

DELPHI STREET Situation

Mr. Ken Robins contacted the Public Works office during the time he was negotiating the sale of his property in the unincorporated city of Rieth, OR. The property is located at the intersection of Delphi Street and George Street. Attached is the assessor's map of the location.

The reason for Mr. Robins concern is that approximately two feet of his property extends onto the right-of-way of Delphi St. Along his property and at the point of infringement, the street right of way is fifty-five (55) feet; the remainder of Delphi St. has a right-of-way width of fifty (50) feet. From analysis of the right-of-way metes and bounds, the additional five (5) feet was acquired from his property. The attached sketch illustrates the problem.

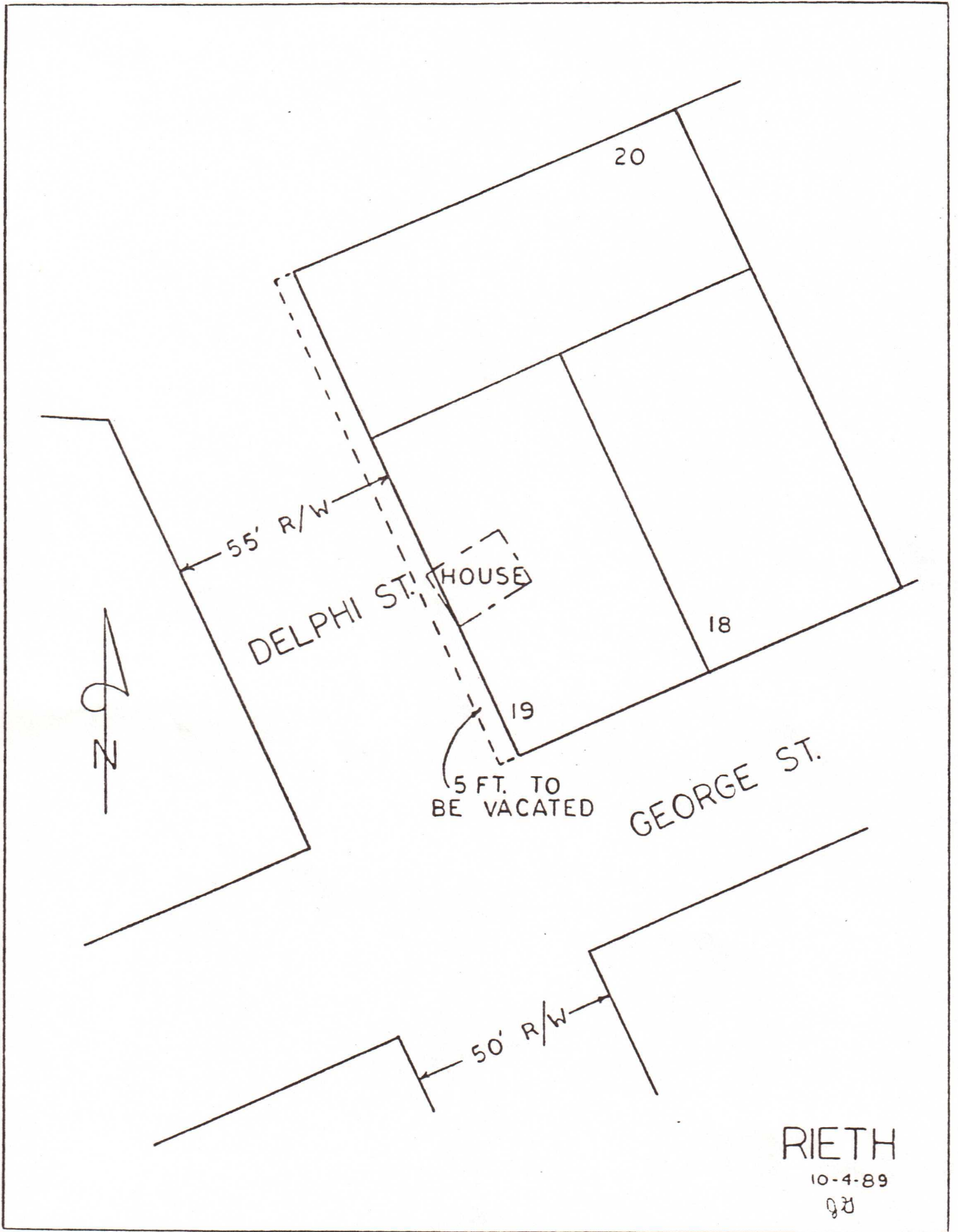
The lending institutions informed Mr. Robins that no loan would be considered while his housing structure is on public land. (Luckily for Mr. Robins, the potential buyer had other resources which allowed the sale to be consummated.)

COMMENTS

From September to November, 1980, the County was involved in a problem regarding this same property: the board resolved it by having the then-owner (Mr. Spaur) agree to remove, upon demand by the County, the fences and driveway he had constructed on George St. right-of-way. This resolution is included only for assurance that it has no bearing on this present situation.

The foreseeable growth for the unincorporated city of Rieth is small; any impact by the growth of the town as a whole would not affect the right-of-way of Delphi St. The residential area in the immediate vicinity of Delphi St. is not expected to change in any degree. It is my opinion that any growth unanticipated at this time would not be affected by allowing the 55' R/W to be changed to 50'.

LEGAL DESCRIPTION for the 5' strip recommended to be vacated is:
Easterly five (5) feet of Delphi Street, Doris Addition to the unincorporated town of Rieth;
beginning at the SouthWest corner of Block 5 of Doris Addition;
thence N 25 deg 46 min 25 sec W, 130 ft;
thence S 64 deg 13 min 35 sec W, 5 ft;
thence S 25 deg 46 min 25 sec E, 130 ft;
thence N 64 deg 13 min 35 sec E, 5 ft,
to the point of beginning.



RIETH

10-4-89

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See Map 2N 31 12DD

