

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR UMATILLA COUNTY, OREGON

1992 NOV 10 A 10: 27

UMATILLA COUNTY CLERK

IN THE MATTER OF THE VACATION OF)
A PORTION OF CO. RD. 1234 AND AN)
EASEMENT RD. THE BOARD OF)
COMMISSIONER UPON PUBLIC PETITION)

VACATION
ORDER # PW-92001

ORDER

This matter having previously come before the Umatilla County Board of Commissioners for proceedings to vacate a portion of Co. Rd. 1234, a public right-of-way, and an easement located in Umatilla County, Oregon; and

IT APPEARING that on August 7, 1991, pursuant to ORS 368.341, the Board of Commissioners accepted and referred to the Director of Public Works for investigation a petition initiating proceedings to vacate said road; and

IT APPEARING that the Director of Public Works, after reviewing the petition and coordinating with utility companies, has recommended that the said portion of road and easement, be vacated; and

IT FURTHER APPEARING that subsequent to acceptance of the petition on August 7, 1991, in the hearing room of the Board of Commissioners in the Umatilla County Courthouse, Pendleton, Oregon; as 100% of the landowners signed the petition, notice of the time and place of the hearing was not needed, as provided by law; and finding the property proposed for vacation to have little to no value to the county, no liabilities are to be incurred resulting from the vacation; and the Board of Commissioners finding that it would be in the public interest to vacate said portion of County Road and easement, Section 4, Township 4 North, Range 28 East, W.M. approximately 1.5 miles North of the city of Hermiston, Umatilla County, Oregon hereinafter described; (Legal description attached by this reference incorporated herein.)

NOW THEREFORE, BE IT AND IT HEREBY IS ORDERED AND ADJUDGED that portion of Co. Rd. and easement, shown in yellow on the assessor's map Section 4D, T4N, R28 E.W.M., which is attached hereto, and by this reference incorporated herein and made a part hereof be, and the same is, hereby vacated and that all right and

AFTER RECORDING RETURN TO: ROAD DEPT.

title thereto subject to the rights of all public and private utility companies or easements of record, and subject to restrictions recorded in the Umatilla County Deed Records Reel 203 Page 1658, does hereby vest in the owner of the land abutting the vacated property by extension of the person's abutting boundaries to the center of the vacated property, in accordance with Oregon law.

The county surveyor is directed to mark the plat as provided.

Dated at Pendleton, OR, this 10th day of November, 1992.

UMATILLA COUNTY BOARD OF COMMISSIONERS

Attest:

