



00190105201900026410060065

COUNTY COURT JOURNAL

I hereby certify that the within instrument was received for record and recorded in the County of Tillamook, State of Oregon.

Tassi O'Neil, Tillamook County Clerk

AFTER RECORDING, RETURN & SEND ALL TAX STATEMENTS TO:

Jerry Shluker
Tax Lot # T14S 11W 25AA TL 800
664 Palm Avenue
Los Altos, CA 94022

David Dorfman
Tax Lot # T14S 11W 25AA TL 800
2852 N Torreys Peak
Superior, CO 80027



BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR THE COUNTY OF TILLAMOOK IN THE STATE OF OREGON

In the Matter of the Vacation of)
a Portion of Sunset Drive)
Tillamook County, Oregon)

ORDER

#19-025

This matter came before the Tillamook County Board of Commissioners on May 08, 2019 at the request of Chris Laity, Public Works Director, Public Works, Road Department, at which time it appears that Road Vacation Petition #19-543 was filed by property owner on March 6, 2019 in accordance with ORS 368.341. The road to be vacated is described in the attached Exhibit A.

The Board being fully advised in the premises, records and files herein, makes the following findings:

1. The Road Vacation Petition #19-543 was properly filed with the Tillamook County Clerk on January 4, 2019, in accordance with ORS 368.341.
2. The Petitioners own 100% percent of the properties fronting the road vacation.
3. The road to be vacated is legally a Public Road.
4. The road to be vacated is a County Road.
5. Public Notices were not required as a part of this petition as indicated in ORS 368.351.
6. The Tillamook County Director of Public Works prepared and filed with the Board a written report which includes the assessment that the proposed vacation would be in the public interest, in accordance with ORS 368.351.

7. Therefore, after considering the Tillamook County Director of Public Works' Engineer Report, records and files regarding this matter, the Board determines that the proposed vacation of the above described road is in the public interest, and that the above described road should be vacated.

NOW THEREFORE, IT IS HEREBY ORDERED THAT:

8. In accordance with ORS 368.351, the road as described in Exhibit A be and hereby is vacated.

DATED this 8th DAY OF May, 2019.

THE BOARD OF COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON

Aye Nay Abstain/Absent



David Yamamoto, Chair

 X /

Bill Baertlein

Bill Baertlein, Vice-Chair

 ✓ /


MFBell

Mary Faith Bell, Commissioner

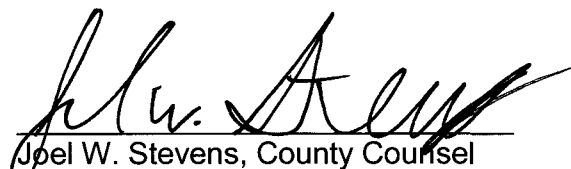
 X /

ATTEST: Tassi O'Neil, County Clerk

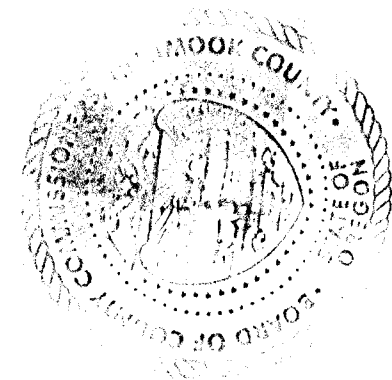
APPROVED AS TO FORM:

By: KAM 

Special Deputy



Joel W. Stevens, County Counsel



BAYSIDE SURVEYING

11765 HWY 101 South
Tillamook, Oregon 97141

Terry L. Jones
503-842-5551
Fax 503-842-5552

JANUARY 3, 2019

LEGAL DESCRIPTION SUNSET DRIVE VACATION

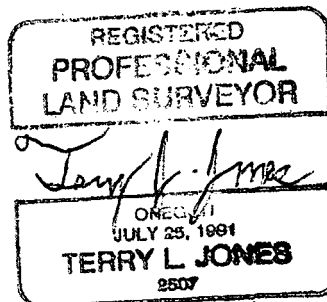
BEGINNING AT A 5/8 INCH REBAR AT THE NORTHWEST CORNER OF THE SHLUKR TRACT DESCRIBED IN INSTRUMENT #2018-5932, TILLAMOOK COUNTY DEED RECORDS, BEING ALSO THE NORTHEAST CORNER OF THE TILLAMOOK COUNTY TRACT DESCRIBED IN BOOK 166 PAGE 115, TILLAMOOK COUNTY DEED RECORDS, WHICH POINT IS SOUTH 136.83 FEET AND WEST 95.37 FEET FROM THE NORTHEAST CORNER OF SECTION 25, TOWNSHIP 4 SOUTH, RANGE 11 WEST, WILLAMETTE MERIDIAN, TILLAMOOK COUNTY OREGON;

THENCE SOUTHERLY ALONG A CURVE TO THE RIGHT WITH A RADIUS OF 689.53 FEET AND RADIAL LINE BEARING OF NORTH 89°54'29" WEST AN ARC DISTANCE OF 195.48 FEET, THROUGH A CENTRAL ANGLE OF 16°14'36", THE LONG CHORD OF WHICH BEARS SOUTH 08°12'49" WEST 194.83 FEET, TO A 5/8 INCH REBAR AT THE SOUTHWEST CORNER OF THE SHLUKR TRACT, BEING ON THE EAST RIGHT-OF-WAY LINE OF SOUTH NESTUCCA BLVD (SEE MAP C-163, TILLAMOOK COUNTY SURVEY RECORDS);

THENCE ALONG THE WESTERLY BOUNDARY OF THE SHLUKR TRACT THE FOLLOWING THREE (3) COURSES TO THE POINT OF BEGINNING:

NORTH 21°45'37" EAST 98.73 FEET;
NORTH 82°45'29" WEST 9.00 FEET;
NORTH 00°05'31" EAST 100.00 FEET;

THIS DESCRIPTION IS BASED ON MAP BY THIS FIRM ON FILE AT THE TILLAMOOK COUNTY SURVEYOR OFFICE.



BAYSIDE SURVEYING

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Tillamook, Oregon 97141

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JANUARY 3, 2019

LEGAL DESCRIPTION SUNSET DRIVE VACATION NORTH HALF

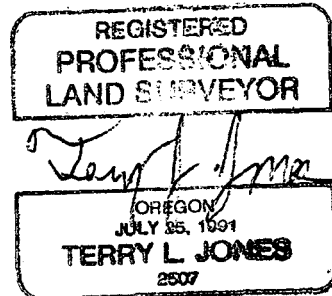
BEGINNING AT A 5/8 INCH REBAR AT THE NORTHWEST CORNER OF THE SHLUKR TRACT DESCRIBED IN INSTRUMENT #2018-5932, TILLAMOOK COUNTY DEED RECORDS, BEING ALSO THE NORTHEAST CORNER OF THE TILLAMOOK COUNTY TRACT DESCRIBED IN BOOK 166 PAGE 115, TILLAMOOK COUNTY DEED RECORDS, WHICH POINT IS SOUTH 136.83 FEET AND WEST 95.37 FEET FROM THE NORTHEAST CORNER OF SECTION 25, TOWNSHIP 4 SOUTH, RANGE 11 WEST, WILLAMETTE MERIDIAN, TILLAMOOK COUNTY OREGON;

THENCE SOUTHERLY ALONG A CURVE TO THE RIGHT WITH A RADIUS OF 689.53 FEET AND RADIAL LINE BEARING OF NORTH 89°54'29" WEST AN ARC DISTANCE OF 99.45 FEET, THROUGH A CENTRAL ANGLE OF 8°15'48", THE SHORT CHORD OF WHICH BEARS SOUTH 04°13'25" WEST 99.36 FEET, TO THE NORTH SIDE OF WEBB ST BEING THE NORTH END OF SOUTH NESTUCCA BLVD (SEE MAP C-163, TILLAMOOK COUNTY SURVEY RECORDS);

