

2024-000594

Klamath County, Oregon



00324321202400005940100100

01/23/2024 04:03:35 PM

Fee: \$66.00

AFTER RECORDING RETURN TO:

Klamath County Public Works
305 Main Street
Klamath Falls, OR 97601

GRANTOR:

Klamath County
305 Main St
Klamath Falls, OR 97601

GRANTEE:

Klamath County
305 Main Street
Klamath Falls, OR 97601

RIGHT OF WAY DEDICATION

Klamath County, a political subdivision of Oregon, Grantor, does hereby grant unto the County of Klamath, Grantee, hereinafter called the "County", a perpetual right-of-way for road and public utility purposes on, over, and under the following described property situated in Klamath County, Oregon:

- See attached Exhibit A Legal Description and;
- See attached Exhibit B Vicinity Map

All attached hereto and by this reference incorporated herein.

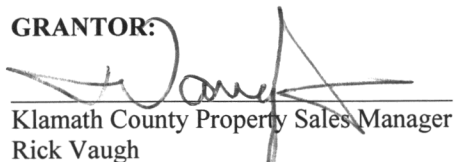
The true consideration of this conveyance is a Donation, the receipt of which is hereby acknowledged by GRANTOR.

The dedicated property shall only be used for the purpose of public road right of way for access and public utilities.

And the GRANTOR warrants that 1) GRANTOR has marketable title to the property, 2) the County may peaceably enjoy the rights and benefits of this dedication, 3) there are no other interests in the property which conflict with the County's intended use of this dedication, 4) the property is free of encumbrances except those of which GRANTOR has notified the County, and 5) GRANTOR has the unrestricted right to dedicate the property without additional consent or permission.

Dated this 12th day of January, 20 24.

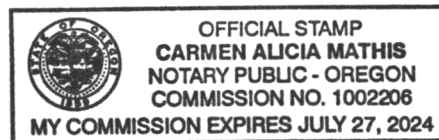
GRANTOR:


Klamath County Property Sales Manager
Rick Vaughn

STATE OF OREGON


SS.

COUNTY OF KLAMATH

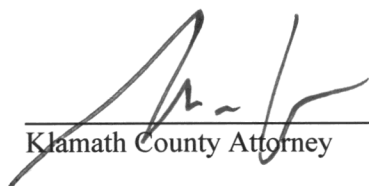


This instrument was acknowledged before me on this 12th day of January, 20 24 by

Rick Vaughn


Notary Public for Oregon
My commission expires:

Approved as to Form


Klamath County Attorney

1/23/2024
Date

Accepted on behalf of Klamath County by the Klamath County Board of Commissioners


Chair


Commissioner


Commissioner

01-17-2024
Date

1-17-24
Date

1/23/2024
Date

EXHIBIT 'A'
VANDENBERG RD

A strip of land for road right of way and public utility purposes being a portion of that parcel described in Klamath County Deed Volume 330 Page 53 recorded May 29th 1961 situate in the West ½ of Section 34, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County Oregon; said strip being variable in width, the centerline described as follows:

Beginning at Centerline Station 179+28.94 of the Crater Lake Parkway, Oregon Department of Transportation drawing 6B-10-6, thence leaving said Centerline North 40° 34' 38" East a distance of 93.31' to a point; thence 76.89' along a 55' radius curve to the left, (the long chord of which bears North 00°31'40" East, 70.78') to a point; thence North 39° 31' 18" West a distance of 153.96' to a point, thence 214.81' along a 381.09' radius curve to the right, (the long chord of which bears North 23°22'24" West, 211.98') to a point at the intersection of the Crater Lake Parkway right of way line and the beginning of right of way dedication; thence continuing along said curve 18.19', (the long chord of which bears North 05°51'28" West, 18.18') to a point; thence North 4° 29' 26" West a distance of 899.81' to a point; thence 151.82' along a 131.85' radius curve to the left, (the long chord of which bears North 37°28'38" West, 143.57') to a point; thence North 70° 27' 51" West a distance of 222.47' to a point, thence 108.60' along a 274.16' radius curve to the left, (the long chord of which bears North 81°48'43" West, 107.89') to a point; thence South 86° 50' 25" West a distance of 179.66' to a point; thence 333.47' along a 150.00' radius curve to the right, (the long chord of which bears North 29°28'19" West, 268.92') to a point; thence North 34° 12' 57" East a distance of 47.28' to a point; thence 257.48' along a 300.00' radius curve to the left, (the long chord of which bears North 09°37'41" East, 249.65') to a point; thence North 14° 57' 36" West a distance of 272.62' to a point; thence 103.67' along a 200.00' radius curve to the right, (the long chord of which bears North 00°06'36" West, 102.52') to a point; thence North 14° 44' 25" East a distance of 18.58' to a point at the intersection of Foothills Blvd right of way being the ending of right of way dedication, thence following said line 50.02' more or less to the centerline of Foothills Boulevard. Bearings are based upon County Survey # 8813

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

<u>Station</u>	<u>to</u>	<u>Station</u>	<u>Width on Northeasterly side of Centerline</u>
4+81.46		5+38.97	0 to 30
5+38.97		17+90	30
17+90		20+10	35
20+10		21+19.52	40
21+19.52		22+50	50
22+50		27+57.75	80
27+57.75		31+51.38	40

<u>Station</u>	<u>to</u>	<u>Station</u>	<u>Width on Southwesterly side of Centerline</u>
5+38.97		5+81.63	0 to 30
5+81.63		23+50	30
23+50		25+00.26	110
25+00.26		27+57.75	70
27+57.75		31+53.86	40

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Jonathan S Redd

OREGON
SEPTEMBER 13, 2022
JONATHAN S REDD
98873

EXPIRES: DECEMBER 31, 2024



COMMUNITY
CORRECTIONS

VANDENBERG ROAD

BIKE PATH

FOOTHILLS BLVD

KLAMATH
COUNTY JAIL

JAIL
PARKING

SHERIFF'S
OFFICE

JUVENILE
DEPT

GRAVEL PARKING
AREA

PUBLIC HEALTH

W.I.C.

PUBLIC HEALTH
PARKING

VETERANS
SERVICES

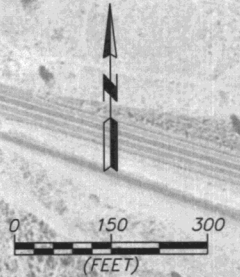
CRATER LAKE PARKWAY

VANDENBERG ROAD

EBERLEIN AVE

EBERLEIN AVE

TREAD & TRACK



PROJECT: VANDENBERG ROAD DEDICATION

EXHIBIT 'B'

REVISION NO.
N/A
DATE
07/26/23



BOARD OF COMMISSIONERS

Agenda Item Summary

Agenda Category: Orders

Item No: 7.2

Date: January 9, 2024

OR 2024-042

Originating Department: Public Works

Issue: In the matter of executing an order dedicating a variable width strip of land for County Road Right of Way for Vandenberg Road in Klamath County, Oregon.

Background: Vandenberg Road is currently a driveway located in the City of Klamath Falls, and used for accessing various County facilities and property. The County road department has been maintaining the road even though it has never been formally dedicated for public use. This order will formally dedicate the right of way for public access and utilities and will keep jurisdiction under Klamath County.

Recommended Motion: Board approve and execute the order dedicating a variable width strip of land for County Road Right of Way for Vandenberg Road in Klamath County, Oregon. Fiscal Impact is none.

DONE AND DATED this 9th day of January, 2024.

Chair

Approved ☒

Denied ☐

Vice-Chair

Approved ☐

Denied ☐

Commissioner

Approved ☒

Denied ☐

**BOARD OF COUNTY COMMISSIONERS
IN AND FOR THE COUNTY OF KLAMATH, STATE OF OREGON**

In the matter of dedicating a variable width)
strip of land for County Road Right of Way)
for Vandenberg Road Klamath County,)
Oregon.)

