

2013-6120580 1 of 4

Umatilla County
Received:12/11/2013

1008384

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR UMATILLA COUNTY, OREGON

IN THE MATTER OF THE VACATION)	
OF PORTIONS OF OLD COUNTY ROADS)	VACATION
523, 257, AND 147 INITIATED WITH)	ORDER NO. <u>RD95-20</u>
A RESOLUTION BY THE UMATILLA)	
COUNTY BOARD OF COMMISSIONERS)	

The proceedings having previously been initiated by the Umatilla County Board of Commissioners to vacate portions of Old County Roads 523, 257, and 147 located in Umatilla County, Oregon; and

IT APPEARING that on September 6, 1995, pursuant to ORS 368.341, the Board of Commissioners adopted a resolution initiating proceedings to vacate said right-of-way and referred it to the Director, Department of Public works, for examination and report; and

IT APPEARING that the Director of Public Works, after reviewing the proposed vacation and coordinating with utility companies and other public agencies, has recommended that the said portions of roads be vacated; and

IT FURTHER APPEARING that subsequent to the adoption of the resolution on September 6, 1995, a public hearing was held on the proposed vacation on October 18, 1995, in Room 114 in the Umatilla County Courthouse in Pendleton, Oregon; that notice of the pendency of the resolution and of the time and place of the hearing was given as provided by law, and proof of posting and notice is on file at the Umatilla County Public Works Department; and the Board of Commissioners found that it would be in the public interest to vacate the portions of old County Roads #523, 147, and 257 shown on Attachment "A" attached hereto and incorporated herein and described as follows:

Return original to: Commissioners' Journal
Copy to: County Counsel

All those portions of old roads 147, 523, and 257 running southwesterly from near the intersection of what is now 44th Street and Korvola Road in the Northwest 1/4 of Section 21, T. 2 N., R. 32 E.W.M. to near the SW Corner of the SE 1/4 of the SE 1/4 of Section 20, T. 2 N., R. 32 E.W.M. and lying outside of the road legalized by Order RD95-016, which is described as follows:

A strip of land for road purposes located in Sections 20, 21, and 29, Township 2 North, Range 32 East of the Willamette Meridian, being 60 feet in total width and 30 feet in width on each side of the following centerline:

Commencing at the northwest corner of Section 21, T. 2 N., R. 32 E.W.M.; thence N89°52'44"E, 777.77 feet to a P-K nail at the intersection of S.W. 44th Street and Quinney Avenue; thence S11°31'20"W, 1440.01 feet along the centerline of S. W. 44th Street to a railroad spike with a punch mark and the true point of beginning of this description; thence S35°29'10"W, 7.20 feet; thence 170.33 feet along a 783.52-foot radius curve right (the long chord bears S41°42'49"W, 169.99 feet); thence S47°56'29"W, 0.79 feet; thence 187.77 feet along a 500.82-foot radius curve left (the long chord bears S37°12'02"W, 186.67 feet); thence S26°27'36"W, 166.52 feet; thence 318.16 feet along a 1792.62-foot radius curve right (the long chord bears S31°32'40"W, 317.75 feet); thence S36°37'45"W, 60.49 feet; thence 176.97 feet along a 3725.97-foot radius curve right (the long chord bears S37°59'23"W, 176.95 feet); thence S39°21'01"W, 36.38 feet; thence 115.98 feet along a 2661.16-foot radius curve right (the long chord bears S40°35'56"W, 115.97 feet); thence S41°50'51"W, 43.38 feet; thence 191.92 feet along a 2732.28-foot radius curve left (the long chord bears S39°50'07"W, 191.88 feet); thence S37°49'22"W, 64.27 feet; thence 139.94 feet along a 2011.88-foot radius curve right (the long chord bears S39°48'56"W, 139.92 feet); thence S41°48'30"W, 459.48 feet; thence 594.48 feet along a 435.48-foot radius curve left (the long chord bears S2°42'02"W, 549.38 feet); thence S36°24'25"E, 165.98 feet; thence 312.68 feet along a 598.13-foot radius curve right (the long chord bears S21°25'51"E, 309.13 feet); thence S6°27'17"E, 82.56 feet; thence 217.68 feet along a 611.84-foot radius curve left (the long chord bears S16°38'49"E, 216.53 feet); thence S26°50'20"E, 118.66 feet; thence 231.88 feet along a 456.41-foot radius curve right (the long chord bears S12°17'04"E, 229.39 feet); thence S2°16'13"W, 170.62 feet; thence 661.20 feet along a 431.91-foot radius curve right (the long chord bears S46°07'36"W, 598.50 feet); thence S89°58'59"W, 425.87 feet to a 2-1/2 inch brass cap set 8 inches below the surface of the road marking the East 1/16th Corner common to Sections 20 and 29, T. 2 N., R. 32 E.W.M. and the terminus of this description.

VACATION ORDER NO. RD95-20
PAGE 3

NOW THEREFORE, BE IT AND IT HEREBY IS ORDERED AND ADJUDGED that those portions of old County Roads 147, 257 and 253 as described on page 2 of this order and shown on Attachment "A" be vacated and that all right and title thereto does hereby vest in the owners of the land abutting the vacated property by extension of the person's abutting boundaries to the right of way line of the road legalized by Umatilla County Board of Commissioners Order No. RD95-016 as provided by ORS 368.366(2), except that for the common line between tax lots 2N3221-BB-900 and 8000, the property does hereby vest in the owners of the land abutting the vacated property by extension of the person's abutting boundaries across the vacated right of way at right angles to or radially to the road legalized by Board of Commissioners Order No. RD95-016.