Thomas Groat
Thomas Groat
County Clerk

Glen Youngman
Commissioner Glen Youngman

ABSENT

Commissioner Bill Hansell

Emile M. Holeman
Commissioner Emile Holeman

APPROVED AS TO FORM

Jackie Haggerty-Foster
Jackie Haggerty-Foster
Umatilla County Legal Counsel



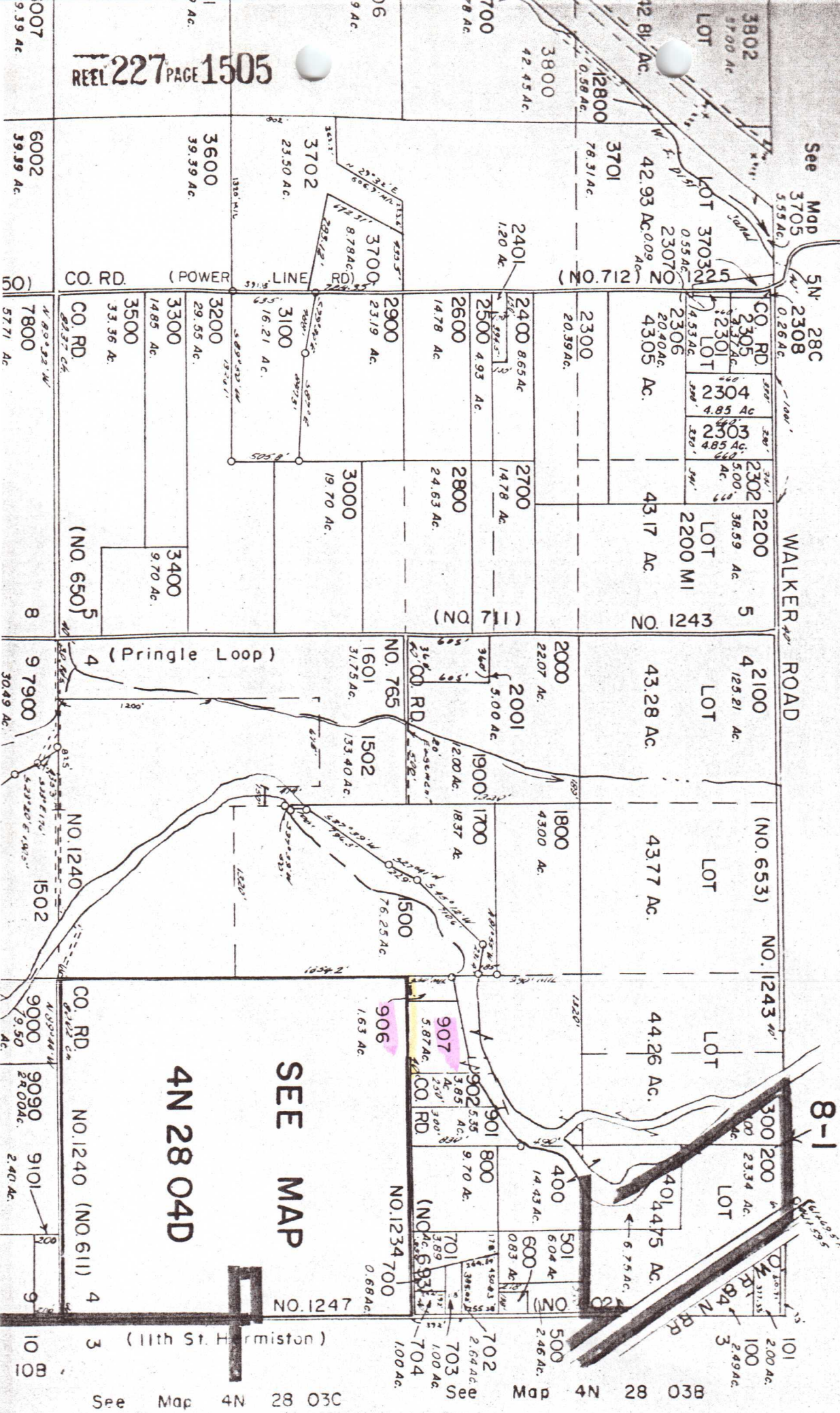
The road and easement to be vacated are known as the portion of County Road #1234, McConnell Road and easement extending west of said County Road located in the Southeast 1/4 of Section 04, Township 4 North, Range 28 East of the Willemette Meridian, between Tax Lots 906 and 907, T4N, R28B, and Tax Lot 1902, T4N R28 04D, the recorded owner for the tax lots being David E. & Sally A. Loper, the petitioners.

NW1/4 T.4N. R.28E.W.1M
UMATILLA COUNTY

4N 28B
8 INDEX

1"=1000'

Aerial Photo No. NZ-2P-25-26
1P-119-120



REEL 227 PAGE 1505

SEE MAP

4N 28 04D

See Map 4N 28 03C

Map 4N 28 03B

ctr. Sec.

866.70'

460.70'

406'

1902

8.67 AC

1904

9.99 AC

1900

9.68 AC

CO. RD.

R/W

945'

CO. RD.

945'

945'

406'

Easement

30'

460.70'

R 195-879

1307.71'

60' Easement

N 0° 53' 47" E

1903

11.35 AC

N 89° 47' 06" E

378.21'

S 0° 53' 14" E

1307.99'

(McConnell)

1901

9.70 AC

600

14.35 AC

1"=200'

See Map 4N28B

SE 1/4 Sec. 4 T.4N. R.28E.W.M. UMATILLA COUNTY

Easement

20'

208.71'

5.0

1.0

20

BC 1/20

STATE OF OREGON, COUNTY OF UMATILLA
I Thomas L. Groat, County Clerk, certify that this
instrument was received and recorded on 11-10-92
at 10:27 in the record of document code type DE-ORDER

Location R227-1502
Document number 92-177002
Fee 0.00

Thomas L. Groat
Umatilla County Clerk

received by S. McNaught Deputy