

SEP 1 2010

BEFORE THE BOARD OF COMMISSIONERS OF DOUGLAS COUNTY, OREGON

BARBARA E. NIELSEN, COUNTY CLERK


IN THE MATTER OF THE VACATION OF	)	
PORTIONS OF VARIOUS STREETS AND	)	ORDER GRANTING VACATION OF
ALLEYS IN THE TOWN OF SCOTTSBURG,	)	PROPERTY WITHOUT HEARING
IN SECTION 18, T. 22 S., R. 9 W., W.M.	)	
DOUGLAS COUNTY, OREGON	)	

This matter coming before the Board of Commissioners on a petition of U. Jewell Smith, Linda K. Bowman, Edward L. and Sharon G. Cline, Leonard John Jr. and Janice Marie Black, Darreld R. and Lorna Murphy, Scottsburg Community Church, Harvey L. Slade Sr., Sandra Lee and Ronald L. Smith, William G. and Betty D. Gibbons, Daniel G. and Donna L. Plagmann, Rick L. and Connie L. Roberts, Tim and Cindy Edinger, Shirley R. and Gary E. Self, Douglas Hedden, Marguerite M. House to vacate that portion of those dedicated streets and alleys in the town of Scottsburg, described in the attached Exhibit "A".

IT APPEARING TO THE BOARD OF COMMISSIONERS that all of the owners of 100% of the property abutting the property proposed to be vacated have signed the petition and approve of the vacation; and

IT FURTHER APPEARING TO THE BOARD OF COMMISSIONERS that the County Road Official has filed a written report with the Board pursuant to ORS 368.346, and that based upon such report, the Board of Commissioners has determined that it is in the public interest to vacate the public property as requested by petitioners;

NOW, THEREFORE, IT IS HEREBY ORDERED that the property described in this order is vacated, except that any existing utilities or owners of drainage facilities located within said property will have unrestricted access to service, maintain, upgrade or replace their facilities. An access and utility easement as shown on that survey in RM 4-17 filed in the Douglas County Surveyors office is hereby retained, in favor of Darreld R. and Lorna Murphy, to Lot 1, Block 24 of the Plan of Scottsburgh in Volume 1, Page 4, Subdivision Records of Douglas County. Title to the vacated property will vest


\*\*\*\*\*  
DOUGLAS COUNTY OFFICIAL RECORDS 2010-014184  
BARBARA E. NIELSEN, COUNTY CLERK  
 NO FEE  
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VAC-VAC Cnt=1 Stn=13 CAROL  
This is a no fee document  
\* \* \* \* \*  
\*\*\*\*\*


in the petitioners by extension of their respective property boundaries to the center of the vacated streets and alleys, pursuant to ORS 368.366. That portion of vacated property vesting in each petitioner will attach to their abutting property and will not become a separate parcel.

Dated this 1<sup>st</sup> day of September 2010.

