

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. 00-088**

Authorizing Staff to Initiate Proceedings to Legalize Portions of Butler County Road No. 588 and Newberry County Road No. 325

**The Multnomah County Board of Commissioners Finds:**

- a. ORS 368.201 to ORS 368.221 establishes the process and procedures the County must follow to "legalize" a county road when there are irregularities in the County's records with respect to the legal description or otherwise for the road.
- b. ORS 368.201 (2) allows for a county governing body to initiate proceedings to legalize county roads if the location of the road cannot be accurately determined due to numerous alterations of the road or a defective survey of the road.
- c. ORS 368.201 (3) allows a county governing body to initiate proceedings to legalize county roads where the road as traveled and used for 10 years or more does not conform to the road as described in the county records.
- d. The location of Newberry County Road No. 325 from US Highway No. 30 westerly about 1.7 miles to the Portland City limits cannot be accurately determined due to numerous alterations of the road and a defective survey of the road.
- e. A portion of Butler County Road No. 588 as traveled and used for at least the past ten years from Regner County Road westerly, about 1.3 miles to the southeast corner of B. Thomas DLC No. 72, does not conform to the existing record.

**The Multnomah County Board of Commissioners Resolves:**

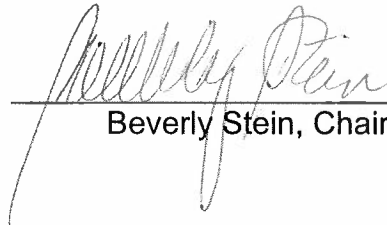
1. Pursuant to ORS 368.206, authorization to initiate proceedings to legalize portions of Butler County Road No. 588 and Newberry Road No. 325 is hereby granted.
2. The County Surveyor is directed to survey these roads to determine the location of the road and the width of the road according to ORS 368.206.
3. The County Engineer is directed to file a written report with the governing body including the survey required and any other information required by the governing body.

4. The County Engineer shall set this matter for further proceedings before this Board and shall give notice of such proceedings for legalization as required under ORS 368.401 to 368.426, by service to owners of abutting land and by posting.

ADOPTED this 1st day of June, 2000.



BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

  
Beverly Stein, Chair

REVIEWED:

THOMAS SPONSER, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By   
Matthew O. Ryan, Assistant County Attorney

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