ORDER# 2024-042

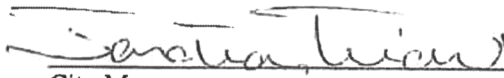
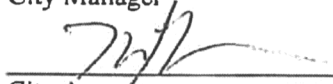
WHEREAS, Vandenberg road is currently a driveway located in the City of Klamath that has been used for accessing public facilities including the Sheriff Department, Public Health Department and the County jail; and

WHEREAS, Vandenberg road is adjacent to property owned by Klamath County and has been maintained by the County but never formally dedicated; and

WHEREAS, The City of Klamath Falls wishes for Vandenberg Road to remain under County Jurisdiction and for Klamath County to continue to provide maintenance to the right of way.

NOW THEREFORE, IT IS HEREBY ORDERED that the variable width strip of land described in attached Exhibit 'A' is hereby dedicated as public road right of way for access and public utilities and shall continue to be maintained and under the jurisdiction of Klamath County. The Public Works Department shall prepare a right of way dedication deed to be filed with the County Clerk.

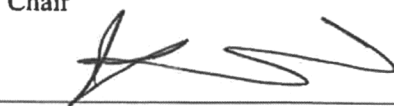
City of Klamath Falls

	<u>12/18/23</u>
City Manager	Date
	<u>12/19/23</u>
City Attorney	Date

KLAMATH COUNTY BOARD OF COMMISSIONERS

DONE AND DATED this 9th day of January, 2024


Chair


Commissioner


Commissioner

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REGISTERED
PROFESSIONAL
LAND SURVEYOR

Jonathan S Redd

OREGON
SEPTEMBER 13, 2022
JONATHAN S REDD
98873

EXPIRES: DECEMBER 31, 2024



Agenda Item Details

Meeting	Dec 18, 2023 - AGENDA FOR COUNCIL WORK SESSION/MEETING
Category	5. CONSENT AGENDA
Subject	5.2 AUTHORIZATION OF VANDENBERG ROAD RIGHT-OF-WAY DEDICATION
Access	Public
Type	Action (Consent)
Recommended Action	- Move to authorize the City Manager and City Attorney to execute the County Order that will allow Vandenberg Road to become County Right-of-Way and maintained by the County.

Public Content

REPORT GIVEN BY: MARK WILLRETT - PUBLIC WORKS DIRECTOR

ISSUE BEFORE COUNCIL: Should the City work with the County to have Vandenberg Road dedicated as public right-of-way under County Jurisdiction within City limits?

SUMMARY AND BACKGROUND:

Vandenberg Road is the primary access road to the Jail and ties in Crater Lake Parkway and Foothills Blvd. While this road is within the City limits, it is not in a dedicated right-of-way, functioning more like a long private driveway. The County is looking to rectify this by formally dedicating the road for public access and utilities. As noted in the attached letter, normally when the City accepts infrastructure it is brought up to our standards. In this case that would be cost prohibitive and the County is willing to continue maintenance of this City road. A good example of this process is Foothills Blvd. While the road is exclusively within the City, it is maintained by the County.

COUNCIL OPTION(S):

1. Authorize the City Manager to sign the County Order that will allow Vandenberg Road to become County right-of-way.
2. Do not authorize the City Manager to sign the Order and recommend that this road be under the jurisdiction of the City

FINANCIAL IMPACT(S):

1. There are no financial impacts if the road becomes dedicated County jurisdiction.
2. If the City retains jurisdiction, it will be responsible for all future maintenance.

STAFF'S RECOMMENDATION: Council to approve Option 1.

AGENDA SENT TO:

- Klamath County Board of Commissioners

DOCUMENT(S) ATTACHED:

- County Order
- Letter from the County Commissioners

 BOCC_Vandenberg_Dedication.pdf (1,322 KB)

 scan.pdf (265 KB)

*Approved
NB*