

COUNTY COURT JOURNAL



00190106201900026420150152

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:

Nick Petersen & Skyler Veek
Tax Lot # T2S 10W 5BB & 5BC
8165 Magnolia Drive
Tillamook, OR 97141

Barry & Elizabeth Ann Batchelder-Boring
Tax Lot # T2S 10W 5BB & 5BC
1695 Fernwood Drive
Tillamook, OR 97141

David V. Harmsen
Tax Lot # T2S 10W 5BB & 5BC
2427 N. Willamette Boulevard
Portland, OR 97217

Robert P. & Nancy J. Zavada
Tax Lot # T2S 10W 5BB & 5BC
2522 NE 50th Avenue
Portland, OR 97213

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 Old State Road #686)
Tillamook County, Oregon) ORDER
#19- 026

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 #19-544 was filed by property owner on January 30, 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 #19-544 was properly filed with the Tillamook County Clerk on January 30, 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.

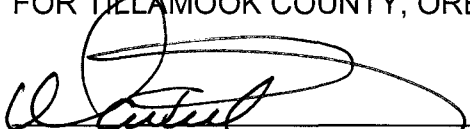
NOW THEREFORE, IT IS HEREBY ORDERED THAT:

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

DATED this 31st DAY OF May, 2019.

THE BOARD OF COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON

Aye Nay Abstain/Absent



David Yamamoto, Chair

0 /



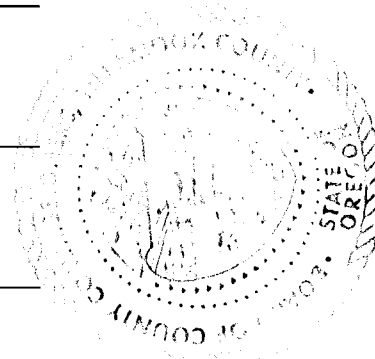
Bill Baertlein, Vice-Chair

✓ /



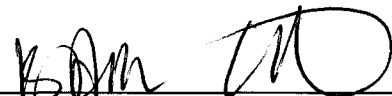
Mary Faith Bell, Commissioner

γ /



ATTEST: Tassi O'Neil, County Clerk

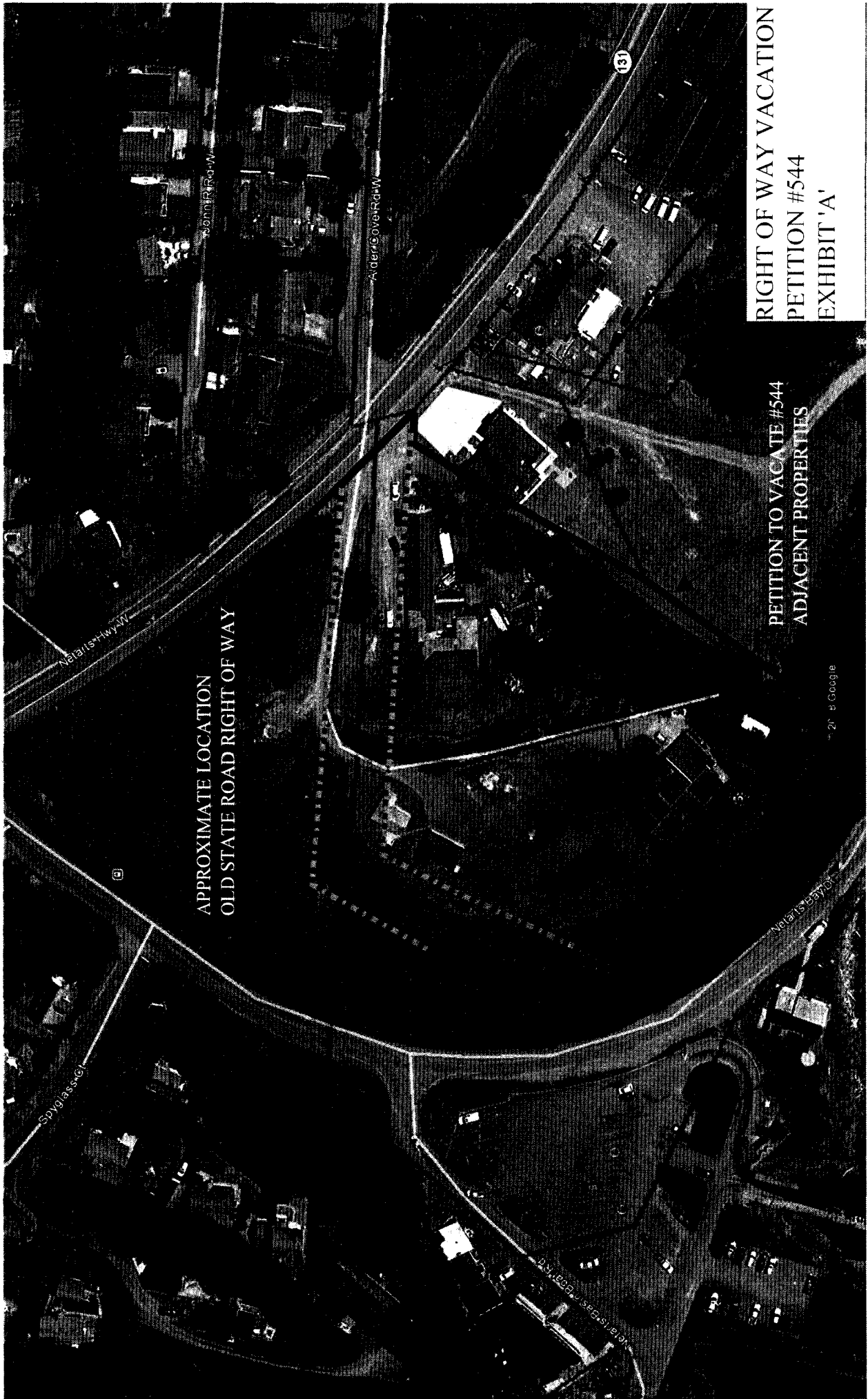
APPROVED AS TO FORM:

