

ROAD VACATION REPORT

County Road #1213

LEATHERS ROAD

**Located in the NE 1/4 of Section 7, Township 4
North, Range 29 E.W.M.**

August 20, 1997

Umatilla Co. Dept. of Public Works

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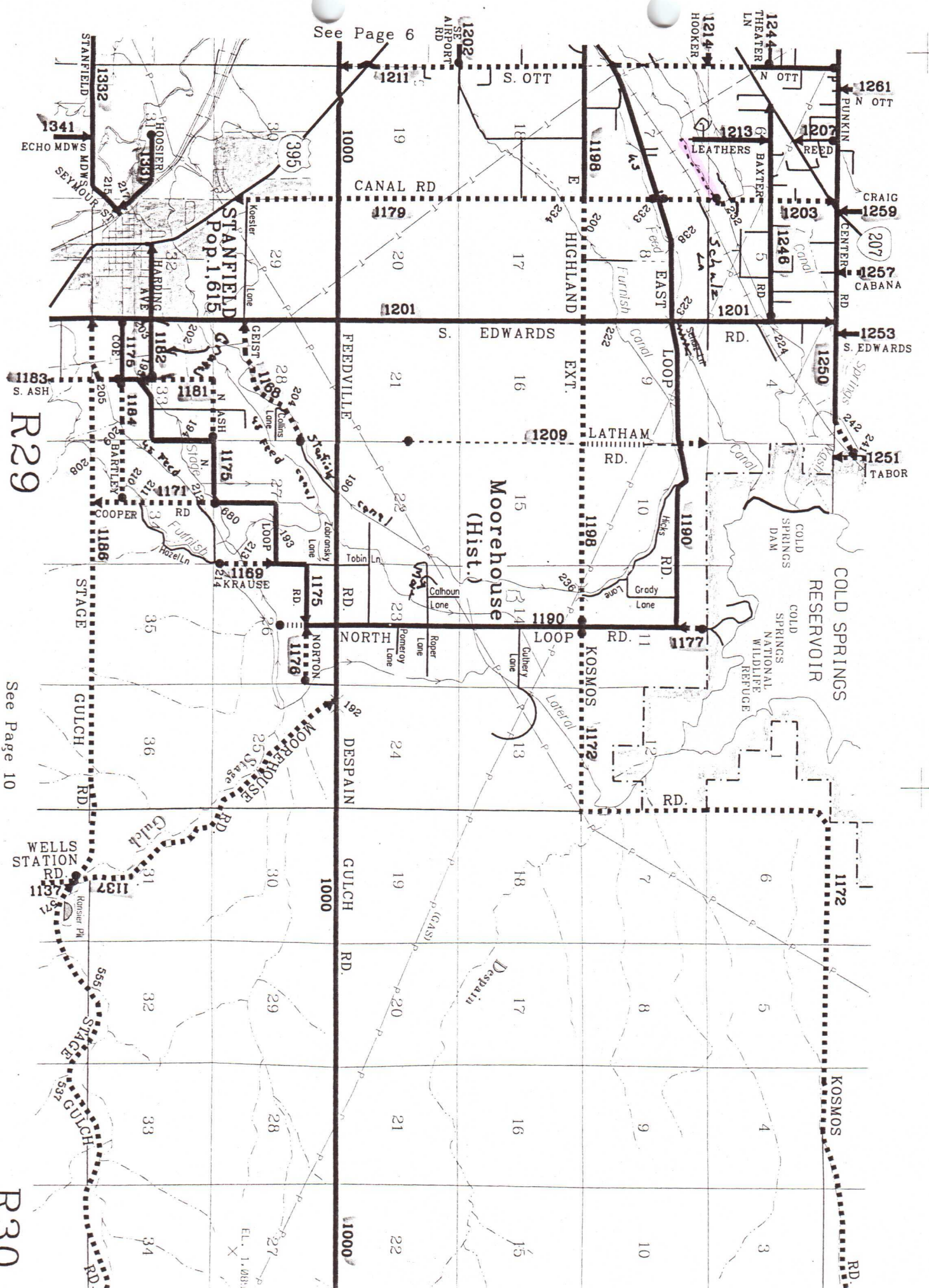
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Road Official's Report

ISSUE

Vacation of that portion of Leathers Road (County Road #1213) lying west of Canal Road (County Road #1203) and south of the A-Line Canal.

