

BOOK 117 PAGE 911



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:

Henry Diem  
Tax Lot # T1NR10W 06DD  
4126 SW Corbett Avenue  
Portland, OR 97239



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

In the Matter of the Vacation of ) ORDER  
a Portion of Harriman Avenue )  
Tillamook County, Oregon ) #19-027

This matter came before the Tillamook County Board of Commissioners on May 01, 2019 at the request of Chris Laity, Public Works Director, Public Works, Road Department, at which time it appears that Road Vacation Petition #19-545 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 #19-545 was properly filed with the Tillamook County Clerk on March 6, 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.

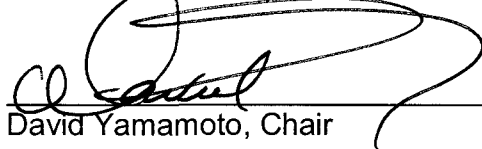
NOW THEREFORE, IT IS HEREBY ORDERED THAT:

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

DATED this 5<sup>th</sup> 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

  ✓                  /    

MF Bell  
\_\_\_\_\_  
Mary Faith Bell, Commissioner

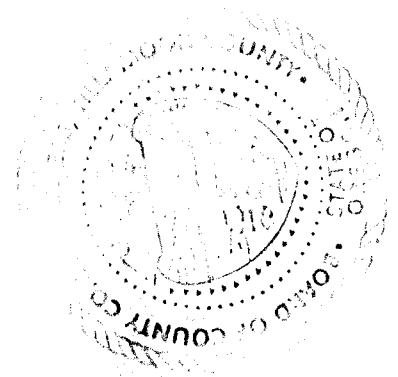
  x                  /    

ATTEST:    Tassi O'Neil, County Clerk

APPROVED AS TO FORM:

By:   
\_\_\_\_\_  
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

February 19, 2019

LEGAL DESCRIPTION  
FOR HENRY M. DIEM  
VICTORIA ST. & HARRIMAN AVE. to be VACATED

A portion of the plat of Rose City Beach as recorded in Plat Book 1, Page 13, Tillamook County Plat Records, in Section 5, Township 1 North, Range 10 West of the Willamette Meridian, Tillamook County, Oregon more particularly described as follows:

Beginning at the Northeast corner of Lot 1, Block 9 of said Rose City Beach;

Thence along the extension of the North line of said Lot 1, East 40.30 feet to the West right-of-way line of POTB Railroad;

Thence along said West right-of-way line, South  $6^{\circ}58'00''$  West 443.26 feet to the North right-of-way line of Minnehaha Street;

Thence along said North right-of-way line of Minnehaha Street, West 40.30 feet to the Southeast corner of Block 11;

Thence along the East line of Block 11, North  $6^{\circ}58'00''$  East 201.49 feet to the Northeast corner of Block 11;

Thence along the North line of Block 11, West 90.78 feet to the Northwest corner of Lot 1, Block 11;

