

BEFORE THE COUNTY COURT OF UMATILLA COUNTY, OREGON

In the matter of vacating a part of County Road )  
No. 161 in Section 8 and the N. E.  $\frac{1}{4}$  of Section )  
17. Also all that portion of County Road No. 672 )  
and all that portion of County Road No. 617, and )  
all those portions of any and all County Roads )  
or public roads situated upon, across or over )  
that tract of land conveyed by Town of Pilot )  
Rock, a municipal corporation, to A. W. Moltke )  
by Deed recorded in Book 199, Page 252 of the )  
Deed Records of Umatilla County, Oregon, all in )  
Township 1 South, Range 32, E.W.M. )  
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ORDER OF VACATION

BE IT REMEMBERED that at a regular session of the County Court of Umatilla County held in the Court room of said Court in Umatilla County Court House at Pendleton, Oregon, on the 4th day of May, 1953, at 10:00 A.M., present: James H. Sturgis, County Judge, and J. E. Olinger and Claude Meyers, County Commissioners, the following proceedings were had:

On motion of J. E. Olinger seconded by Claud Meyers, the following preambles and order were unanimously adopted:

WHEREAS, by resolution and order unanimously adopted on the 26th day of March, 1953, and duly entered in the Journal of this Court, it was declared that proceedings to vacate those parts of County Roads No. 161, 672 and 617 hereinafter described and those portions, if any, of any and all County roads or public roads upon, across or over the tract of land described in the Deed to A. W. Moltke hereinafter referred to, would be undertaken, and said proceedings were instituted and the County Surveyor was notified of said proceedings and was ordered and directed to examine said parts of said County Roads No. 161, 672 and 617 and of those portions, if any, of any and all County Roads or public roads upon, across or over said described tract of land and on the 30th day of March, 1953, made his report in writing thereon as required by law, and filed said report with the County Clerk of Umatilla County; and

WHEREAS, on the 30th day of March, 1953, this Court made and entered its order for hearing on said report of the County Surveyor and on the resolution and any objections to the vacation of said parts of

County Roads No. 161, 672 and 617, and to the vacation of those portions, if any, of any and all county roads or public roads situated upon, across or over the tract of land described in the Deed to A. W. Moltke hereinafter referred to, to be held in the Court room of this Court in the Umatilla County Court House in Pendleton, Oregon, on the 4th day of May, 1953, 10:00 A.M.; and ordered and directed that notice of said hearing be given as provided by law, and that said notice be posted by the County Surveyor; and

WHEREAS, notice of said hearing was duly given as provided by law, by posting said notice at the place of holding County Court and also at three public places in the vicinity of said road, on the 3rd day of April, 1953, which was more than thirty days before the day set for said hearing; and proof that such notice has been given was made by Affidavit of the County Surveyor, now on file herein; and

WHEREAS, pursuant to said order and notice this matter came on duly to be heard by the County Court of Umatilla County in the court room of said Court in the Umatilla County Court House at Pendleton, Oregon, on the 4th day of May, 1953, at the hour of 10:00 A.M., at which time and place the said report of the County Surveyor was duly heard and considered and no objection was made by any person to the vacating of said parts of County Roads No. 161, 672 and 617; and of those portions, if any, of any and all county roads or public roads upon, across or over said described tract of land in the Deed to A. W. Moltke hereinafter referred to; and

WHEREAS, it appears to this Court that said parts of county roads are not now in use by the public, and that they will not be useful as parts of the general road system, and it further appears that the public will be benefited by the vacation thereof; and the Court being fully advised in the premises;

IT IS HEREBY ORDERED that the following described parts of County Roads No. 161, 672 and 617 situated upon the tract of land next hereinafter described and those portions, if any, of any and all county roads or public roads

situated upon, across or over the tract of land described in the Deed to A. W.

Moltke, more particularly described as follows:

That part of County Road No. 161, beginning 2673.8 feet West of the Northeast corner of Section 8, Township 1 South, Range 32, E.W.M., running thence South  $7^{\circ}$  West 330 feet; thence South 2970 feet; thence South  $16^{\circ}$  East a distance of 1782 feet; thence South  $21^{\circ}$  West 528 feet; thence East 1200 feet, more or less, to the point of intersection with County Road No. 617.

Also all that portion of County Road No. 672 and all that portion of County Road No. 617, and all those portions of any and all County Roads or public roads situated upon, across or over a tract of land conveyed by Town of Pilot Rock, a municipal corporation, to A. W. Moltke by Deed recorded in Book 199, Page 252 of the Deed Records of Umatilla County, Oregon, said tract of land being more particularly described as follows, to-wit:

Beginning at the Northwest corner of the Northeast Quarter of the Northeast Quarter of Section 17, Township 1 South, Range 32, East of the Willamette Meridian; running thence South along the West line of the Northeast Quarter of the Northeast Quarter, South  $0^{\circ} 11'$  East, 1269.10 feet to an iron pin set in said line where the North line of Willow Street, if extended, would intersect said West line of said Northeast Quarter of the Northeast Quarter; thence East along said North line of Willow Street so extended 266.75 feet to an iron pin set in the West line of the right of way of the county road as now laid out running in a general Northerly and Southerly direction through said Section; thence running Northerly along the Westerly line of said County Road North  $3^{\circ} 14'$  East 263.32 feet to an iron pin; thence Northeasterly along said Westerly line of said road North  $39^{\circ} 32'$  East, 276.88 feet to an iron pin; thence running Northerly along said Westerly line of said County Road North  $41^{\circ} 22'$  East 139.15 feet to an iron pin; thence running Northerly along said Westerly line of said County Road North  $16^{\circ} 38'$  East 110.22 feet to an iron pin; thence running Northerly along said Westerly line of said County Road North  $4^{\circ} 18'$  West 151.76 feet to an iron pin; thence running Northerly along said Westerly line of said County Road North  $12^{\circ} 28'$  West 272.80 feet to an iron pin; thence Northerly along the Westerly line of said County Road North  $1^{\circ} 40'$  West 164.1 feet, more or less, to an iron pin set at the point of intersection of said Westerly line with the East and West Section line common to said Section 17 and to Section 8; thence Westerly along said Section line West 511.4 feet, more or less, to place of beginning.

That a legal description of the land adjacent to the aforesaid part of the County Roads are: The portion of the Northeast Quarter of the Northeast Quarter of Section 17 described in said Moltke Deed and the West Half of Section 8, all in Township 1 South, Range 32, E.W.M. and the names of the owners of said land are as follows: A. W. Moltke, Town of Pilot Rock, W. N. Royer, Ruth Hartman and Fred L. Hartman, her husband, Glen Newquist, Twigg Hinkle and Fred Hinkle, Grace Runyan and George Runyan, her husband and J. S. Reimer and Mary K. Reimer, his wife.

be and the same hereby are vacated.

James A. Stung  
County Judge

J. E. Clinger  
Commissioner

Claude Meyers  
Commissioner

Attest:

Jessie M. Bell  
County Clerk

Four-Order of Vacation