

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR COLUMBIA COUNTY, OREGON

In the Matter of Accepting a Relinquishment  
Deed From the Oregon Department of  
Transportation for Right of Way Adjacent to  
Apiary Road

ORDER NO. 4-2026

WHEREAS, in December 2015 Columbia County suffered a flooding event that resulted in damage to culverts on various County roads including Apiary Road; and

WHEREAS, to obtain federal Emergency Relief Funds to repair these culverts the County entered a series of Intergovernmental Agreements with the Oregon Department of Transportation (“ODOT”); and

WHEREAS, under these agreement ODOT was responsible for the acquisition of any right of way needed for these projects; and

WHEREAS, As part of these duties ODOT acquired additional right of way to repair the culvert located on Apiary Road at milepost 12.2; and

WHEREAS, on February 10, 2026 ODOT executed and delivered to the County for acceptance a Relinquishment Deed for this additional right of way, a true copy of which is attached hereto as Exhibit 1; and

WHEREAS, The ODOT deed limits use of the relinquished property to public road purposes forever.

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

1. The Relinquishment Deed from Oregon Department of Transportation, a true copy of which is attached hereto as Exhibit 1 and incorporated herein by this reference, is hereby accepted by the County.
2. The additional right-of-way as described in the Relinquishment Deed is accepted for public road purposes and is incorporated as part of the right of way for Apiary Road.
3. The Board Chair is authorized to sign the Relinquishment Deed, accepting this additional right of way on behalf of the County.

4. The Relinquishment Deed and this Order shall be filed with and recorded by the County Clerk with costs.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2025.

BOARD OF COUNTY COMMISSIONERS  
FOR COLUMBIA COUNTY, OREGON

By: \_\_\_\_\_  
Kellie Jo Smith, Chair

By: \_\_\_\_\_  
Casey Garrett, Commissioner

By: \_\_\_\_\_  
Margaret Magruder, Commissioner

Approved as to form

By: \_\_\_\_\_  
Office of County Counsel

Relinquishment No. 9786000A  
Misc. C & A Agreement No. 34839  
Columbia County Emergency culvert replacement Section  
Apiary Road  
Columbia County, Oregon

### ***Relinquishment Deed***

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In order to complete terms of Misc. C & A Agreement No. 34839, dated June 30, 2021, between the **STATE OF OREGON, by and through its Department of Transportation**, hereinafter called "State", and **COLUMBIA COUNTY, a political subdivision of the State of Oregon, by and through its Elected Officials**, hereinafter called "County", State does hereby relinquish unto County its right, title and interest in the connecting roads or portions thereof as provided for in said agreement. Any right-of-way being conveyed in which State has any title shall be vested in County ONLY SO LONG AS USED FOR PUBLIC ROAD PURPOSES. IF SAID RIGHT OF WAY IS NO LONGER USED FOR PUBLIC ROAD PURPOSES, IT SHALL AUTOMATICALLY REVERT TO STATE. The area being relinquished is described in the legal description and accompanying map, marked Exhibit "A" and Exhibit "B", attached hereto and by this reference made a part hereof.

AS SHOWN ON THE ATTACHED EXHIBIT MAP, HEREIN AND MADE A PART OF THIS DOCUMENT AS SET FORTH ABOVE, THAT IN THE EVENT OF A CONFLICT OR DISCREPANCY BETWEEN THE EXHIBIT MAP AS SHOWN AND THE WRITTEN LEGAL DESCRIPTION EXHIBIT "A", THE WRITTEN LEGAL DESCRIPTION EXHIBIT "A" SHALL PREVAIL.

The property above described is transferred subject to the rights of any utilities located within said property and further subject to the rights of the owners of said existing facilities if any there be, to operate, reconstruct, and maintain their utility facilities presently located within said property.

AFTER RECORDING RETURN TO:  
OREGON DEPARTMENT OF TRANSPORTATION  
RIGHT OF WAY SECTION  
555 13<sup>th</sup> NE St  
SALEM OR 97301

Relinquishment No. 9786000A  
Misc. C & A Agreement No. 34839  
Columbia County Emergency culvert replacement Section  
Apiary Road  
Columbia County, Oregon

The County, Grantee, for themselves, their heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree as a covenant running with the land that in the event facilities are constructed, maintained, or otherwise operated on the property described in this deed for any activity, facility or program, the County, Grantee will maintain and operate such facilities and services in compliance with all federal and state requirements such that no person on the grounds of race, color, or national origin, will be excluded from participation in, denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities.