By: 

Special Deputy



Joel W. Stevens, County Counsel



APPROXIMATE LOCATION
OLD STATE ROAD RIGHT OF WAY

RIGHT OF WAY VACATION
PETITION #544
EXHIBIT 'A'

PETITION TO VACATE #544
ADJACENT PROPERTIES

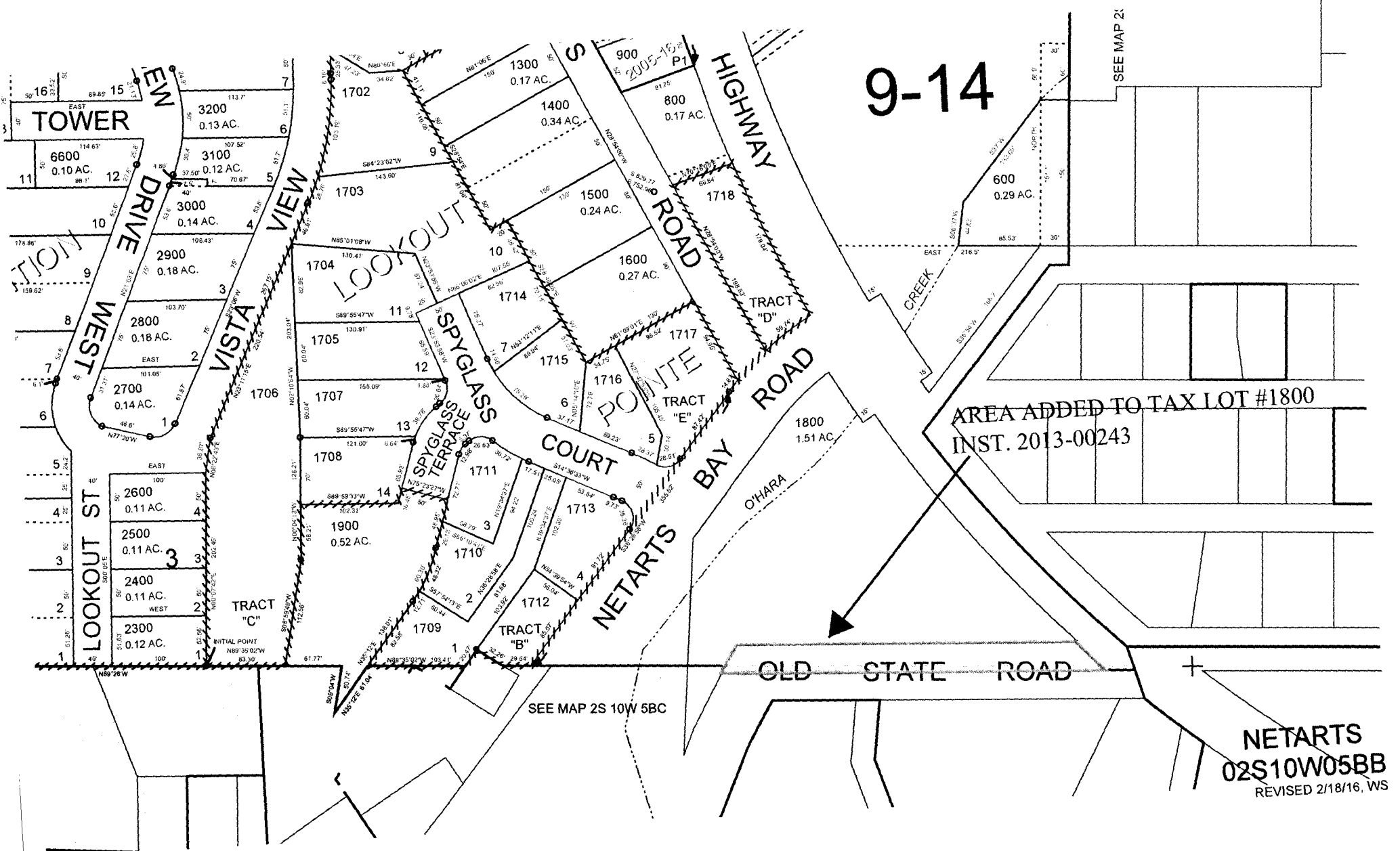
© 2015 Google

9-14

SEE MAP 2:

AREA ADDED TO TAX LOT #1800
INST. 2013-00243

NETARTS
02S10W05BB
REVISED 2/18/16, WS



SEE MAP 2S 10W 5BC

DESCRIPTION FOR INSTRUMENT # 2013-243 ADDITION

BEGINNING AT A POINT THAT IS S89°02'00"E, 977.74 FROM THE NORTH WEST