THENCE SOUTH 82°45'29" EAST 7.21 FEET ALONG THE NORTH SIDE OF WEBB ST BEING THE NORTH END OF SOUTH NESTUCCA BLVD, TO THE WEST BOUNDARY OF THE SHLUKR TRACT;

THENCE NORTH 00°05'31" EAST 100.00 FEET TO THE POINT OF BEGINNING;

THIS DESCRIPTION IS BASED ON MAP BY THIS FIRM ON FILE AT THE TILLAMOOK COUNTY SURVEYOR OFFICE.



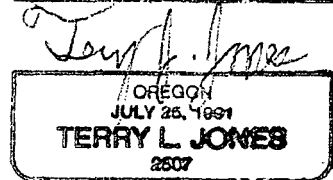
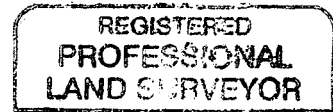
BAYSIDE SURVEYING

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Fax 503-842-5552

JANUARY 3, 2019

LEGAL DESCRIPTION
SUNSET DRIVE VACATION SOUTH HALF



COMMENCING AT A 5/8 INCH REBAR AT THE NORTHWEST CORNER OF THE SHLUKR TRACT DESCRIBED IN INSTRUMENT #2018-5932, TILLAMOOK COUNTY DEED RECORDS, BEING ALSO THE NORTHEAST CORNER OF THE TILLAMOOK COUNTY TRACT DESCRIBED IN BOOK 166 PAGE 115, TILLAMOOK COUNTY DEED RECORDS, WHICH POINT IS SOUTH 136.83 FEET AND WEST 95.37 FEET FROM THE NORTHEAST CORNER OF SECTION 25, TOWNSHIP 4 SOUTH, RANGE 11 WEST, WILLAMETTE MERIDIAN, TILLAMOOK COUNTY OREGON; THENCE SOUTHERLY ALONG A CURVE TO THE RIGHT WITH A RADIUS OF 689.53 FEET AND RADIAL LINE BEARING OF NORTH 89°54'29" WEST AN ARC DISTANCE OF 99.45 FEET, THROUGH A CENTRAL ANGLE OF 8°15'48", THE SHORT CHORD OF WHICH BEARS SOUTH 04°13'25" WEST 99.36 FEET, TO THE NORTH SIDE OF WEBB ST BEING THE NORTH END OF SOUTH NESTUCCA BLVD (SEE MAP C-163, TILLAMOOK COUNTY SURVEY RECORDS), BEING THE TRUE POINT OF BEGINNING;