BACKGROUND

The Board of Commissioners at its July 8, 1997, meeting accepted the vacation petition from Richard and Kathryn Erz, received a preliminary report from the Public Works Department, referred the petition to the Public Works Department for further action, and scheduled a public hearing. The Public Works department placed the required legal notices and provided notice to the affected property owners and utility companies.

FACTS AND FINDINGS

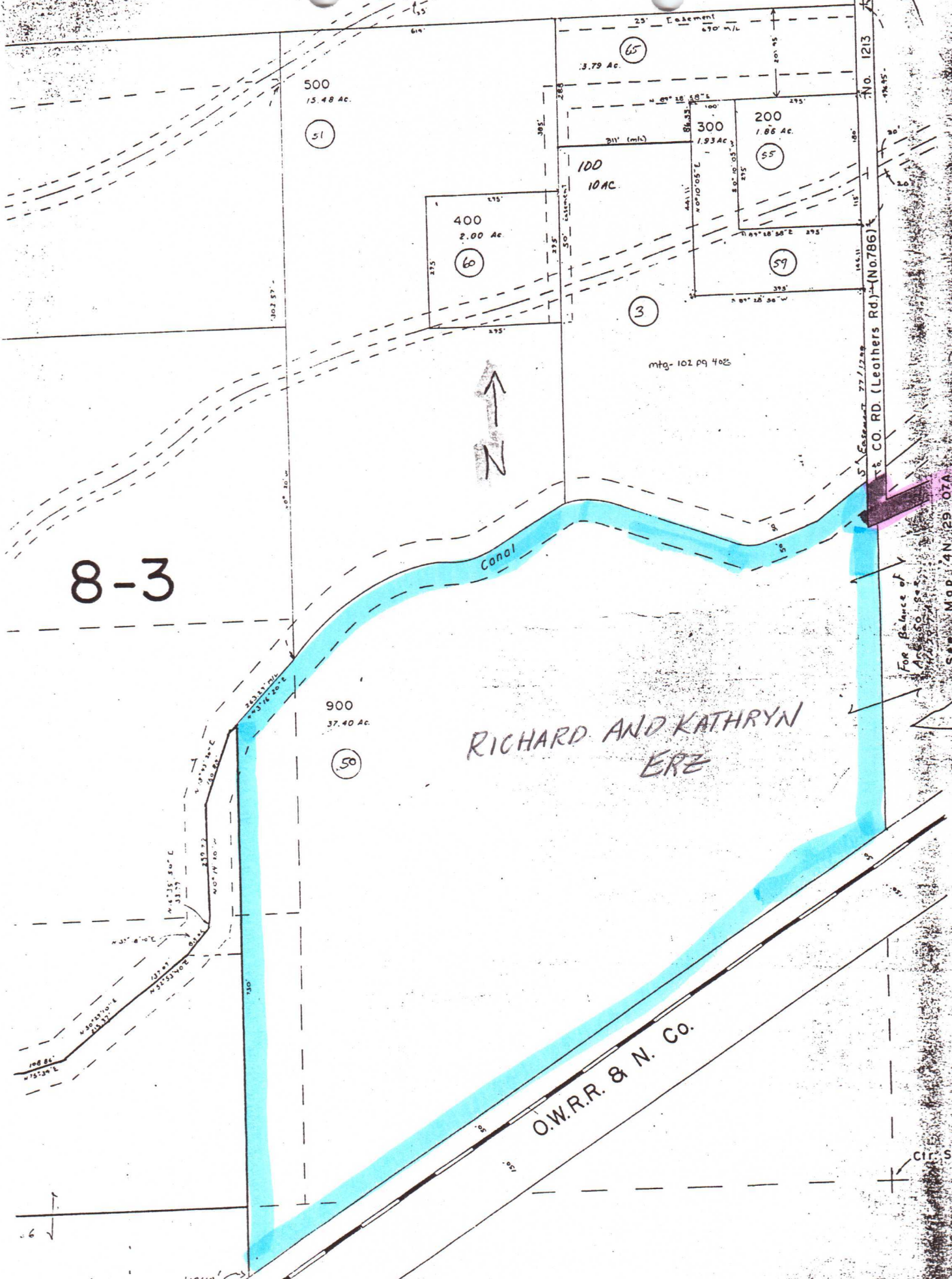
The petition was accompanied by the required fee of \$500.00 plus the \$20.00 recording fee. Comments were received from two utility companies and are attached to this report. No other comments were received in favor of or against the proposed road vacation. Records show that Richard and Kathryn Erz are the owners of all abutting property, with the exception of the Hermiston Irrigation District (Bureau of Reclamation). Hermiston Irrigation District has no objection to the vacation, as they have no need for a crossing at this location. Because of the marsh-like terrain some of the right-of-way traverses and the narrowness of the right-of-way, the Public Works Department feels that a road through much of the right-of-way would be unbuildable in its existing location and is therefore of no use to the County. Ownership of vacated right-of-way would vest in the abutting property owners, in this case Richard and Kathryn Erz.