CORNER OF GOVERNMENT LOT 1, SECTION 5, T.2 S.,R.10 W., W.M.
THENCE S 5°57'59"W, 30.09' TO A 5/8" IRON ROD AS SHOWN ON PARTITION PLAT
2013-06

THENCE S 89°02'00"E, 251.81'
THENCE N 27°12'09"E, 18.27' TO THE WESTERN BOUNDARY OF O.S.H. # 131
THENCE ALONG THE BOUNDARY N 47°39'35" W , 20.60'
THENCE S 89°02'00"W, 241.80' TO THE POINT OF BEGINNING

CONTAINING 7587 SQ FT
OR 0.17 ACRES

S.W.1/4 N.W.1/4 SEC.5 T.2S. R.10W. W.M.
Tillamook County

02S10W05BC
NETARTS

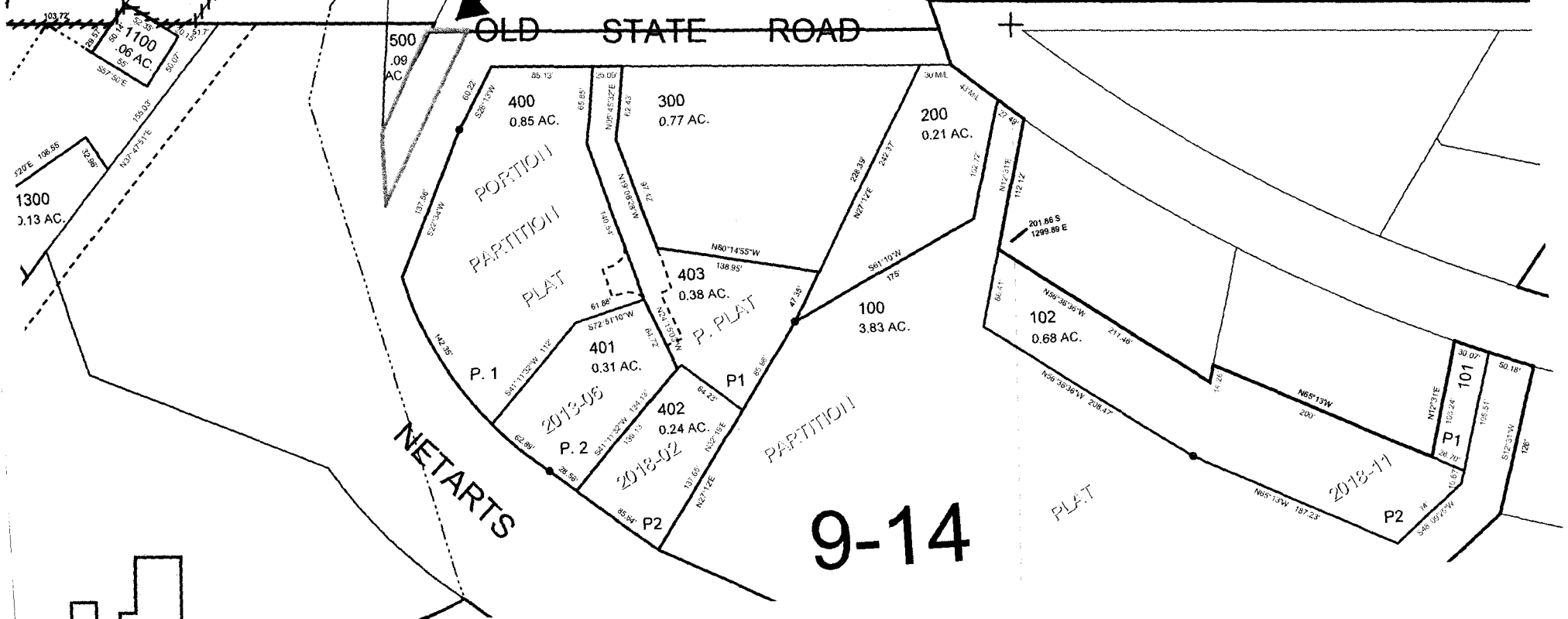
1" = 100'