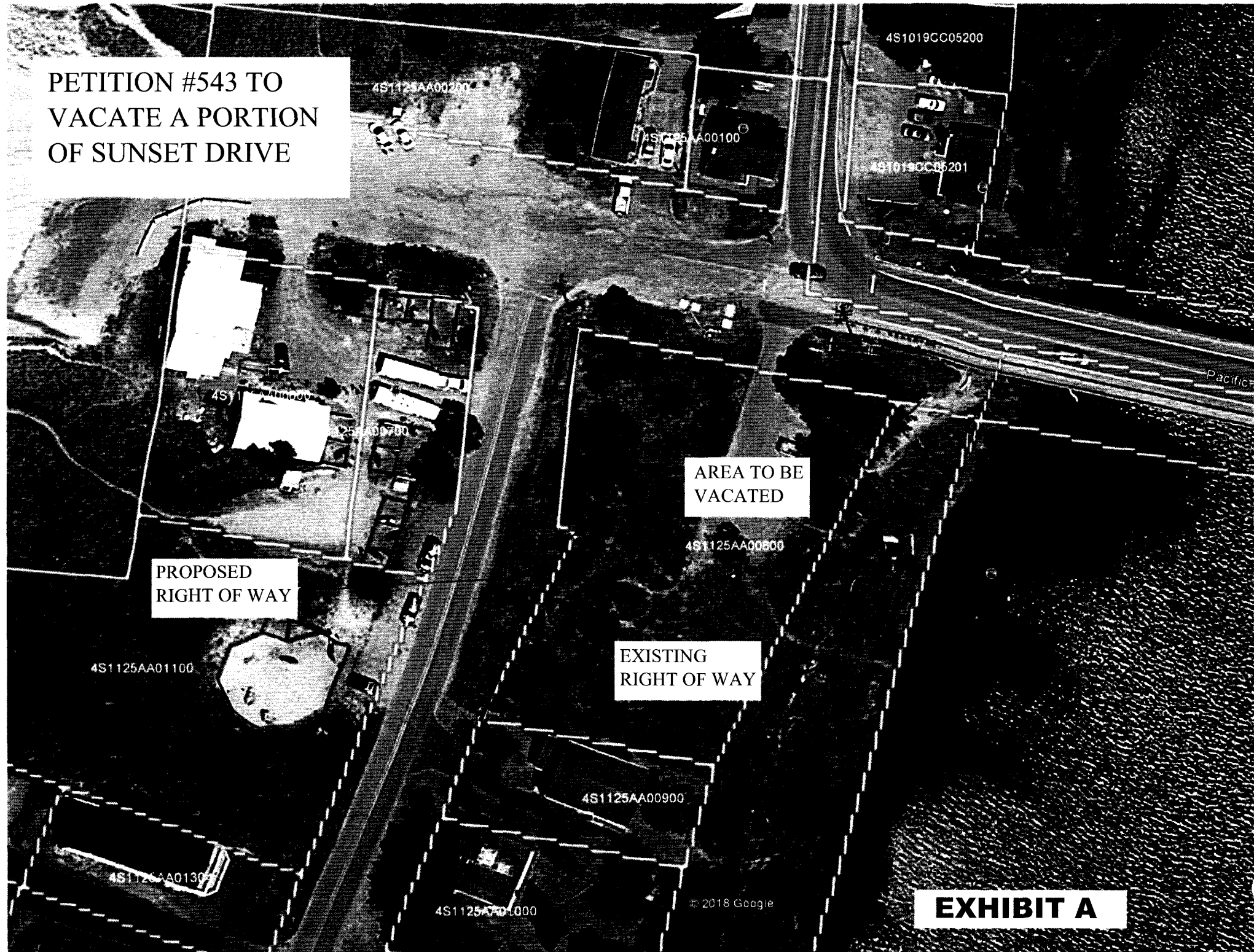
THENCE CONTINUING ALONG SAID CURVE TO THE RIGHT WITH A RADIUS OF 689.53 FEET AN ARC DISTANCE OF 96.03 FEET, THROUGH A CENTRAL ANGLE OF 7°58'48" THE SHORT CHORD OF WHICH BEARS SOUTH 12°20'43" WEST 95.96 FEET TO A 5/8 INCH REBAR AT THE SOUTHWEST CORNER OF THE SHLUKR TRACT, BEING ON THE EAST RIGHT-OF-WAY LINE OF SOUTH NESTUCCA BLVD;

THENCE ALONG THE WESTERLY BOUNDARY OF THE SHLUKR TRACT NORTH 21°45'37" EAST 98.73 FEET, TO THE NORTH SIDE OF WEBB ST BEING THE NORTH END OF SOUTH NESTUCCA BLVD;

THENCE NORTH 82°45'29" WEST 16.21 FEET, ALONG THE NORTH SIDE OF WEBB ST BEING THE NORTH END OF SOUTH NESTUCCA BLVD, TO THE POINT OF BEGINNING;

THIS DESCRIPTION IS BASED ON MAP BY THIS FIRM ON FILE AT THE TILLAMOOK COUNTY SURVEYOR OFFICE.

PETITION #543 TO
VACATE A PORTION
OF SUNSET DRIVE



AREA TO BE
VACATED

PROPOSED
RIGHT OF WAY

EXISTING
RIGHT OF WAY

EXHIBIT A