The Oregon Transportation Commission, by a duly adopted Delegation Order OTC – 01, dated July 1, 2019; Delegation Order No. DD 03, Item No. 19, dated July 1, 2019; Delegation Order No. HWY 04, Paragraph No. B-4, dated April 1, 2018; and Delegation Order No. EB-05, Paragraph No. B-2, dated April 1, 2018, authorize the State Right of Way Manager to sign this Relinquishment Deed for and on behalf of the Commission.

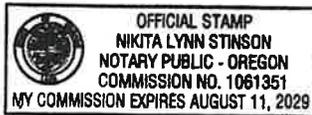
Dated this 10<sup>th</sup> day of February, 2026.

**STATE OF OREGON, by and through its  
DEPARTMENT OF TRANSPORTATION**

By *Georgine Gleason*  
Georgine Gleason, State Right of Way Manager

STATE OF OREGON, County of Marion

Dated February 10<sup>th</sup>, 2026. Personally appeared Georgine Gleason, stated that she is the State Right of Way Manager for the State of Oregon, Department of Transportation, and that this document was voluntarily signed on behalf of the State of Oregon by authority delegated to her. Before me:



*Nikita Stinson*  
Notary Public for Oregon  
My Commission expires Aug. 11, 2029

Relinquishment No. 9786000A  
Misc. C & A Agreement No. 34839  
Columbia County Emergency culvert replacement Section  
Apiary Road  
Columbia County, Oregon

BOOK \_\_\_\_\_ PAGE \_\_\_\_\_

Title as hereinabove relinquished and as shown on accompanying legal description and map, Exhibit "A" and Exhibit "B", is hereby accepted by Columbia County.

Accepted on behalf of Columbia County

By \_\_\_\_\_

Title: \_\_\_\_\_

Date \_\_\_\_\_

EXHIBIT A - Page 1 of 1

File PM910-206/9786000A

Drawing RW9786M

July 10, 2025

**To Be Relinquished to Columbia County**

A parcel of land lying in the SW1/4 of Section 3, Township 5 North, Range 3 West, W.M., Columbia County, Oregon and being those properties designated as Parcel 1 and Parcel 2 and described in that Permanent Easement Agreement to the State of Oregon, by and through its Department of Transportation recorded July 11, 2022, Fee No. 2022-06096, Columbia County Clerk's Office.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

