

Umatilla County
Received:1/23/2014

THE BOARD OF COMMISSIONERS OF UMATILLA COUNTY



STATE OF OREGON

In the Matter of Vacation of)
Export Drive, a Public) ORDER NO. RD2014-01
Road Platted in the 2007)
Port of Umatilla Subdivision)

WHEREAS, pursuant to ORS 368.341, the Umatilla County Board of Commissioners received and accepted a petition from owners of 100 percent of the abutting property, to initiate proceedings to vacate Export Drive, a Public Road originally platted in the 2007 Port of Umatilla Subdivision and located in the East Half of Section 14 and Southeast Half of Section 11, Township 5 North, Range 28, E.W.M., and

WHEREAS, pursuant to ORS 368.346, the Board of Commissioners directed the Public Works Director to prepare and file a written report including a recommendation as to whether the vacation would be in the public interest, and

WHEREAS, the Director of Public Works, after reviewing the proposed action, has recommended that the road be vacated, and

WHEREAS, ORS 368.351 allows a county governing body to vacate public property without holding a public hearing if the petition to vacate contains signatures of 100 percent of owners of property abutting a proposed vacation.

NOW THEREFORE, the Board of Commissioners orders that:

1. Export Drive in its entirety, as originally platted in the 2007 Port of Umatilla Subdivision, filed in Book 15, Page 31, Umatilla County Plat Records, Umatilla County Records, is vacated, more particularly described as follows:

A platted public road located in the North Half of Section 14, Township 5 North, Range 28, E.W.M., said road being dedicated in the Port of Umatilla Subdivision recorded in Book 15, Page 31, Umatilla County Plats. The road is more particularly described as follows:



Beginning at a 5/8 inch iron rebar marking the southwest corner of Parcel 2, Partition Plat No. 1994-27; thence N79°26'31"E, 515.50 feet to a 5/8-inch iron rebar; thence N88°51'27"E, 278.13 feet to a 5/8-inch iron rebar marking the southwest corner of Lot 3 of the Port of Umatilla Subdivision; thence N88°51'27"E, 825.11 feet to a 5/8-inch rebar marking the southeast corner of Lot 4 of the Port of Umatilla Subdivision; thence S01°01'20"E, 60.00 feet to a 5/8" iron rebar; thence 232.10 feet along an 80.00-foot radius curve right (the long chord bears S81°58'13"W, 158.85 feet); thence 33.26 feet along a 25.00-foot radius curve left (the long chord bears N53°01'47"W, 30.86 feet); thence S88°51'27"W, 471.48 feet to a 5/8-inch iron rebar marking the northwest corner of Lot 2 of the Port of Umatilla Subdivision and the northeast corner of Parcel 2, Partition Plat No. 1999-53; thence S88°51'27"W, 443.47 feet to a 5/8-inch iron rebar; thence S79°26'31"W, 510.56 feet to a 5/8-inch iron rebar marking the northwest corner of Parcel 2, Partition Plat No. 1999-53; thence N10°33'47"W, 60.00 feet to the point of beginning.

The area contained in the above described public road right of way is 2.45 acres, more or less. Bearings and distances are based on the aforementioned Port of Umatilla Subdivision Plat.

2. Nothing in this public road vacation is intended to vacate or alter in any way the underlying utility easement granted to the City of Umatilla by the Port of Umatilla and recorded as Instrument No. 2007-5170417 in the Umatilla County Records.

3. Vacation of Export Drive terminates and invalidates the following recorded documents in the Umatilla County Records:

A) Irrevocable Consent Agreement for future improvements to the 60 foot public road (i.e. Export Drive) recorded as Instrument No. 2011-5750295, and Instrument No. 2007-5220062;

B) Road Development Covenant pertaining to Export Drive recorded as Instrument No. 2011-5750296, and Instrument No. 2007-5220063.



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4. This vacation will not become final until the Port-Hagerman Replat is recorded, at which time the 2.45 acres of vacated road right of way will become part of Lot 1 of the Port-Hagerman Replat and ownership of the vacated right of way shall vest in the owner of Lot 1.

DATED this 22nd day of January, 2014.

UMATILLA COUNTY BOARD OF COMMISSIONERS



William J. Elfering, Chair

ABSENT


George L. Murdock, Commissioner



W. Lawrence Givens, Commissioner



ATTEST:
OFFICE OF COUNTY RECORDS



Records Officer



State of Oregon
County of Umatilla



Instrument received
and recorded on
1/23/2014 11:43:25 AM

in the record of instrument
code type DE-ORDER

Instrument number 2014-6130733
Fee \$0.00

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Office of County Records



Records Officer
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