FISCAL IMPACT

Vacation would return property to the tax rolls.

RECOMMENDATION

After the public hearing on August 20, 1997, if no negative comments are received, it is recommended that the Board of Commissioners grant the vacation of that portion of County Road #1215, Leathers Road, shown in this report and described on the draft order by approving the draft order.



8-3

RICHARD AND KATHRYN
ERZ

O.W.R.R. & N. Co.

500
15.48 Ac.

(51)

(65)
.3.79 Ac.

100
10 AC.

200
1.86 Ac.

(55)

400
2.00 Ac.

(60)

300
1.93 Ac.

(59)

900
37.40 Ac.

(50)

mtg- 102 pg 402

No. 1213
No. 786
5th Easement 77/1229
1/4 CO. RD. (Leathers Rd.)

For Balance of
Acres See
Map 4N 29 07A

See Map 4N 29 07A

Cir. Sec.



July 29, 1997

Hal Phillips
Director of Public Works
3920 Westgate
Pendleton, OR 97801

RECEIVED

JUL 30 1997
Umatilla County
Road Dept.

Re: Vacation of a Portion of Leathers Road

Dear Hal:

Umatilla Electric Cooperative (UEC) could possibly have an overhead power line in the area of Leathers Road that is being vacated. Not knowing the exact location, I have enclosed a map with our power lines highlighted. Also, this piece of property is covered by UEC easement number 986 as noted on the map.

UEC does not have any further comments at this time.