BAIERSKI

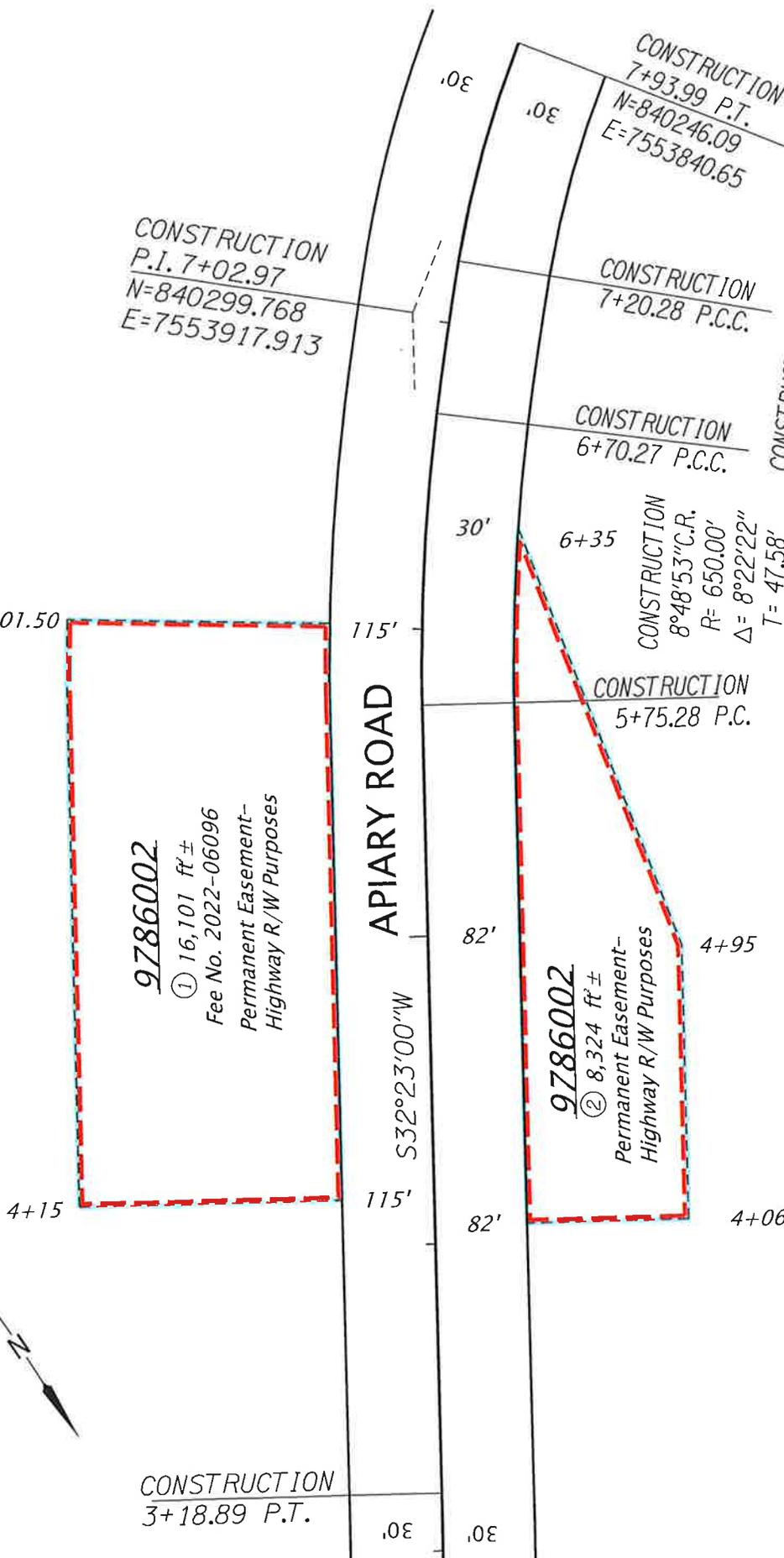
William L \*Bill

Digitally signed by  
BAIERSKI William L \*Bill  
Date: 2025.08.28  
14:16:36 -07'00'

OREGON  
JANUARY 21, 1992  
WILLIAM L. BAIERSKI  
2531

RENEWAL DATE 12/31/25

SEC. 3, T. 5 S., R. 3 W., W.M.



CONSTRUCTION  
P.I. 7+02.97  
N=840299.768  
E=7553917.913

**9786002**  
① 16,101 ft±  
Fee No. 2022-06096  
Permanent Easement-  
Highway R/W Purposes

**APIARY ROAD**

**9786002**  
② 8,324 ft±  
Permanent Easement-  
Highway R/W Purposes

CONSTRUCTION  
7+93.99 P.T.  
N=840246.09  
E=7553840.65

CONSTRUCTION  
7+20.28 P.C.  
R=1200.00'  
Δ=2°23'16"  
T=25.01'

CONSTRUCTION  
6+70.27 P.C.  
R=1200.00'  
Δ=2°23'16"  
T=25.01'

CONSTRUCTION  
6+35  
8°48'53"C.R.  
R= 650.00'  
Δ= 8°22'22"  
T= 47.58'

CONSTRUCTION  
5+75.28 P.C.  
R= 1200.00'  
Δ= 2°23'16"  
T= 25.01'

CONSTRUCTION  
4°46'29"C.R.  
R= 1200.00'  
Δ= 2°23'16"  
T= 25.01'

CONSTRUCTION  
16°22'13"C.R.  
R= 350.00'  
Δ= 12°04'01"  
T= 36.99'

<b>LEGEND</b>	
<b>9786002</b>	ODOT FILE NUMBER
(X)	ODOT PARCEL NUMBER
[Red dashed box]	TO BE RELINQUISHED (PERMANENT EASEMENT)

SECTION	COLUMBIA COUNTY EMERGENCY CULVERT REPLACEMENTS
HIGHWAY	APIARY ROAD
COUNTY	COLUMBIA COUNTY
FILE	PM910-206/9786000A
SCALE	1"=50'
DATE	JULY 2025
DRAWING	RW9786M

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

BAIERSKI  
William L \*Bill  
Digitally signed by BAIERSKI  
William L \*Bill  
Date: 2025.08.28 14:17:54  
-0700-

OREGON  
JANUARY 21, 1992  
WILLIAM L. BAIERSKI  
2531

RENEWS: 12-31-2025

OREGON DEPARTMENT OF TRANSPORTATION

**RIGHT OF WAY**

**RELINQUISHMENT**

EXHIBIT B SHEET 1 OF 1