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THE BOARD OF COMMISSIONERS OF UMATILLA COUNTY

STATE OF OREGON

RECEIVED

MAY 23 2011

In the Matter of Vacation of)
Elgin Road (a.k.a. Road No.) ORDER NO. RD2011-04
778) and Portions of Old Road)
No. 245 (a.k.a. Road No. 115))

UMATILLA COUNTY
RECORDS

WHEREAS, in accordance with ORS 368.341(1)(c), the Umatilla County Board of Commissioners received and accepted a petition to vacate County Road No. 961 (Elgin Road) located in the Northwest Quarter of Section 29, Township 3 North, Range 33, E.W.M.;

WHEREAS additional unvacated road rights of way of Old Road Nos. 245 and 115, more particularly described below, are located in the vicinity that are unused and could be vacated;

WHEREAS, pursuant to ORS 368.346, the Board of Commissioners directed the Public Works Director to prepare and file a written report including a recommendation as to whether the vacation would be in the public interest; and

WHEREAS the Director of Public Works, after reviewing the proposed action, has recommended that the roads be vacated; and

WHEREAS, in accordance with ORS 368.346(2), the Board of Commissioners held a public hearing on May 23, 2011, to consider the proposed vacation and finding it to be in the public interest to vacate the roads.

NOW THEREFORE, the Board of Commissioners orders that:

1. The portion of roads described as follows are vacated:

Old County Road No. 778 (also known as Elgin Road and County Road No. 961) in its entirety, as established by Court Order on April 6, 1916, excepting therefrom any portion lying within the right of way limits of County Road No. 975, Myrick Road, and County Road No. 973, Adams Road. Old County Road No. 778 is located in Sections 20 and 29, Township 3 North, Range 33, East of the Willamette Meridian;



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That portion of Old County Road No. 245 as established by Court Order on January 21, 1885 (also known as Old County Road No. 115, established by Court Order on January 24, 1882) located in the Southeast Quarter of the Southwest Quarter and the Southwest Quarter of the Southeast Quarter of Section 20, Township 3 North, Range 33, East of the Willamette Meridian lying South of a line 720 feet North of and parallel to the South line of Section 20, excepting therefrom that portion lying within the right of way limits of County Road No. 975, Myrick Road;

That portion of Old County Road No. 245 as established by Court Order on January 21, 1885 (also known as Old County Road No. 115, established by Court Order on January 24, 1882) located in the North Half of Section 29, Township 3 North, Range 33, East of the Willamette Meridian lying North of a line 1337 feet South of and parallel to the North line of Section 29, excepting therefrom that portion lying within the right of way limits of County Road No. 975, Myrick Road;

That portion of Old County Road No. 245 as established by Court Order on January 21, 1885 (also known as Old County Road No. 115, established by Court Order on January 24, 1882) located in the Southeast Quarter of the Northwest Quarter and the Southwest Quarter of the Northeast Quarter of Section 29, Township 3 North, Range 33, East of the Willamette Meridian lying South of a line 291 feet North of and parallel to the East-West centerline of Section 29, excepting therefrom that portion lying within the right of way limits of County Road No. 975, Myrick Road;

That portion of Old County Road No. 245 as established by Court Order on January 21, 1885 (also known as Old County Road No. 115, established by Court Order on January 24, 1882) located in the South Half of Section 29, Township 3 North, Range 33 East of the Willamette Meridian lying South of the East-West centerline of Section 29 and North of the right of way limits of County Road No. 973, Adams Road, excepting therefrom that portion lying within the right of way limits of County Road No. 975, Myrick Road.

All being East of Willamette Meridian, Umatilla County, Oregon.



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2. Ownership of the vacated right-of-way shall vest as provided in ORS 368.366 in the rightful owner holding title according to law by extension of the person's abutting property boundaries to the center of the vacated property.

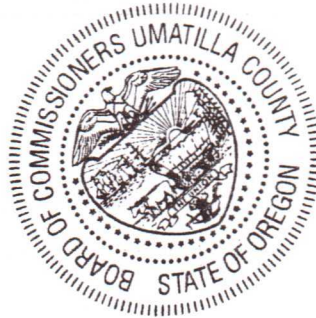
DATED this 24th day of May, 2011.

UMATILLA COUNTY BOARD OF COMMISSIONERS

William S. Hansell
William S. Hansell, Chair

W. Lawrence Givens
W. Lawrence Givens, Commissioner

Dennis D. Doherty
Dennis D. Doherty, Commissioner



ATTEST:
OFFICE OF COUNTY RECORDS

Jean Hemphill
Records Officer



State of Oregon)
County of Umatilla)

This instrument was received
and recorded on

05-23-11 at 3:05

in the record of instrument
code type DE-ORDER

Instrument Number 2011-5780648
Fee 0.00

Office of County Records

Jean Hemphill
Records Officer