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UMATILLA COUNTY
RECORDS

BEFORE THE BOARD OF COMMISSIONERS FOR UMATILLA COUNTY

394 0450

STATE OF OREGON



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**IN THE MATTER OF THE VACATION OF)
A PORTION OF BEACH SHORE DRIVE,) ORDER NO. RD2001-17
A PLATTED PUBLIC ACCESS ROAD)**

WHEREAS, this matter previously came before the Umatilla County Board of Commissioners for proceedings to vacate a portion of Beach Shore Drive, a platted public access road located in the Hat Rock Tracts approximately 5 miles east of the city limits of Umatilla, Oregon in Section 15, Township 5 North, Range 29 E.W.M., and

IT APPEARING that 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, has recommended that the above road be vacated; and

IT FURTHER APPEARING that subsequent to acceptance of the petition by the Board of Commissioners, a public hearing was held on the proposed vacation on August 1, 2001, in Room 114 of the Umatilla County Courthouse in Pendleton, Oregon, and that notice of the petition and of the time and place of the hearing was given as provided by law, and proof of posting and notice is on file in the Umatilla County Road Records; and the Board of Commissioners finding that it would be in the public interest to vacate that portion of Beach Shore Drive described as follows:

That portion of Beach Shore Drive as platted in Hat Rock Tracts, recorded in Book 7, Page 19, Town Plats, lying east of the northwesterly extension of the West Line of Lot 6, Block 10, Hat Rock Tracts.

NOW THEREFORE IT IS HEREBY ORDERED that the road described above be vacated and that all right and title thereto does hereby vest in the owners of the land abutting the vacated property, subject to any and all easements of record, except that nothing contained in this order shall cause or require the removal or abandonment of any existing facility used or intended to be used for any utility service, public or private, nor shall access thereto be denied, and the right hereby is reserved to the owners thereof, and their successors, to maintain, continue, repair, reconstruct, renew, replace, and rebuild all such facilities within the vacated right-of-way.

Dated this 1st **day of** August, 2001.

Original to: Commissioner's Journal



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UMATILLA COUNTY
BOARD OF COMMISSIONERS

Dennis D. Doherty
Dennis D. Doherty, Chairman

Emile M. Holeman
Emile M. Holeman, Commissioner

William S. Hansell
William S. Hansell, Commissioner



ATTEST: OFFICE OF COUNTY RECORDS

By: Jeanne Hemphill
Records Officer

APPROVED AS TO FORM:

Doug Olsen
Doug Olsen, County Counsel



State of Oregon)
County of Umatilla)

This instrument was received
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08-02-01 at 8:25

in the record of document
code type DE-ORDER

Location R394-0450
Document number 2001-3940450
Fee 0.00

Office of County Records

Jeanne Hemphill
Records Officer