

DEED-VACAT
This is a no fee document NO FEE



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

BOOK 111 PAGE 180 ✓
COUNTY COURT JOURNAL

AFTER RECORDING, RETURN & SEND ALL TAX STATEMENTS TO:

Ted Steinberg
c/o Ellen Brown
13931 Mulholland Dr
Beverly Hills, CA 90210
for: T3N R10W Sec 19AA Tax Lot 2100

Richard Alden
c/o Maggie Rudy
11201 College Drive
Portland, OR 97229
for: T3N R10W Sec 19AA Tax Lot 2200

Lower Nehalem Community Trust
PO Box 238
Nehalem, OR 97131
for: T3N R10W Sec 19AA Tax Lot 2700

FILED
Ron
AUG - 3 2009
(1:58m)
TASSI O'NEIL
COUNTY CLERK

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

In The Matter of The Vacation of Treasure Trove Trail in the Community of Neah-Kah-Nie, Tillamook County, Oregon,)
) ORDER #09-061
)

This MATTER CAME BEFORE THE Tillamook County Board of Commissioners on August 3rd, 2009 at the request of David Schrom of Public Works, Road Department, at which time it appears that Road Vacation Petition #525 was filed by abutting property owners on April 17, 2007, in accordance with ORS 368.341, and the road to be vacated is further described as follows:

Located in Government Lot 1 of Section 19, Township 3 North, Range 10 West, Willamette Meridian, Tillamook County, Oregon. Beginning at the most easterly corner of Lot 6, Block 9, Neah-Kah-Nie Mountain Terraces, Tillamook County Subdivision Records in Book 2, of Town Plats, Page 82. Said point also being on the westerly Right-of-Way of platted Beulah Reed Road.

Thence; along the easterly line of Lot 6, Block 9, Neah-Kah-Nie Mountain Terraces and the westerly Right-of-Way of platted Beulah Reed Road, N 18°08' W a distance of 20.00 feet to a point. Thence; continuing on the north line of said Lot 6, leaving said westerly Right-of-Way of platted Beulah Reed Road, along the south line of platted Treasure Trove Trail, N 85°26' W a distance of 92.09 feet to a point. Thence; continuing on said north line of Lot 6 N

69°12' W a distance of 193.71 feet to the westerly line of above said Neah-Kah-Nie Mountain Terraces. Thence; along said westerly line of Neah-Kah-Nie Mountain Terraces N 39°11' E a distance of 16.86 feet to the southwest corner of Lot 1, Block 10 and the north line of platted Treasure Trove Trail. Thence; leaving westerly line of above said Neah-Kah-Nie Mountain Terraces, along the south line of Lot 1, Block 10 and the north line of platted Treasure Trove Trail S 69°12' E a distance of 186.11 feet to a point. Thence; continuing on said south line of Lot 1, Block 10 S 85°26' E a distance of 151.19 feet to a point being the extension of the easterly line of Lot 6, Block 9, Neah-Kah-Nie Mountain Terraces. Thence; S 61°52' W a distance of 63.77 feet to the point of beginning, containing an area of 5,613 square feet, more or less.

The bearings in this description are based on Tillamook County Surveyors Map C-149.

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

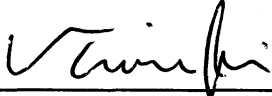
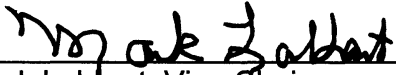
- 1. The Road Vacation Petition #525 was properly filed with the Tillamook County Clerk on April 17, 2007, in accordance with ORS 368.341; and**
- 2. The Petitioners own 100% percent of the properties fronting the road vacation; and**
- 3. The road to be vacated is legally a Public Road and is not currently used for public travel; and**
- 4. The road to be vacated is a County Road within the Community of Neah-Kah-Nie; and**
- 5. Public Notices were not required as a part of this petition as indicated in ORS 368.351, and**
- 6. The Tillamook County Director of Public Works prepared and filed with the Board a written report which includes her assessment the proposed vacation would be in the public interest, in accordance with ORS 368.351, and**
- 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:

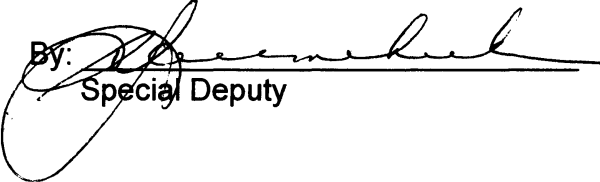
8. In accordance with ORS 368.351, the hereinabove described road be and is hereby vacated.

DATED this 3rd day of August, 2009.

THE BOARD OF COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON


	Aye	Nay	Abstain/Absent
 _____ Tim Josi, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 _____ Mark Labhart, Vice-Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
 _____ Charles J. Hurliman, Commissioner	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

ATTEST: Tassi O'Neil,
County Clerk

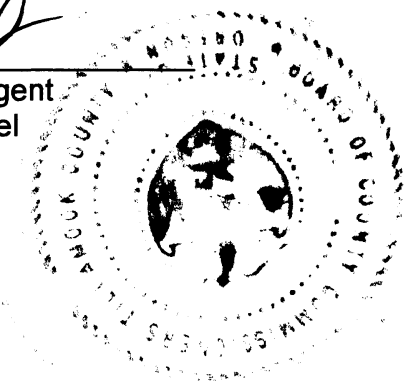
By: 

Special Deputy

APPROVED AS TO FORM:



William K. Sargent
County Counsel





Land of Cheese, Trees and Ocean Breeze

Board of Commissioners
Tim Josi. Mark Labhart. Charles J. Hurliman
201 Laurel Avenue
Tillamook, Oregon 97141
Phone 503-842-3403
Fax 503-842-1384
TTY Oregon Relay Service

BOARD OF COMMISSIONERS'
interoffice
MEMORANDUM

DATE: August 17, 2009
TO: The Honorable Tassi O'Neil, County Clerk
RE: Recording without Fees

Please record and waive the fees for the attached Order #09-061 "In the Matter of The Vacation of Treasure Trove Tail in the Community of Neah-Kah-Nie, Tillamook County, Oregon".

The road vacation is located on a County Road right of way. One of the abutting property owners is the Lower Nehalem Community Trust which intends to pass title on Tax Lot 2700 to the State of Oregon for incorporation into Oswald West State Park.

Order #09-061 was filed with the County Clerk on August 3, 2009. Please re-file Order #09-061 after it has been recorded. After the Order has been refilled the Board's Executive Secretary is directed to promptly file Order #09-061 with the County Surveyor and County Assessor.

Thank you for your assistance.



CHAIRPERSON



VICE-CHAIRPERSON



COMMISSIONER