritten signature in black ink that reads "David A Hill". The signature is stylized with a large, looping initial "D".

David Hill
Public Works Director
Columbia County