BOARD OF COUNTY COMMISSIONERS  
OF DOUGLAS COUNTY, OREGON

By   
Chair

By   
Commissioner

By   
Commissioner

REVIEWED AS TO FORM

By   
Office of County Legal Counsel

Date: 8/24/2010



# PUBLIC WORKS DEPARTMENT

## Administration

1036 SE Douglas, Room 219 • Roseburg, Oregon 97470 • (541) 440-4208

## DIVISIONS

**Administrative Services**  
1036 SE Douglas, Room 220  
Roseburg, Oregon 97470  
(541) 440-4526

**Engineering and Construction**  
1036 SE Douglas, Room 304  
Roseburg, Oregon 97470  
(541) 440-4481

**Natural Resources**  
1036 SE Douglas, Room 306  
Roseburg, Oregon 97470  
(541) 440-4255


**Operations and Maintenance**  
433 Rifle Range Road  
Roseburg, Oregon 97470  
(541) 440-4268

**Work Crew**  
1036 SE Douglas, Room 213  
Roseburg, Oregon 97470  
(541) 957-2072

August 19, 2010

## MEMORANDUM

**TO:** Board of County Commissioners

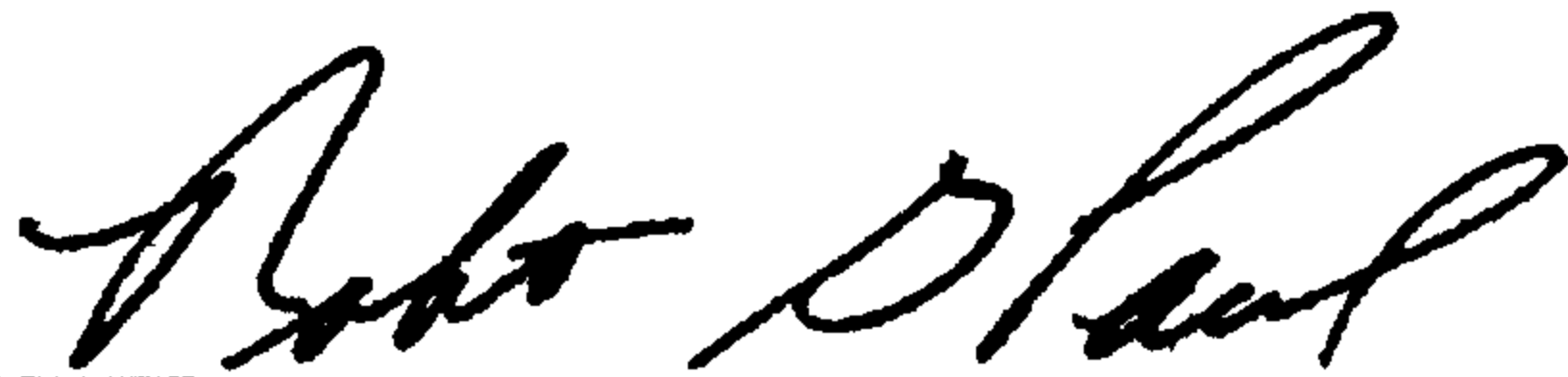
**FROM:** Robb Paul   
County Road Official

**REFERENCE:** The Board of County Commissioners has Requested a Report Pursuant to ORS 368.346 on the Proposed Vacation of Portions of Various Streets and Alleys in the Town of Scottsburg in Volume 1, Page 4, Subdivision Records of Douglas County, Oregon

This process has been initiated by petition of the residents of Scottsburg who are owners of the property adjacent to the proposed vacation. In accordance with the Board of County Commissioners request, the following information is submitted:

1. The property to be vacated is owned by Douglas County as recorded in the Plan of Scottsburgh in Volume 1, Page 4, Subdivision Records of Douglas County, Oregon and is currently unused.
2. The vacation would not deprive an owner of a recorded property right of access necessary for the exercise of that property right provided an access and utility easement as shown on that survey in RM 4-17 filed in the Douglas County Surveyors office is retained, in favor of Darreld R. and Lorna Murphy, to Lot 1, Block 24 of said Plan of Scottsburgh.
3. The property is not necessary for public use and it is my assessment the vacation would be in the public interest, except that any existing utilities or owners of drainage facilities located within the property proposed for vacation will have unrestricted access to service and maintain their facilities.
4. Douglas County will not incur costs for the proposed vacation that are in excess of the cost covered by the petition filing fee.

5. The property to be vacated should vest in the petitioners by extension of their respective property boundaries to the center of the vacated streets and alleys, pursuant to ORS 368.366. That portion of vacated property vesting in each petitioner will attach to their abutting property and will not become a separate parcel.
6. The petition contains the acknowledged signatures of all of the owners of 100% of the property abutting the property proposed to be vacated. All such owners approve of the proposed vacation.