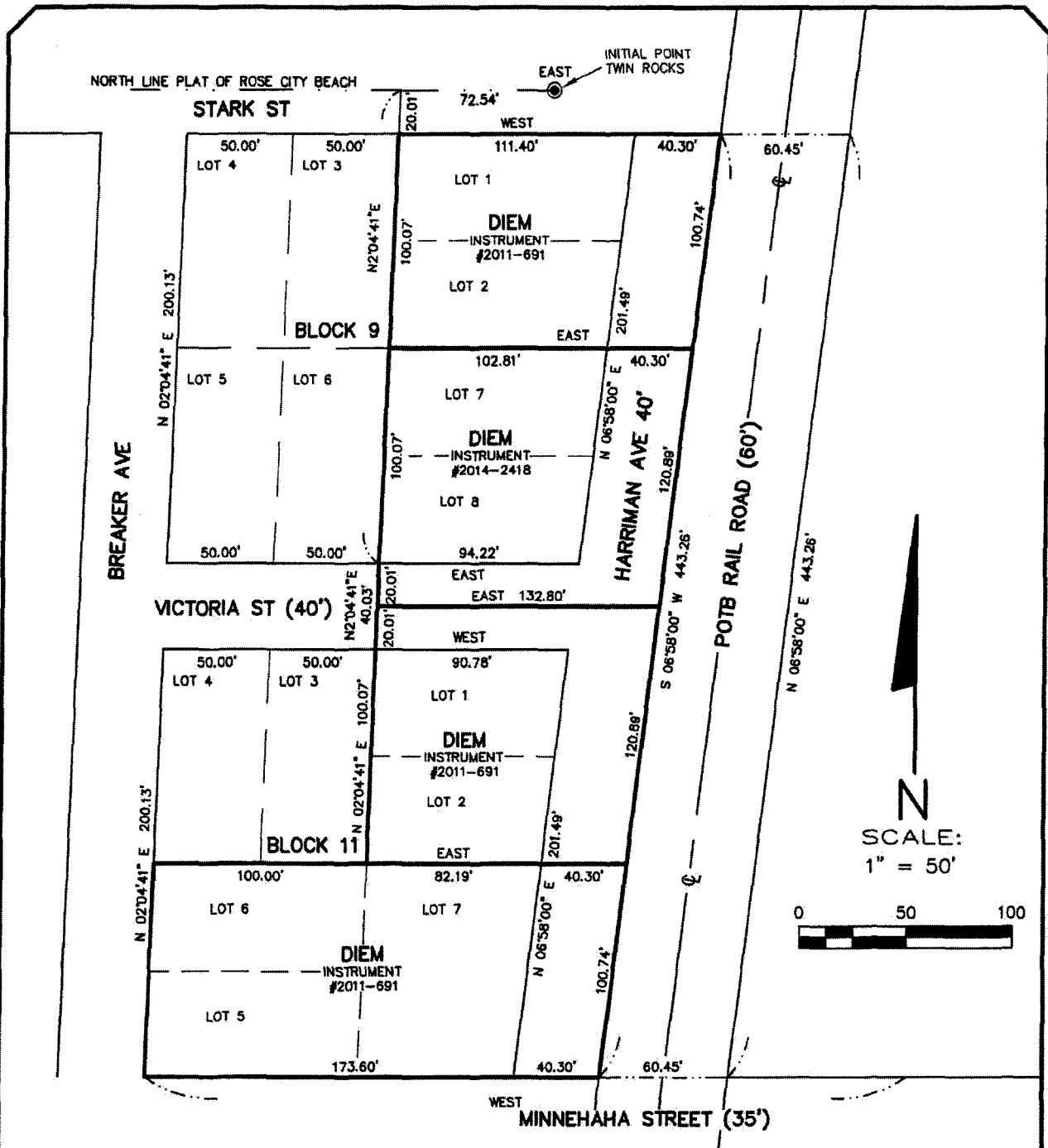
Thence North  $2^{\circ}04'41''$  East 40.03 feet to the Southwest corner of Lot 8, Block 9;

Thence along the South line of Block 9, East 94.22 feet to the Southeast corner of Lot 8, Block 9;

Thence along the East line of Block 9, North  $6^{\circ}58'00''$  East 201.49 feet to the Point of Beginning.

This description is based on maps C-6 and B-1914, Tillamook County Survey Records.

The Purpose of this description is to vacate all of HARRIMAN AVE. in the Plat of Rose City Beach, a portion of STARK ST. and a portion of VICTORIA ST.



REGISTERED  
**PROFESSIONAL  
 LAND SURVEYOR**  
*Terry L. Jones*  
 OREGON  
 JULY 25, 1991  
**TERRY L. JONES**  
 2507  
 RENEWAL DATE: JUNE 30, 2019

**NOTES**

THE PURPOSE OF THIS MAP IS TO SHOW HOW THE VACATED STREETS WILL ACCRUE TO THE ADJOINERS AFTER THE STREETS ARE VACATED.

THIS MAP WAS DRAWN FROM RECORD VALUES FROM MAPS C-6, AND B-1914, TILLAMOOK COUNTY SURVEY RECORDS.

SITE/HARRINEW.DWG  
 TWIN.CR5

SURVEY BY:  
**BAYSIDE SURVEYING**  
 11765 HWY 101 SOUTH  
 TILLAMOOK, OR. 97141  
 (503) 842-5551

SURVEY FOR:  
**HENRY DIEM**  
 BLOCKS 9 & 11, ROSE CITY BEACH  
 SE 1/4 SE 1/4. SEC 6  
 T1N, R10W, W.M.  
 TILLAMOOK COUNTY, OREGON

DATE FEB 19, 2019	EQUIPMENT HIPER V TOPCON ES-103 FC-5000	FIELD	DRAWN DWE	CHECKED TLJ	JOB NO.
----------------------	--	-------	--------------	----------------	---------