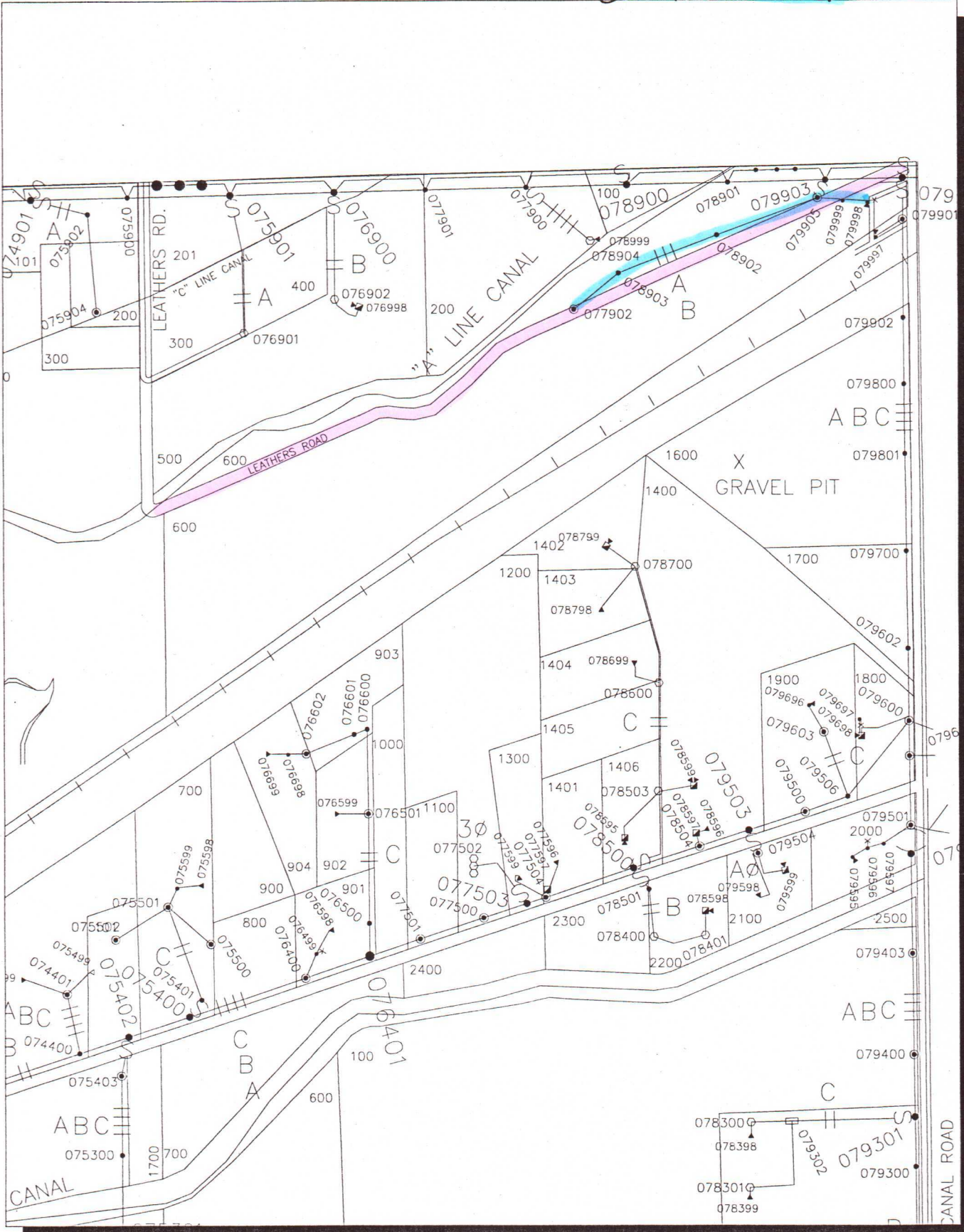
Sincerely,

A handwritten signature in cursive script that reads "Glenda Phillips".

Glenda Phillips
Engineering Services Coordinator

Enclosure

Easement #986



HERMISTON IRRIGATION DISTRICT



366 E. Hurlburt
P.O. Box 208
Hermiston, OR 97838
Phone (541) 567-3024

RECEIVED

AUG 15 1997

Umatilla County
Road Dept.

August 12, 1997

Umatilla County Commissioners
Umatilla County Courthouse
216 SE 4th Street
Pendleton, OR 97801

Re: Vacation of Leathers Road

Dear Sirs:

The Hermiston Irrigation District has no objection to the vacation of Leathers Road through property described as 4N 29 07A 600 and over the Districts' A-Line Canal. The District has no need for a crossing at this location.

Do not hesitate to give me a call should you have any further questions.

Sincerely,

A handwritten signature in cursive script, appearing to read "Robin Clark".

Robin Clark
Manager

cc Mr. Hal Phillips, Roadmaster
Mr. Richard Erz