AREA ADDED TO TAX LOT #500
INST. #2005 - 02022

CANCELLED:

SEE MAP 2S 10W 5BB

OLD STATE ROAD



DESCRIPTION FOR INSTRUMENT # 2005-2022 ADDITION

BEGINNING AT A POINT THAT IS S89°02'00"E, 977.74' FROM THE NORTH WEST
CORNER OF GOVERNMENT LOT 1, SECTION 5 T.2 S., R.10 W., W.M., THENCE
N89°02'00"W, 131.24' TO THE TRUE POINT OF BEGINNING.

THENCE S 28°13'00"W, 80.00'

THENCE S 22°34'00"W, 96.70' TO THE EASTERN BOUNDARY OF THE TILLAMOOK
COUNTY ROAD , NETARTS BAY ROAD.

THENCE ALONG THE EASTERN BOUNDARY OF THE COUNTY ROAD BEING A
309.26' RADIUS CURVE TO THE RIGHT
WITH THE LONG CHORD BEARING OF

N1°04'06"W, 74.16'

THENCE N 22°35'49"E, 33.14

THENCE N 28°13'00"E, 63.11'

THENCE S 89°02'00"E 33.75' TO THE TRUE POINT OF BEGINNING

CONTAINING 3932 SQ FT

OR 0.09 ACRES

S.W.1/4 N.W.1/4 SEC.5 T.2S. R.10W. W.M.
Tillamook County

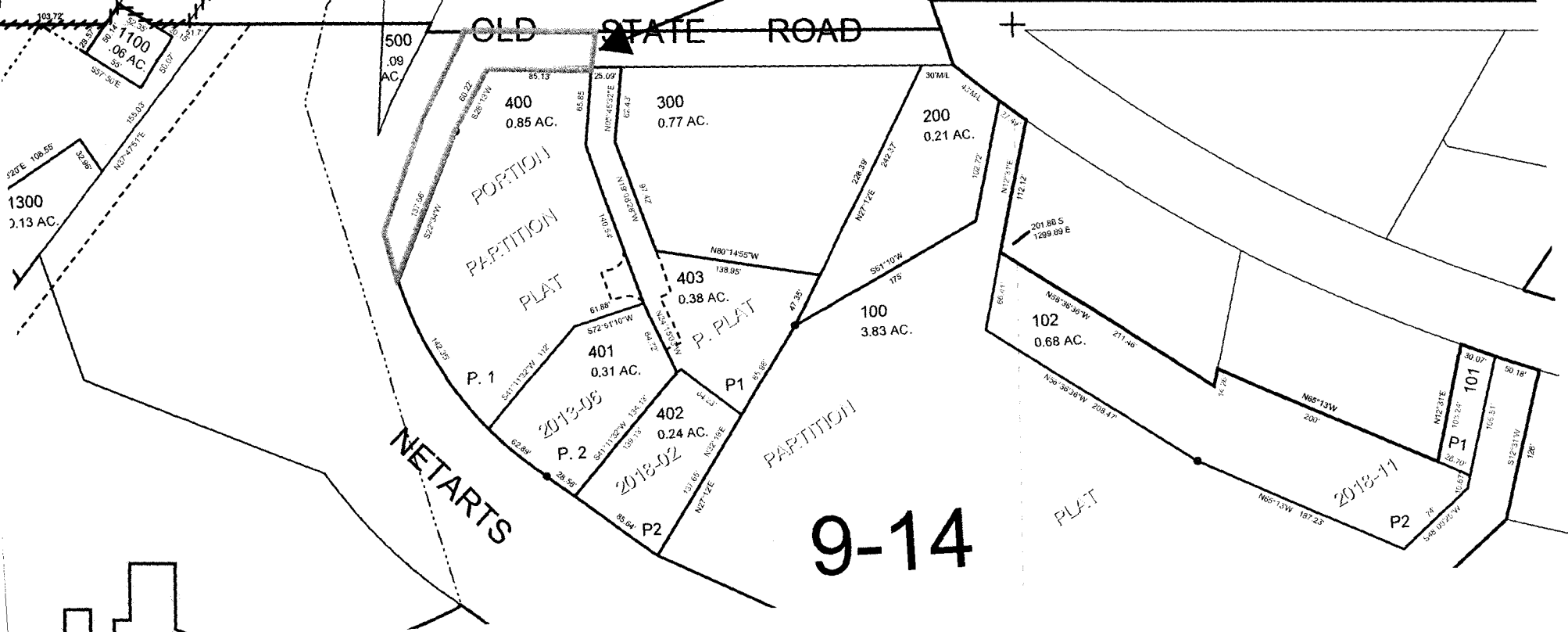
1" = 100'

02S10W05BC
NETARTS

SEE MAP 2S 10W 5BB

AREA ADDED TO TAX LOT #400 CANCELLED:
INST. #2013 - 01551

OLD STATE ROAD



9-14

DESCRIPTION FOR INSTRUMENT # 2013-01551 ADDITION

BEGINNING AT A POINT THAT IS S 89°02'00"E, 977.74' FROM THE NORTH WEST
CORNER OF GOVERNMENT LOT 1, SECTION 5, T 2 S., R.10 W., W.M., THENCE
N 89°02'00" W, 27.71' TO THE TRUE POINT OF BEGINNING.

THENCE N 89°02'00"W, 103.53'

THENCE S 28°13'00"W, 80.00'

THENCE S22°34'00"W, 96.70'

THENCE ALONG A 309.26' RADIUS CURVE TO THE LEFT WITH THE LONG CHORD

BEARING S 12°45'27"E, 51.96'

THENCE N 22°34'00"E , 137.56'

THENCE N 28°13'00"E, 60.32'

THENCE S 89°02'00" E, 85.17'

THENCE N 0°58.00' E , 29.98'

