

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR UMATILLA COUNTY, OREGON

IN THE MATTER OF THE VACATION OF)
ALLEY IN HERMISTON ORCHARDS BY) VACATION
THE BOARD OF COMMISSIONERS UPON)
PUBLIC PETITION)

ORDER

This matter having previously come before the Umatilla County Board of Commissioners for proceedings to vacate an alley in Hermiston Orchards, a public right-of-way, located in Umatilla County, Oregon; and

IT APPEARING that on July 11, 1990, 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 alley in Hermiston Orchards, be vacated; and

IT FURTHER APPEARING that subsequent to acceptance of the petition on July 11, 1990, the proposed vacation was granted on July 25, 1990, 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 alley in Hermiston Orchards in the SW1/4 of the SW1/4 of Section 12, Township 4 North, Range 28 East, Willamette Meridian, located just east of the city limits of Hermiston, Umatilla County, Oregon hereinafter described;

A parcel of land located in the Plat of Hermiston Orchards, as recorded in Book 2, Page 81. Records of Town Plats, Umatilla County, Oregon described as follows:

That portion of the 20 foot wide alley between Lots 4 and 5, Block 1, Plat of Hermiston Orchards, situated between the Easterly projection of the North line of Lot 4 and the Northerly right-of-way line of East Highland Avenue.

Said parcel of land is located in the Southwest 1/4 of the Southwest 1/4 of Section 12, Township 4 North, Range 28 East, Willamette Meridian, Umatilla County Oregon.

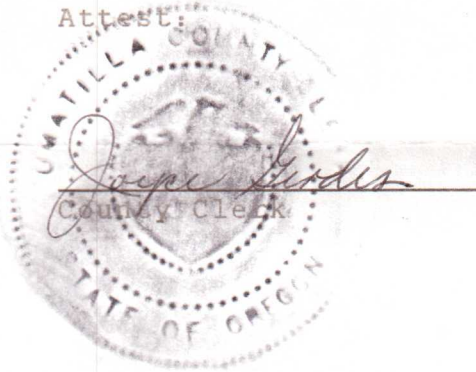
NOW THEREFORE, BE IT AND IT HEREBY IS ORDERED AND ADJUDGED that the alley in Hermiston Orchards, shown in yellow on the assessor's map T4N R28E.W.M. Section 12CC, and by this reference incorporated herein and made a part hereof be, and the same is hereby vacated and that all right and title thereto subject to the rights of all public and private utility companies or easements of record, 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 15th day of November, 1990.

UMATILLA COUNTY BOARD OF COMMISSIONERS

Attest:



William S. Hansell
Commissioner Bill Hansell

Glen Youngman
Commissioner Glen Youngman

Jeanne Hughes
Commissioner Jeanne Hughes

APPROVED AS TO FORM

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

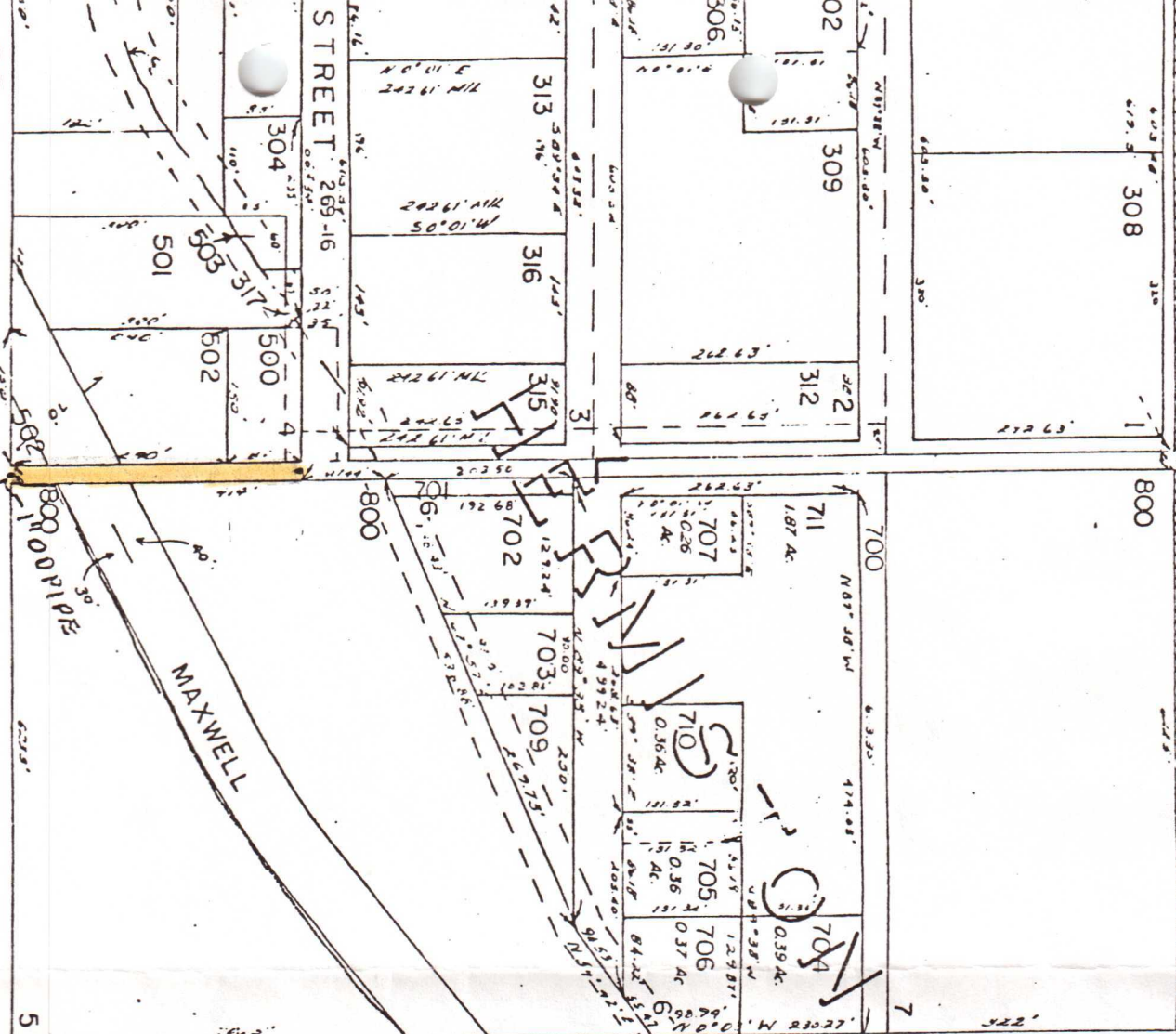
See Map 4N 28 13BB

RD.

MAIL

(Highland - Stanfield Loop)

(NO. 610)



ELEVANTH STREET

STREET

CREEK RD

CANAL

CANAL

U.S.R.S. "A" Line

8-3

3" PIPE

335-162
R5-409
R28-150

1990 DEC -4 P 2:50

R 200 PAGE 317

STATE OF OREGON, }
COUNTY OF UMATILLA, } ss

I, Joyce Gerdes, County Clerk, certify that this instrument was received and recorded

ON DEC. -4, 1990

at 9:50 o'clock P.M. in the record of DEEDS of said County in

Book R 200 Page 314

UMATILLA COUNTY CLERK
Joyce Gerdes

By Betty J. Baumgardner
Fees \$ 15.00 No. 159193

Umatilla County
Road Dept.
Attn: Kate

R 202 ~~net~~ 1820

STATE OF OREGON)
UMATILLA COUNTY)

SS

AFFIDAVIT OF CORRECTION
(Road Vacation)

I, David H. Krumbein, being duly sworn, depose and say that I am the County Surveyor for Umatilla County for reviewing the Road Vacation of the alley between Lot 4 & Lot 5 Block L, Plat of Hermiston Orchards as filed and recorded in Reel 200 Page 312 to 317, Umatilla County Oregon Records; and

The following correction to said road vacation is necessary and is as follows:

1. Change wording on Page 1, Lot "between Lots 4 & Lot 5, Block 1, Plat of Hermiston Orchards," to "between Lots 4 & Lot 5 Block L, Plat of Hermiston Orchards,".
2. Change wording on Page 2, "assessor's map T4N R28 E.W.M. Section 12CC" to "assessor's map T4N R28 E.W.M. Section 12C".

The present fee owner of the property affected by said Affidavit is as follows:

Betty Joynes

Samuel Weimer

David H. Krumbein

David H. Krumbein
Umatilla County Surveyor

NOTARY CERTIFICATION

Subscribed and sworn to before me this 4th day of March, 1991.

Donna Belle Collins

Notary Public for the State of Oregon
My Commission Expires August 21, 1991



STATE OF OREGON)
UMATILLA COUNTY)

SS

I, David H. Krumbein, Umatilla County Surveyor, do hereby certify that said affidavit of correction to road vacation has been examined by me and that it complies with O.R.S. 92.170.

David H. Krumbein

David H. Krumbein
Umatilla County Surveyor

UMATILLA COUNTY CLERK

1991 MAR -4 P 1:08

R 202 PAGE 1821

STATE OF OREGON, }
COUNTY OF UMATILLA, } SS
I, Thomas L. Groat, County Clerk, certify that this
instrument was received and recorded
on the above date and time and is recorded in
the record of DEEDS
of said county in

BOOK PAGE

R 202 1820

Thomas L. Groat
Umatilla County Clerk

By BUS SMITH Deputy
Fees \$ -0- No. 160875

Return to:
ROAD DEPT