

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In the Matter of the Proposed Vacation of a)
Portion of Bonneville Drive Near)
Scappoose, Oregon)
)
[Taylor Petition])

RESOLUTION NO. 51-2001
(Initiating Vacation Proceedings)

WHEREAS, pursuant to ORS 368.341(1) the Board of Commissioners for Columbia County, Oregon (hereinafter referred to as the "Board") may initiate proceedings to vacate property under ORS 368.326 to 368.366; and

WHEREAS, Michael T. and Virginia Taylor own property abutting a portion of Bonneville Drive lying within the plat of Columbia Acres No. 1 near Scappoose, Oregon, which is proposed to be vacated, and have filed with the Board a petition requesting that the Board vacate said portion of Bonneville Drive; and

WHEREAS, a copy of such petition is attached hereto, labeled Attachment 1, and is incorporated herein by this reference; and

WHEREAS, the petition submitted by Mr. and Mrs. Taylor complies with the petition requirements of ORS 368.341(3); and

WHEREAS, the intersection of Bonneville Drive and Highway 30 was recently reconfigured, and that portion of Bonneville Drive proposed for vacation is no longer being used as a public right-of-way and the petitioners desire to put this property to better use; and

WHEREAS, that portion of Bonneville Road proposed to be vacated is generally described as lying between properties commonly described as Tax Account No. 3224-024-04000 and Tax Account No. 3224-024-05100, and is more particularly described in Exhibit A to Attachment 1 hereto; and

WHEREAS, a map of that portion of Bonneville Drive proposed to be vacated is attached hereto as Attachment 2 and is incorporated herein by this reference; and

WHEREAS, pursuant to ORS 368.351(2), the proceedings for vacation were initiated by a petition that contains the acknowledged signatures of owners of 100 percent of any private property proposed to be vacated and acknowledged signatures of owners of 100 percent of property abutting the public property proposed to be vacated and the petition indicates such owners' approval of the proposed vacation; and

WHEREAS, because the petition meets the signature requirements of ORS 368.351(2), the Board may make a determination about the vacation without holding a hearing if the county road official, i.e., the Public Works Director, files with the Board a written report that contains an assessment that the vacation is in the public interest;

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

1. The Board hereby initiates proceedings to vacate that portion of Bonneville Drive lying between properties commonly described as Tax Account No. 3224-024-04000 and Tax Account No. 3224-024-05100, which is more particularly described in Exhibit A to Attachment 1.

2. The Public Works Director is directed to prepare and file with the Board of County Commissioners a written report which contains an assessment of whether the proposed vacation is in the public interest.

DATED this 6th day of June, 2001.

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

By: _____

John M. Kishard
Chair

By: _____

[Signature]
Commissioner

By: _____

not present
Commissioner

APPROVED AS TO FORM:

By: _____

John [Signature]
Office of County Counsel

ATTACHMENT 1

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

STATE OF OREGON
COUNTY OF COLUMBIA
RECORDS
01 MAY 20 10 23 AM
FOR
TAYLOR & TAYLOR
Farmer

In the Matter of the Vacation)
of Certain Property Located)
in Columbia County, Oregon)
_____)
INSTRUMENT
NO. 2001-04
PETITION FOR VACATION

I, (we) Michael T. Taylor & Verginia Taylor, petition the Board
(Petitioner's or Petitioners' Name(s))

of County Commissioners for the vacation of the following property:

A. Description of property proposed for vacation (attach
additional sheets if necessary):

1. General Description: A portion of Bonneville Drive in Columbia
Acres No.1

2. Legal Description: See Exhibit "A"

B. Petitioner's(s') property interest(s) in area proposed for
vacation (attach additional sheets if necessary):

1. Type of property interest: Abutting property owner

2. Legal Description of property: All of Block 2, Columbia Acres No.1

C. Statement of reasons for vacation (attach additional sheets if necessary) : To make better use of my land.

D. Names and addresses of all persons holding any recorded interest in the property proposed to be vacated (attach additional sheets if necessary) :None

E. Names and address of all persons owning any improvements constructed on property proposed to be vacated (attach additional sheets if necessary) :None

F. Names and addresses of all persons owning any real property abutting the property proposed to be vacated (attach additional sheets if necessary) :

Michael & Verginia Taylor

50602 Birch Ave.

Scappoose, OR 97056

G. The signature(s), acknowledged before a notary or other person authorized to take acknowledgements of deeds, of either 1) owners of sixty (60) percent of the land abutting the property proposed to be vacated or 2) sixty (60) percent of the owners of land abutting the property proposed to be vacated are attached (attach signature sheets).

H. If the petition is for the vacation of property that will be redivided in any manner, a subdivision plan or partitioning plan showing the proposed redivision is attached.

I. A true and accurate map of the proposed vacation is attached.

J. I verify that I have flagged all corners of the area proposed to be vacated and that the flags are reliably and accurately located and are easily visible.

K. The deposit of \$500.00 is attached.

L. Signature and Verification(s):

STATE OF OREGON)
) ss.
County of Columbia)

I, (we) Michael T. Taylor & Verginia Taylor, am (are) the
(Petitioner's or Petitioners' Name(s))

petitioner(s) herein and hereby swear, under penalties of perjury, that the statements made in this petition, and the attachments hereto, are true to the best of my (our) knowledge.

Michael T Taylor 5-18-01
(Petitioner's Name) (Date)

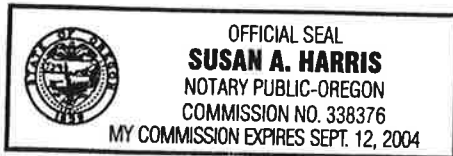
Verginia Taylor 5/18/01
(Co-Petitioner's Name (if any))

(Co-Petitioner's Name (if any))

Subscribed and sworn to before me this 18th day of

May, ~~19~~ 2001.

Susan A. Harris
Notary Public for Oregon
My Commission Expires: 9-12-04





DEWEY SURVEYING, INC.

P.O. BOX 687 / 621 COLUMBIA BLVD.
ST. HELENS, OREGON 97051
OFFICE: (503) 397-2316
FAX: (503) 397-2415

EXHIBIT "A"

MIKE TAYLOR

LEGAL DESCRIPTION

APRIL 29, 2001

That portion of Bonneville Drive, more particularly described as follows:

Beginning at the Northwest corner of Lot 6, Block 2, Columbia Acres Number 1, in Section 2 & 4, Township 3 North, Range 2 West, Willamette Meridian, Columbia County, Oregon, as per plat on file and of record in the Columbia County Clerk's Office; thence South $77^{\circ}16'00''$ East, a distance of 248.14 feet to the Northeast corner of Lot 5, Block 2, Columbia Acres Number 1, thence North $01^{\circ}59'00''$ West, a distance of 62.04 feet to the Southeast corner Lot 1, Block 1, Columbia Acres Number 1; thence North $77^{\circ}16'00''$ West, a distance of 240.00 feet to the Southwest corner of Lot 3, Block 1, Columbia Acres Number 1; thence South $05^{\circ}29'44''$ West, a distance of 60.49 feet to the **point of beginning.**

