

PETITION FOR VACATION

TO THE BOARD OF COUNTY COMMISSIONERS FOR UMATILLA COUNTY, OREGON

IN THE MATTER OF THE VACATION OF  
SIMPLOT ROAD (#1324)  
\_\_\_\_\_  
\_\_\_\_\_  
UMATILLA COUNTY, OREGON )

PETITION TO VACATE

I, J.R. SIMPLOT COMPANY & HERMISTON POWER PARTNERSHIP, petition the Board of County Commissioners of Umatilla County, Oregon, to vacate SIMPLOT ROAD #1324, more particularly described as follows:

(attach legal description)

Simplot Road is a county road located in Township 4 North, Range 28 East, between Sections 27 and 28, lying and being North of the Umatilla River. Simplot Road runs North and South adjacent to Petitioner's potato processing facility. Simplot Road is approximately 66 feet in width and approximately 1,395.25 feet in length. Simplot Road is depicted in the color yellow on Attachment I, attached hereto and incorporated herein by reference.

II

Petitioners are the owners, as shown in the records of Umatilla County, of property abutting the property sought to be vacated, (~~and petitioners are the only persons or corporations particularly affected by the proposed vacation of the property\*~~). EXCEPT for a 1.24 acre parcel owned by Pacific Power & Light (PP&L) and certain recorded mineral rights owned by Oregon-Washington Railroad & Navigation Co., Petitioners own all of the property on either side of Simplot Road. A Utility easement for ingress and egress to PP&L's property abutting Simplot Road exists of record.

No portion of the street proposed to be vacated is situated within the corporate limits of any city.

IV

The particular circumstances that justify granting a vacation of the described property are: (attach extra page if necessary).

HOW PROPERTY IS USED Roadway  
CONDITION OF PROPERTY Good  
REASONS FOR VACATION Petitioners wish to control access to Simplot Road for security purposes relating to their facilities located adjacent to Simplot Road.

\* To be included if all property owners petition.



VI

Petitioners request that after the giving of notice as required by law, a hearing be held on this petition before the Board of County Commissioners, and that an order be entered vacating the property more particularly described above.

Dated this 10th Day of August, 1999.

PETITIONERS

NAME:

ADDRESS

T.L.

J.R. Simplot Company

P.O. Box 27, Boise ID 83707

BY: *Ronald N. Graves*  
Ronald N. Graves, Vice President, Secretary and General Counsel

Hermiston Power Partnership

408 E. Main St., Suite B, Hermiston OR 97838

BY: *DL Kieta*  
Douglas L. Kieta, Senior Vice President

**NOTE:** All petitions must be accompanied by a \$500.00 recording fee. If petitions for vacation is granted and a \$20.00 recording fee. This is to be paid by the petitioners and must be prepaid. If vacation is located in a subdivision, an additional \$12.00 survey fee is due.

Certification

On this 10<sup>th</sup> day of August, <sup>2000</sup>1999, before me, the undersigned, Ronald N. Graves, personally appeared, known to me to be the identical individual described in and who executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last written above.

STATE OF Idaho ) ss  
COUNTY OF Ada )

Janene A. Kattner  
Notary Public



My Commission Expires 5/31/02

Certification

On this 14 day of August, <sup>2000</sup>1999, before me, the undersigned, D.L. Kieta, personally appeared, known to me to be the identical individual described in and who executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last written above.

STATE OF California ) ss  
COUNTY OF Sacramento )



Notary Public

My Commission Expires 3-15-2003

Certification

On this \_\_\_\_ day of \_\_\_\_\_, 1999, before me, the undersigned, \_\_\_\_\_, personally appeared, known to me to be the identical individual described in and who executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last written above.

STATE OF ) ss  
COUNTY OF )

\_\_\_\_\_  
Notary Public

My Commission Expires \_\_\_\_\_

Certification

On this \_\_\_\_ day of \_\_\_\_\_, 1999, before me, the undersigned, \_\_\_\_\_, personally appeared, known to me to be the identical individual described in and who executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last written above.

STATE OF ) ss  
COUNTY OF )

\_\_\_\_\_  
Notary Public

My Commission Expires \_\_\_\_\_

