

IN THE COUNTY COURT OF THE STATE OF OREGON FOR UMATILLA COUNTY

In the Matter of Vacation of County
Road, Highway or part thereof, Commonly
known as County Road No.124

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FINAL ORDER

NOW ON THIS DAY this matter coming on to be heard, this being the time and term for the final decision of the court upon said matter.

It appearing that due and lawful advertisement of the final hearing herein has been given by the posting of three certified copies of order in three public places and in the vicinity of said road which is proposed to be partially vacated and also by the posting of a certified copy of the order of the court on the bulletin board at the West door of the County Court House in Pendleton, Oregon, being the place of holding the County Court, and for at least thirty days before the date set by the court for the hearing and,

It appearing that due proof of the posting of said Order or notices is on file herein and that such affidavit is now before the Court, and

The Court finds that there are no remonstrance or objections on file to the vacating of that portion of Road No. 124 and described particularly as follows: Beginning at the southwest corner of the southeast quarter of section 12, township 5 north, range 32, E. W. M., thence east approximately one and one half miles to the southeast corner of the southwest quarter of section 7, township 5 north, range 33, E. W. M.

And it appearing to the Court that the road is not being used, the grades are steep and the road is in a dangerous condition and it is not necessary to the community and does not justify the burden of maintenance and that the public will be benefitted by its vacation.

It is therefore considered, ordered and adjudged that said road be vacated as petitioned for and the same is hereby vacated.

Dated this 25th day of May, 1935.

Clive S. Cheshire
County Judge

J. Hales
Co. Commissioner

Wm. R. Meiners
Co. Commissioner

IN THE COUNTY COURT OF THE STATE OF OREGON FOR UMATILLA COUNTY.

In the Matter of Vacation of County
Road, highway or part thereof, commonly
known as, County Road No.124.

RESOLUTION

COUNTY ROAD No. 124

TO ALL PERSONS WHOM IT MAY CONCERN:

WHEREAS, the hereinafter described road, highway or part thereof is useless as a part of the general road system, and or dangerous, and or burdensome to maintain, and that the public will be benefited by its vacation, and,

WHEREAS, it is deemed advisable that said road, highway or part thereof, be vacated by resolution of this court, and,

WHEREAS, the termini of the said road or highway, or part thereof, proposed to be vacated is as follows, to-wit:

Beginning at the southwest corner of the southeast quarter of section 12, township 5 north, range 32, E.W.M., thence east approximately one and one half miles to the southeast corner of the southwest quarter of section 7, township 5 north, range 33, E.W.M.

WHEREAS, the legal description of the land adjacent to the said road, highway or part thereof, together with the names of the owners of said land is as follows, to-wit:

Thomas & Jens Terjeson, south half section 7, township 5, north, 33,
Gunder Terjeson, north one half section 18, township 5, north, range 33
Gunder Terjeson etux, southeast quarter section 12, township 5, north
range 32,

Newt Newtson, northeast quarter section 13, township 5, north range 32, all east of Willamet Meridan.

NOW THEREFORE; BE IT RESOLVED by the above entitled court sitting for tranaction of county business, at the regular term of said court for the month of April, 1935, A.D., in the County Court Room in the County Court House, in Pendleton, Umatilla County, Oregon, that proceedings to vacate said road or highway or part thereof be undertaken, and

BE IT FURTHER RESOLVED, that a public necessity for the vacation of said road or highway is hereby declared to exist for the following reasons.

Said road is no longer used, recent constructed roads have taken its place.

BE IT FURTHER RESOLVED that a copy of this resolution be forthwith served upon the County Surveyor, upon receipt of which notive the said County Surveyor, be and is hereby ORDERED to examine the above described road, highway or part thereof, and report to this court in writing on the same his opinion as to whether said road, highway, or part thereof should be vacated, whether the same is in use or has been in use, whether it will be advisable to preserve the same for a general road system in the future, whether the ublic will be benefited by the vacation, and all other facts, matters and things which will be of importance to the said court, and cause the said report upon its completion to be filed with the County Clerk of said County and State.

Done and dated in open court this 10 day of April, A.D.1935.

Clive S. Chesher
County Judge

- J. O'Hales
County Commissioner

STATE OF OREGON :
COUNTY OF UMATILLA : SS

Wm. R. Weisner
County Commissioner

I, E. B. Casteel, County Clerk in and for the said county and state, and ex-officio Clerk of the County Court of the State of Oregon for Umatilla County, do hereby ce tify that the foregoing copy of Resolution County Road No 124 has been by me compared with the original, and that it is a correct transcript therefrom, and of the whole of such original as the same appears of record and on file at my office and in my office, In Testimony whereof, I have hereunto set my hand and affixed the seal of the said Court this 10th day of April, 1935

E. B. Casteel
Co. Clerk