

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In the Matter of Accepting the Dedication of)
Additional Right-of-Way along Robinette) ORDER NO. 51-2017
County Road, St. Helens, Oregon, from)
Matthew D. Freitag and Kathleen M. Freitag)
for the Robinette Road (Dart Creek))
Culvert Replacement)

WHEREAS, May 16, 2017, Matthew D. Freitag and Kathleen M. Freitag executed and delivered to Columbia County ("County") for acceptance a Dedication Deed, a copy of which is attached hereto, labeled Exhibit 1 and incorporated herein by this reference; and

WHEREAS, the desire and intent of Matthew D. Freitag and Kathleen M. Freitag is to dedicate as additional right-of-way to the public for road and utility purposes forever their property along Robinette Road, St. Helens, Oregon, such additional right-of-way being required for replacing the existing Robinette Road Culvert to correct a fish passage barrier on Dart Creek that will allow increased access to rearing habitat for salmonids and spawning habitat for adult Coho and Steelhead. This project will replace the existing 5 foot culvert barrier with a bottomless arch structure; and

WHEREAS, attached to Exhibit 1, Dedication Deed, is a survey and legal description of the property being dedicated as additional right-of-way; and

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

1. The Dedication Deed from Matthew D. Freitag and Kathleen M. Freitag is hereby accepted by the County.
2. The additional right-of-way along Robinette Road, Oregon, as described and depicted in 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 County's assessor's office shall include this property in the named right-of-way.

DATED this 12th day of July, 2017.

Approved as to form

By: 

Office of County Counsel

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

By: 

Henry Heimuller, Chair

By: 

Margaret Magruder, Commissioner

By: 

Alex Tardif, Commissioner

ORDER NO. 51-2017



KLS Surveying Inc.
1224 Alder Street
Vernonia, OR 97064

Phone: (503) 429-6115
Fax: (503) 429-6115
Email: dwallace_kls@msn.com

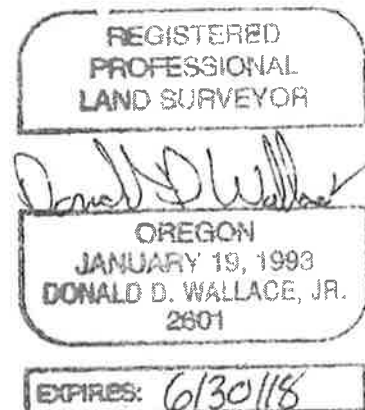
Exhibit A
Permanent easement
Freitag Tract

A portion of that tract of land conveyed to Matthew D. Freitag and Kathleen M. Freitag in Document No. 2005-000425, Columbia County Deed Records, lying in the Southeast quarter of Section 36, Township 5 North, Range 2 West of the Willamette Meridian, Columbia County, Oregon being more particularly described as follows:

- Beginning at a point on the Westerly right of way of Robinette Road (C.R. P-25) located North $00^{\circ}44'31''$ West 370.54 feet and South $89^{\circ}33'17''$ West 56.17 feet from the Southeast corner of said Section 36;
- thence South $16^{\circ}01'12''$ West along said Westerly right of way 33.92 feet;
- thence leaving said Westerly right of way North $39^{\circ}47'09''$ West 49.40 feet;
- thence North $45^{\circ}39'28''$ East 30.59 feet to the North line of said tract of land;
- thence South $34^{\circ}54'31''$ East along said North line 32.61 feet,
- thence continuing along said North line North $89^{\circ}33'17''$ East 0.43 feet to the point of beginning.