Robert G. Paul, P.E., P.L.S.  
County Road Official

Date: 8/19/2010

RGP/cb  
Scottsburg.rep

**Exhibit "A"**

A parcel of land in the SW¼ of Section 18, Township 22 South, Range 9 West, W.M., Douglas County, Oregon, being a portion of the right-of-way for various streets and alleys in the town plat of Scottsburg in Volume 1, Page 4, Subdivision Records of Douglas County, Oregon, more particularly described as follows:

All that portion of Commercial Street lying between the West right-of-way line of Snelling Street and the northerly bank of the Umpqua River, including that portion lying within the intersection with Turner street;

Also all that portion of Turner Street lying South of the southerly right-of-way line of Main Street as described in the attached Exhibit "B", including that portion lying within the intersection with Commercial street;

Also all that portion of Elk Street, Calapooia Street, Jaqueth Street and Main Street as shown on said town plat of Scottsburg, lying southerly of the southerly right-of-way line of Umpqua Highway, State Highway No. 38 and northerly of the northerly right-of-way line of Main Street as described in the attached Exhibit "B";

Also the easterly half of Siuslaw Street and the easterly half of Turner Street, lying southerly of the southerly right-of-way line of Umpqua Highway, State Highway No. 38 and northerly of the northerly right-of-way line of Main Street as described in the attached Exhibit "B";

Also all of that portion of those alleys lying within Blocks 6, 12, 15, 18 and 21 lying southerly of the southerly right-of-way line of Umpqua Highway, State Highway No. 38;

Also all that alley lying in Block 24, all in said town plat of Scottsburg in Volume 1, Page 4, Subdivision Records of Douglas County, Oregon.

Exhibit "B"

CENTERLINE DESCRIPTION OF RIGHT-OF-WAY  
FOR MAIN STREET SCOTTSBURG COUNTY ROAD #2B

A parcel of land lying in the SW $\frac{1}{4}$  of Section 18, T. 22 S., R. 9 W., W.M., Douglas County, Oregon and being a portion of Blocks 4, 6, 9, 12, 15, 18 and 21 in the town plat of Scottsburg in Volume 2, Page 1, of the Subdivision Records of Douglas County, Oregon.

Said parcel being all that portion of the above described property lying within a 50' strip of right-of-way being 25' on each side of Engineer's centerline of Main Street Scottsburg, County Road #2B, which centerline is described as follows.

Beginning at centerline station 10+00.00 PC, said station being 242.16 feet North and 1683.94 feet West from a 1/2" iron pipe 40 feet left of Hwy. 38 centerline station 29+52.3 PC;  
thence along the arc of a 80.00 foot radius curve to the left (the long chord of which bears N83°02'02"E) 52.88 feet to Station L-10+52.88 PT;  
thence N64°06'09"E 25.97 feet to Station L-10+78.85 PC;  
thence along the arc of a 120.00 foot radius curve to the right (the long chord of which bears N84°14'11"E) 84.34 feet to Station L-11+63.19 PT;  
thence S75°37'47"E 396.52 feet to Station L-15+59.71 PC;  
thence along the arc of a 1000.00 foot radius curve to the right (the long chord of which bears S73°39'01"E) 69.10 feet to Station L-16+28.81 PT;  
thence S71°40'15"E 512.31 feet to Station L-21+41.12 PC;  
thence along the arc of a 1160.00 foot radius curve to the left (the long chord of which bears S73°35'47"E) 77.97 feet to Station L-22+19.09 PT;  
thence S75°31'19"E 251.61 feet to Station L-24+70.70 PC;  
thence along the arc of a 600.00 foot radius curve to the left (the long chord of which bears S81°20'12"E) 121.79 feet to Station L-25+92.49 PT;  
thence S87°09'05"E 314.85 feet to Station L-29+07.34 ES, said station being 129.75 feet South and 162.93 feet East from a 1/2" iron pipe 40 feet left of Hwy. 38 centerline station 29+52.3 PC.

Bearings shown herein are true bearings based on survey M125-78 filed in the Douglas County Surveyors Office.

**END OF DOCUMENT**