TO THE TRUE POINT OF BEGINNING

CONTAINING 8457 SQ FT

OR 0.19 ACRES

S.W.1/4 N.W.1/4 SEC.5 T.2S. R.10W. W.M.
Tillamook County

02S10W05BC
NETARTS

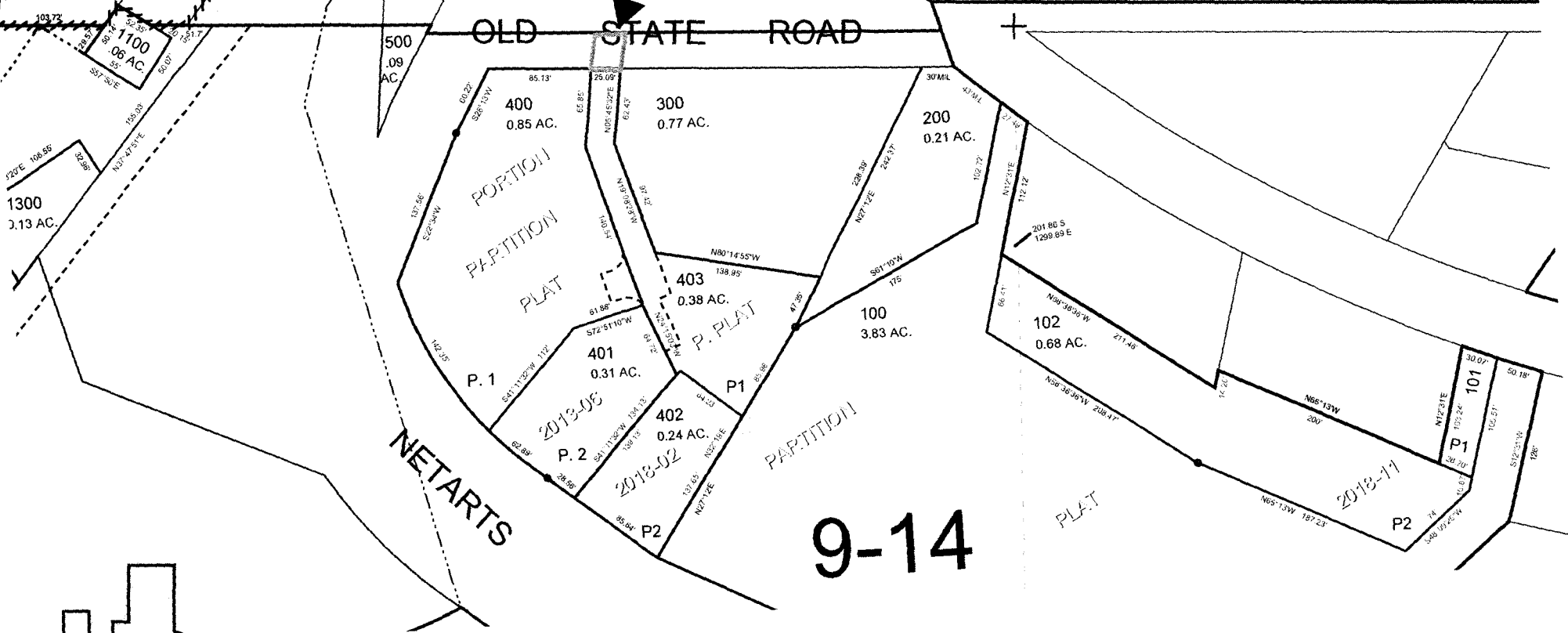
1" = 100'

AREA ADDED TO TAX LOT #402
INST. #2018-01378

CANCELLED:

SEE MAP 2S 10W 5BB

OLD STATE ROAD



9-14



DESCRIPTION FOR INSTRUMENT # 2018-01378

BEGINNING AT A POINT WHICH IS S 89°02'00"E , 977.74' FROM THE NORTH WEST
CORNER OF GOVERNMENT LOT 1, SECTION 5, T.2 S.,R.10 W., W.M. AND WHICH IS
THE TRUE POINT OF BEGINNING

THENCE S 5°57'59"W, 30.09' TO A 5/8" IRON ROD AS SHOWN ON TILLAMOOK
COUNTY SURVEYOR MAP P-1033

THENCE N 89°02'00"W, 25.09' TO A 5/8" IRON ROD AS SHOWN ON TILLAMOOK
COUNTY SURVEYOR MAP P-1033

THENCE N 0°58'00"E , 29.98'

THENCE S 89°02'00"E, 27.71' TO THE POINT OF BEGINNING

CONTAINING 795 SQ FT
OR 0.02 ACRES

S.W.1/4 N.W.1/4 SEC.5 T.2S. R.10W. W.M.
Tillamook County

1" = 100'