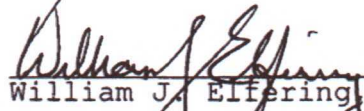
EXCEPT

All public and private utility companies shall retain an easement in perpetuity for the future maintenance and construction of its utilities in the location they exist as of October 18, 1995.

Dated this 11th day of December, 2013, nunc pro tunc October 18, 1995.

UMATILLA COUNTY BOARD OF COMMISSIONERS



W. Lawrence Givens, Chair

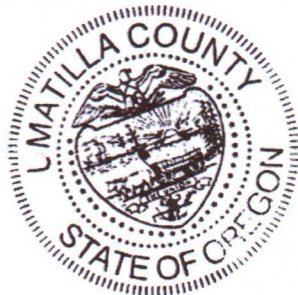

William J. Effering, Commissioner

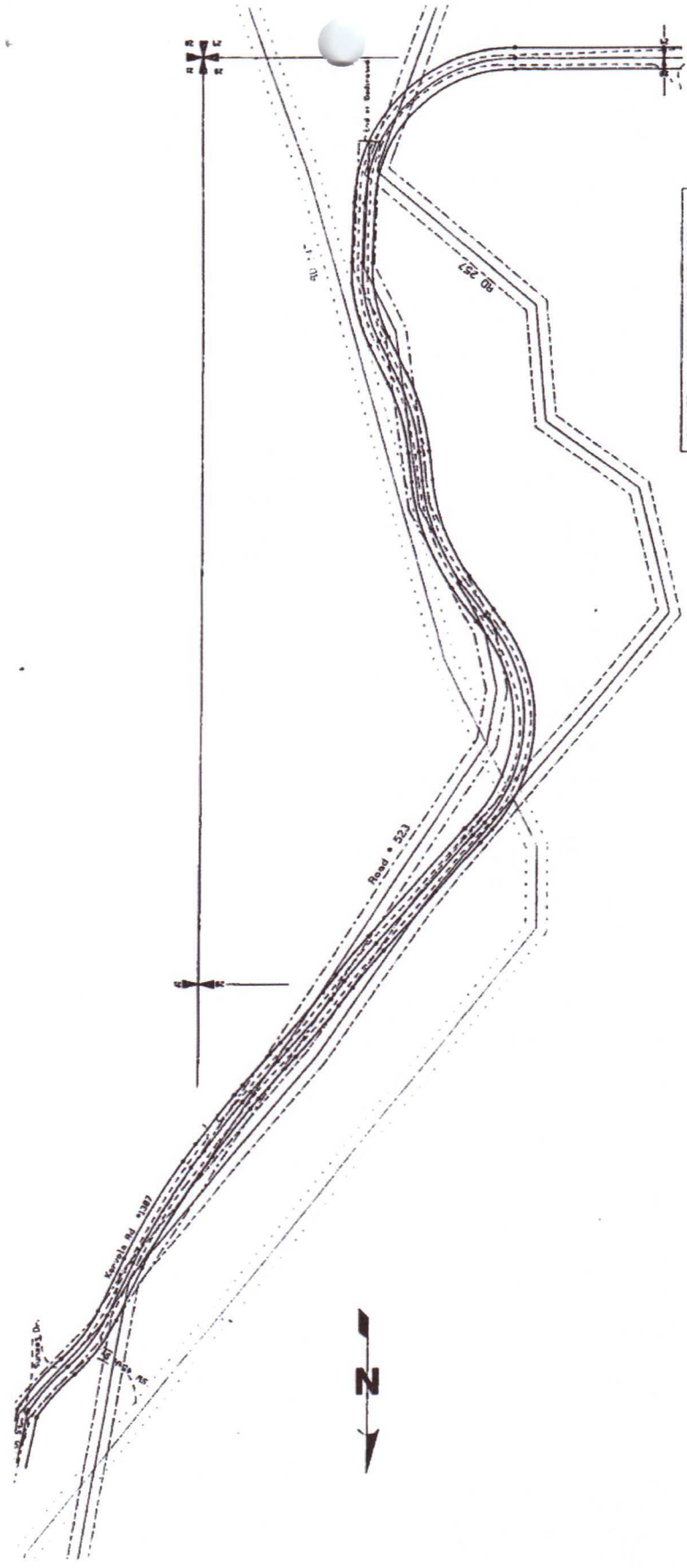
ABSENT
George L. Murdock, Commissioner



ATTEST:
OFFICE OF COUNTY RECORDS


Records Officer





UMATILLA COUNTY ROAD DEPT	
1028 1/2 sq. ft. 47888	
Ferdinand, Oregon	
Vacation of Portion County Roads 147, 523, 257 in the Vicinity of Road 1307	
Located	
Section 28, 21, and 24, Township 2 North, Range 32 East of the Willamette Meridian	
Survey By	Drawn By
Gary Roberts	Juana Garban
Checked By	Gary Roberts
Scale	Date
Sheet	1
	Sept 5, 1995

VACATED ROADS SHOWN IN LIGHT LINES
 LEGALIZED ROAD SHOWN IN DARK LINES

State of Oregon
 County of Umatilla

Instrument received
 and recorded on
 12/11/2013 1:41:12 PM



in the record of instrument
 code type DE-ORDER

Instrument number 2013-6120580
 Fee \$0.00

Office of County Records

Jeanne Hemphill

Records Officer
 1008384 p4

ATTACHMENT A