

8/2

RECEIVED

2008 536 04

MAY 07 2008



2008-5360604

1 of 2

UMATILLA COUNTY RECORDS

BEFORE THE BOARD OF COMMISSIONERS FOR UMATILLA COUNTY

STATE OF OREGON

In the Matter of Vacation of a Portion of Old)
County Road No. 829, A.K.A. Old County Road) Order No. RD2008-11
No. 653 and Old Highway 207, Located Near the)
Intersection of State Highway 207 and Interstate 84)

WHEREAS, in accordance with ORS 368.341, the Umatilla County Board of Commissioners received and accepted a petition to initiate proceedings to vacate a portion Old County Road No. 829, also known as Old County Road No. 653 and Old Highway 207, located in the Southwest 1/4 of Section 33, Township 4 North, Range 28 E.W.M. near the intersection of Oregon State Highway No. 207 and Interstate 84 approximately 3 miles south of the city limits of Hermiston, and

WHEREAS, in accordance with ORS 368.346(1), 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 road be vacated, and

WHEREAS, in accordance with ORS 368.346(2), the Board of Commissioners held a public hearing on May 7, 2008 to consider the proposed vacation and finding it to be in the public interest to vacate the road:

NOW THEREFORE IT IS HEREBY ORDERED that the following described road be vacated:

A 60-foot wide county road formerly known as County Road No. 653, County Road No. 829, and Highway No. 207, and hereafter referred to as Old Road No. 829, located in the Northeast 1/4 of the Southwest 1/4 of Section 33, Township 4 North, Range 28 E.W.M., said road being more particularly described as follows:

Commencing at a brass-capped monument marking the Southwest Corner of said Section 33; thence N45°37'04"E, 1869.67 feet to the Southwest Corner of the Northeast 1/4 of the Southwest 1/4 of Section 33; thence N42°12'42"E, 20.46 feet to a 5/8" iron pin marking the intersection of the westerly right of way line of Old Road No. 829 and the westerly right of way line of Hermiston Highway No. 207, said point being the true point of beginning; thence N00°03'57"W, 685.46 feet along the westerly right of way line of Old Road No. 829 to a 5/8" iron pin marking its intersection with the southerly right of way line of the Interstate 84 frontage road known as Noble Road (a.k.a. County Road No. 1336); thence S56°20'05"E, 72.15 feet along said southerly Noble Road right of way line to its intersection with the easterly right of way line of Old Road No. 829; thence S00°03'57"E, 526.50 feet along the easterly right of way line of Old Road No. 829 to a 5/8" iron pin marking its intersection with the westerly right of way line of Hermiston Highway No. 207; thence S26°42'40"W, 133.18 feet to the point of beginning. Area included within the above described right of way is 0.83 acre, more or less. The plat of the road is recorded as Survey No. 08-44-C in the Umatilla County Surveyor's Office.

IT IS FURTHER ORDERED that Umatilla Electric Cooperative and Qwest Communications shall retain easement rights over the westerly 10 feet of the vacated road for the purpose of access to and maintenance and repair of their electric and telephone facilities.

IT IS ALSO ORDERED that acreage included in the vacated road shall accrue to Umatilla County Tax Lot 4N2833C-300, owned by Oregon Hereford Ranch.

Dated this 7th day of May, 2008.

UMATILLA COUNTY
BOARD OF COMMISSIONERS

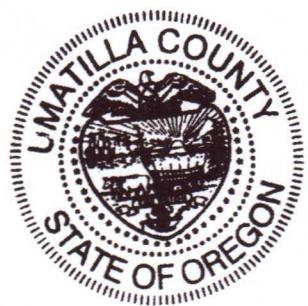
William S. Hansell
William S. Hansell, Chair

ATTEST: OFFICE OF COUNTY RECORDS

ABSENT
W. Lawrence Givens, Commissioner

By: *Jean Hemphill*
Records Officer

Dennis D. Doherty
Dennis D. Doherty, Commissioner



State of Oregon)
County of Umatilla)
This instrument was received
and recorded on
05-07-08 at 2:45
in the record of instrument
code type DE-ORDER

Instrument Number 2008-5360604
Fee 0.00
Office of County Records

Jean Hemphill
Records Officer