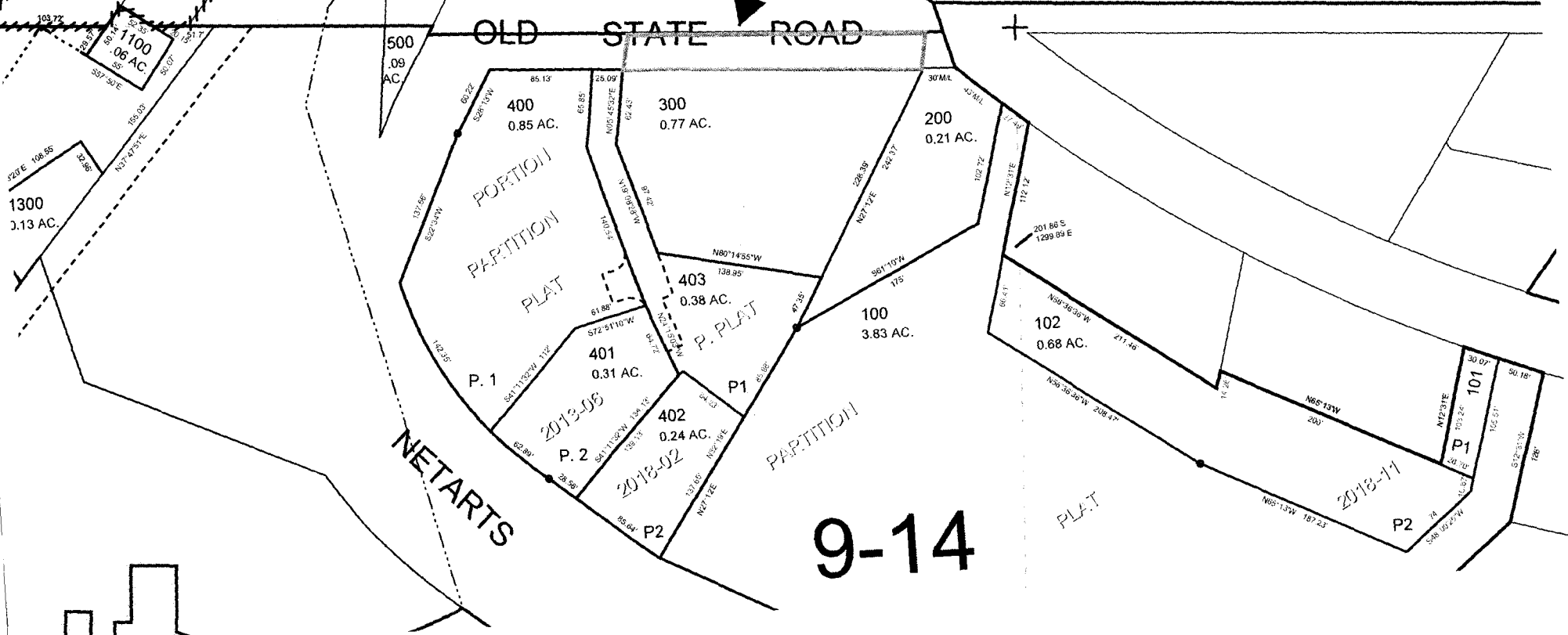
02S10W05BC
NETARTS

AREA ADDED TO TAX LOT #300
INST. #2017 - 02446

CANCELLED:

SEE MAP 2S 10W 5BB

OLD STATE ROAD



9-14

**DESCRIPTION FOR INSTRUMENT # 2017-02446
PARCEL 1**

BEGINNING AT A POINT THAT IS S 89°02'00" E, 977.74' FROM THE NORTH WEST
CORNER OF GOVERNMENT LOT 1, SECTION 5, T.2 S., R.10 W., W.M.

THENCE S 89°02'00"E , 241.80' TO THE WESTERN BOUNDARY OF O.S.H. # 131
THENCE ALONG THE WESTERN BOUNDARY OF O.S.H. # 131, N47°39'35"W, 45.35'
THENCE N 89°02'00"W, 357.31'
THENCE S 28°13'00"W , 33.75'
THENCE S 89°02'00"E , 164.99' TO THE POINT OF BEGINNING

CONTAINING 11,437 SQ FT
OR 0.26 ACRES

S.W.1/4 N.W.1/4 SEC.5 T.2S. R.10W. W.M.
Tillamook County

1" = 100'

AREA ADDED TO TAX LOT #200
INST. #2007 - 02921

SEE MAP 2S 10W 5BB

OLD STATE ROAD

1100
06 AC.

1300
0.13 AC.

500
09
AC.

400
0.85 AC.

300
0.77 AC.

200
0.21 AC.

PORTION
PARTITION
PLAT

403
0.38 AC.

401
0.31 AC.

100
3.83 AC.

102
0.68 AC.

