

BEFORE THE BOARD OF COUNTY COMMISSIONERS

FOR COLUMBIA COUNTY, OREGON

In the Matter of a Refund to Kenneth E. Eimer )  
of Fees Paid for the Proposed Vacation of a )  
Portion of John E. Walker Road [aka Carmel )  
Road and County Road No. P-153] )  
\_\_\_\_\_ )

**ORDER NO. 25-2000**

WHEREAS, Columbia County established a fee schedule for road vacation requests by Order No. 96-93; and

WHEREAS, on or about March 2, 1999, Kenneth E. Eimer submitted to the County a petition for vacation of a portion of John E. Walker Road (aka Carmel Road and County Road No. P-153); and

WHEREAS, the county road official, on or about May 18, 1999, determined that it would not be in the public's best interest to vacate that portion of John E. Walker Road (aka Carmel Road and County Road No. P-153) proposed to be vacated by Mr. Eimer; and

WHEREAS, based on the county road official's determination, Mr. Eimer agreed to withdraw his petition and, instead, seek a gate permit for the road; and

WHEREAS, the county road official's determination was made prior to the vacation proceeding being initiated under ORS 368.341 and prior to any fees for administering road vacations being incurred beyond the filing fee of \$28.50 assessed by the County Clerk and \$100 incurred in the investigation and determination by the county road official; and

WHEREAS, the Board of Commissioners has determined that the balance of the \$500 fee deposited by Mr. Eimer in connection with the petition for vacation of a portion of John E. Walker Road (aka Carmel Road and County Road No. P-153) be refunded after deduction of the Clerk's filing fee of \$28.50 and payment to the Treasurer of \$100 for the county road official's review.

NOW, THEREFORE, IT IS HEREBY ORDERED that the Columbia County Treasurer shall refund the amount of \$371.50 to Mr. Kenneth E. Eimer, 29884 Carmel Road, Rainier, OR 97048.

DATED this 13th day of April, 2000.

BOARD OF COUNTY COMMISSIONERS  
FOR COLUMBIA COUNTY, OREGON

By: John R. Peterson  
Chair

By: John M. Stenhard  
Commissioner

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

Approved as to form

By: John M. Stenhard  
Office of County Counsel