Containing 1184 square feet more or less

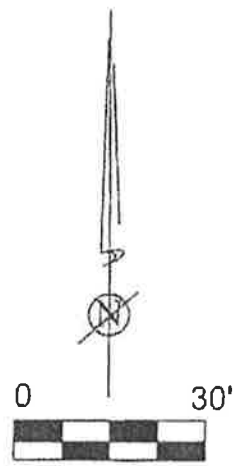
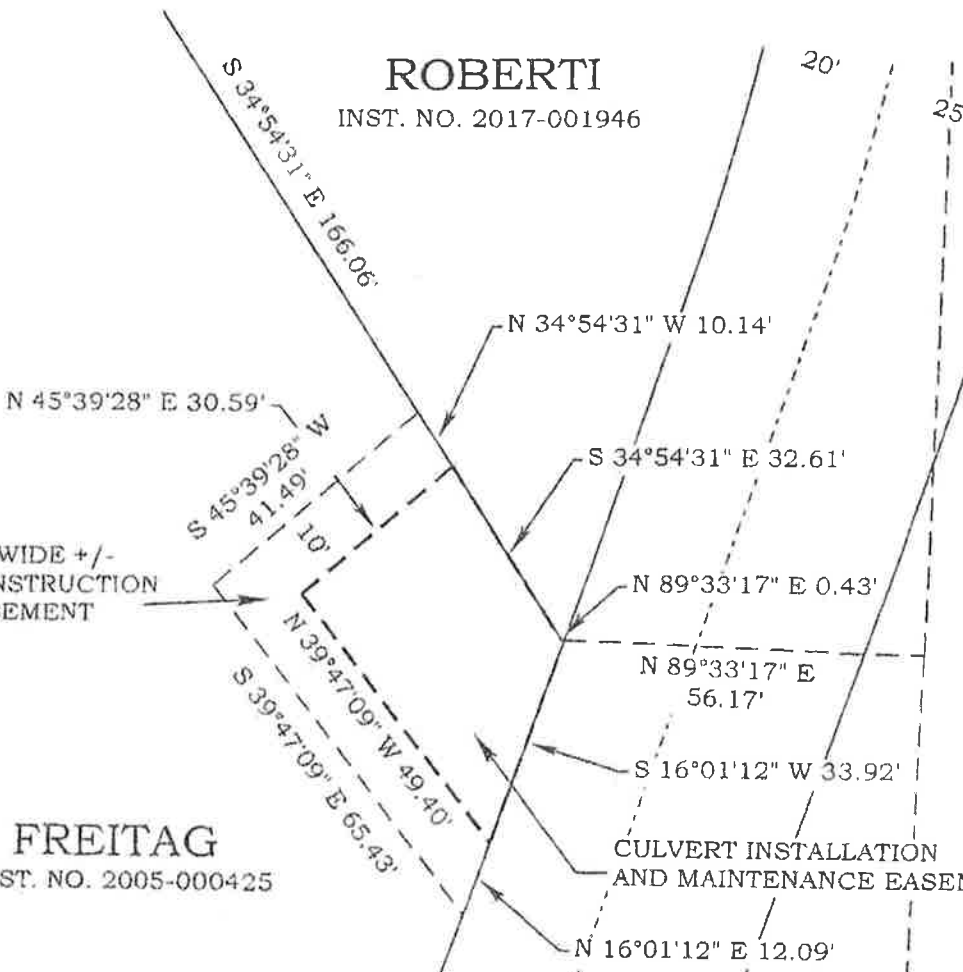
The basis of bearings for this description is Partition Plat No. 2006-24.



EASEMENT EXHIBIT B
 FOR COLUMBIA COUNTY
 IN THE SE 1/4 OF SECTION 36,
 T5N, R2W, W.M.
 COLUMBIA COUNTY, OREGON

ROBERTI

INST. NO. 2017-001946



30 Ft/In
 DWG NO. 2005-000425 EXHIBIT
 JOB NO. 14-012
 4-6-2017

10' WIDE +/-
 CONSTRUCTION
 EASEMENT

PARTITION PLAT
 NO. 2006-24

FREITAG

INST. NO. 2005-000425

CULVERT INSTALLATION
 AND MAINTENANCE EASEMENT

PARCEL 2

ROBINETTE ROAD
 (C.R. P-25)

PARTITION PLAT
 NO. 2010-1



K.L.S. SURVEYING INC.
 1224 ALDER STREET
 VERNONIA, OREGON 97064
 (503) 429-6115

REGISTERED
 PROFESSIONAL
 LAND SURVEYOR

Donald D. Wallace

OREGON
 JANUARY 19, 1993
 DONALD D WALLACE, JR
 2601

RENEWAL DATE 6/30/18

36 31

GRANTOR'S NAME AND ADDRESS:
Matthew Freitag and Kathleen M. Freitag
33935 Firth Road
Saint Helens, OR 97051

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

EXHIBIT A

DEDICATION DEED

Matthew D. Freitag and Kathleen M. Freitag, the undersigned Grantors, Owners of certain real property situated in Columbia County, Oregon, do hereby forever dedicate to the public for public road and utility purposes, the land that is described in Exhibit A, attached hereto and incorporated herein by this reference, and depicted in Exhibit B, attached hereto and incorporated herein by this reference.

To have and to hold the above-described and dedicated rights unto the public forever for public road and utility purposes.

Grantors hereby covenant that they are the owners in fee simple and that they have good and legal right to grant the above-described rights.

The true and actual consideration for this conveyance is one thousand three hundred and ninety five dollars and ninety-four cents (\$1,395.94).

Dated this 16th day of May, 2017.

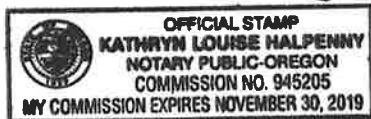
Matthew D. Freitag
Matthew D. Freitag Grantor

Kathleen M. Freitag
Kathleen M. Freitag, Grantor

STATE OF OREGON)
County of Columbia) ss.

ACKNOWLEDGMENT

The foregoing instrument was acknowledged before me this 16th day of May, 2017 by Matthew D. Freitag & Kathleen M. Freitag



Kathryn Louise Halpenny
Notary Public for Oregon
My Commission Expires: 11/30/19

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 Matthew D. Freitag and Kathleen M. Freitag for public road and utility purposes forever on behalf of the public.

DATED this 12th day of July, 2017.

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

By: Henry Heimüller
Henry Heimüller, Chair

By: Margaret Magruder
Margaret Magruder, Commissioner

By: Alex Tardif
Alex Tardif, Commissioner