NETARTS

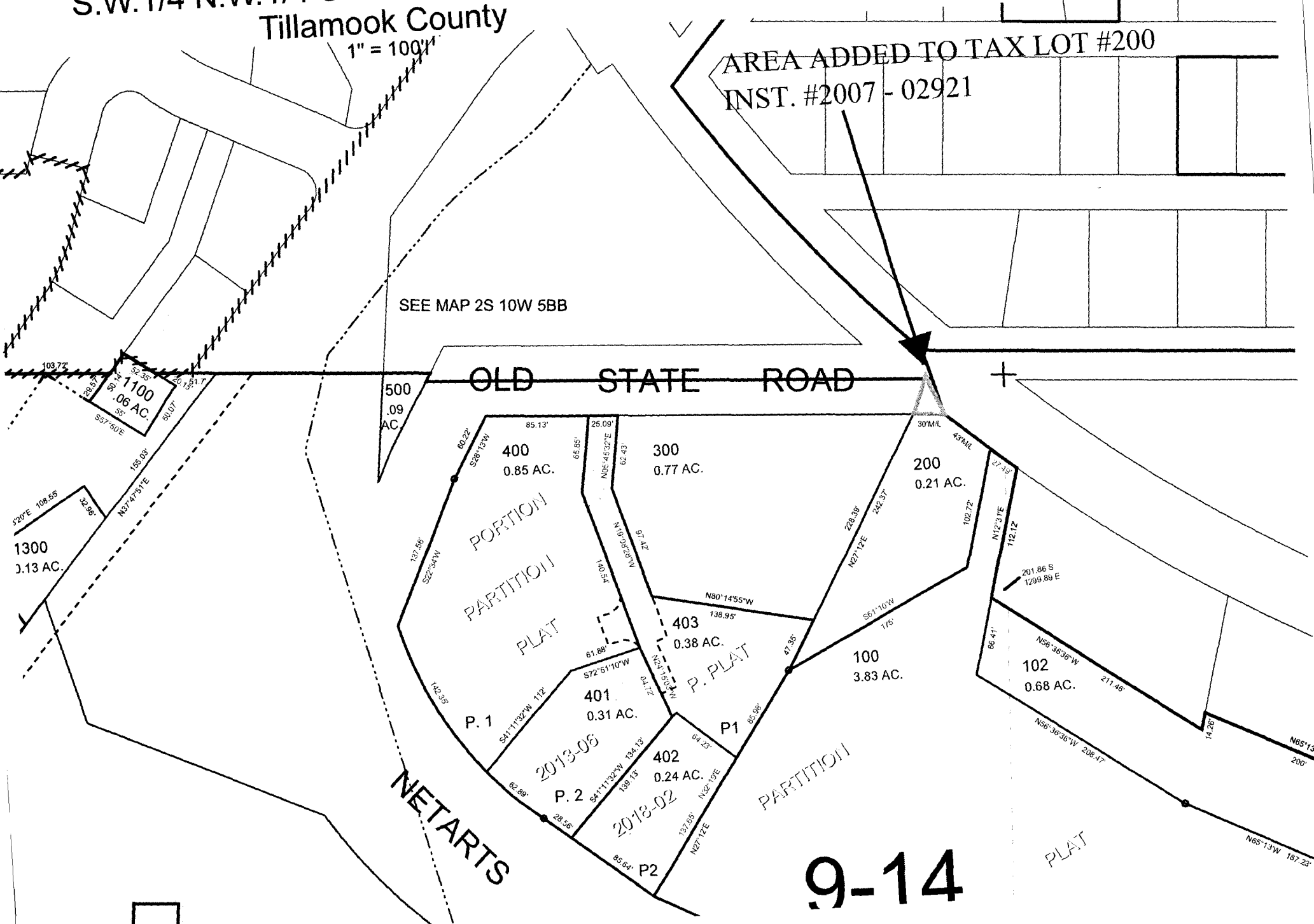
2013-05
P. 2

2013-02
P2

PARTITION

9-14

PLAT



DESCRIPTION FOR INSTRUMENT # 2007-02921 ADDITION

BEGINNING AT A POINT THAT IS S 89°02'00"E , 977.74' FROM THE NORTH WEST CORNER OF GOVERNMENT LOT 1, SECTION 5 T.2 S., R.10 W., W.M., THENCE S 5°57'59"W, 30.09' TO A 5/8" IRON ROD AS SHOWN ON TILLAMOOK COUNTY SURVEYOR MAP P-1033, THENCE S 89°02'00"E, 251.81' TO THE TRUE POINT OF BEGINNING.

THENCE N 27°12'09"E, 18.27' TO THE WESTERLY BOUNDARY OF O.S.H.131
THENCE ALONG THE WESTERLY BOUNDARY OF O.S.H.# 131 S 47°39'35"E, 24.79'
THENCE N 89°02'00"W, 26.68' TO THE TRUE POINT OF BEGINNING.

CONTAINING 218 SQ FT