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DOUGLAS COUNTY CLERK, OREGON



FILED
Date: 8-9-2023 By: SC
This survey consists of:
Map: V3 PG 11
Narrative: CS 67/53-C
Corner Rpt: _____
DOUGLAS COUNTY
SURVEYOR

CERTIFICATE PAGE

IAW ORS 205.180

DO NOT REMOVE THIS PAGE
FROM ORIGINAL DOCUMENT

THIS PAGE MUST BE INCLUDED
IF DOCUMENT IS RE-RECORDED

C.S. FILE 67/53-6
117

BEFORE THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, OREGON
AUG 02 2023

DOUGLAS COUNTY CLERK

| | |
|-------------------------------------|----------------------------|
| IN THE MATTER OF THE VACATION) | |
| OF A PORTION OF OLD RIGHT OF) | ORDER GRANTING VACATION OF |
| WAY FOR S. CALAPOOIA, COUNTY) | PROPERTY UPON PERFORMANCE |
| ROAD NO. 388 AND A PORTION OF) | OR FULFILLMENT OF |
| TAX LOT 101 IN SECTION 29,) | CONDITIONS |
| TOWNSHIP 25 SOUTH, RANGE 5 WEST,)) | |
| W.M., DOUGLAS COUNTY, OREGON) | |

This matter comes before the Board of Commissioners upon a petition of Jack Trowbridge, Tami R. Trowbridge, James Patrick Murphy, Garold A. Gillham, Sueann Gillham, Jerald G. Nielsen, and Barbara E. Nielsen for vacation of that portion of dedicated road right-of-way described in the attached Exhibit "A".

All of the owners of 100% of the property abutting the property proposed to be vacated signed the petition and approved the vacation.

The Board of Commissioners entered an amended preliminary order dated May 16, 2023, approving vacation of the property described above without a hearing subject to the following conditions:

A 25-foot wide access and utility easement shall be granted by Tami Trowbridge along the easterly property line of Property ID No. R53713 (Tax Lot 400 of Section 29B, T25S, R5W, W.M.) to serve three otherwise landlocked adjacent units of land: Property ID No. R53678 (Tax Lot 300 of Section 29, T25S, R5W, W.M.), Property ID No. R149533 (Tax Lot 301 of Section 29, T25S, R5W, W.M.), and Property ID No. R53727 and No. R53685 (Tax Lot 400 of Section 29, T25S, R5W, W.M.). A 60-foot wide access and utility easement shall be granted by Tami Trowbridge to serve an otherwise landlocked adjacent unit of land: Property ID No. R53727 and No. R53685 (Tax Lot 400 of Section 29, T25S, R5W, W.M.). Said 60-foot easement being the northwesterly extension of the existing 60-foot wide easement as depicted on M33-53, Survey Records of Douglas County, Oregon. Said 60-foot easement should extend to the easterly boundary of above said 25-foot easement along easterly property line of Property ID No. 53713.

An assessment of special benefits for the value of the property to be vacated in the sum of \$1,200 shall be paid to Douglas County Public Works Department by petitioners Jack Trowbridge, Tami R. Trowbridge, James Patrick Murphy, Garold A. Gillham, Sueann Gillham, Jerald G. Nielsen, and Barbara E. Nielsen prior to the Board of Commissioners authorizing vacation of the property and vesting title in the petitioners.

The City of Sutherlin, pursuant to ORS 368.361(3) shall by resolution or order concur in the findings of this Preliminary Order.

The County Road Official has notified the Board of Commissioners that all conditions stated above have been performed or fulfilled within the time allowed.

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. Title to the vacated property will vest in petitioners James Patrick Murphy, Tami R. Trowbridge, Jerald G. & Barbara E. Nielsen, and Garold A. & Sueann Gillham as shown in Exhibit "B", pursuant to ORS 368.366. The vacated property vesting in the petitioners will attach to their abutting properties and will not become separate parcels.

*Grantor Douglas County *
*Grantee Tami Trowbridge *
*Consideration \$600 *
*All Tax Statements To Tami Trowbridge *
* 1350 S. Calapooia St *
* Sutherlin, OR 97479 *
*After Recording Return To Tami Trowbridge *
* 1350 S. Calapooia St *
* Sutherlin, OR 97479 *
* *

*Grantor Douglas County *
*Grantee James Patrick Murphy *
*Consideration \$600 *
*All Tax Statements To James Patrick Murphy *
* 1340 Big Horn Ave *
* Sheridan, Wyoming 82801 *
*After Recording Return To James Patrick Murphy *
* 1340 Big Horn Ave *
* Sheridan, Wyoming 82801 *
* *

*Grantor Douglas County *
*Grantee Jerald G. & Barbara E. Nielsen *
*Consideration \$0 *
*All Tax Statements To Jerald G. & Barbara E. Nielsen *
* PO Box 31 *
* Roseburg, OR 97470 *
*After Recording Return To Jerald G. & Barbara E. Nielsen *
* PO Box 31 *
* Roseburg, OR 97470 *
* *

 *Grantor Douglas County *
 *Grantee Garold A. & Sueann Gillham *
 *Consideration \$0 *
 *All Tax Statements To Garold A. & Sueann Gillham *
 * 386 S. Calapooia St. *
 * Sutherlin, OR 97479 *
 *After Recording Return To Garold A. & Sueann Gillham *
 * 386 S. Calapooia St. *
 * Sutherlin, OR 97479 *
 *

Dated this 2nd day of August 2023.

BOARD OF COUNTY COMMISSIONERS
 OF DOUGLAS COUNTY, OREGON

By [Signature]
 Chair

By [Signature]
 Commissioner

By [Signature]
 Commissioner

 REVIEWED AS TO FORM

By Tiffany Podusnik
 Office of County Legal Counsel

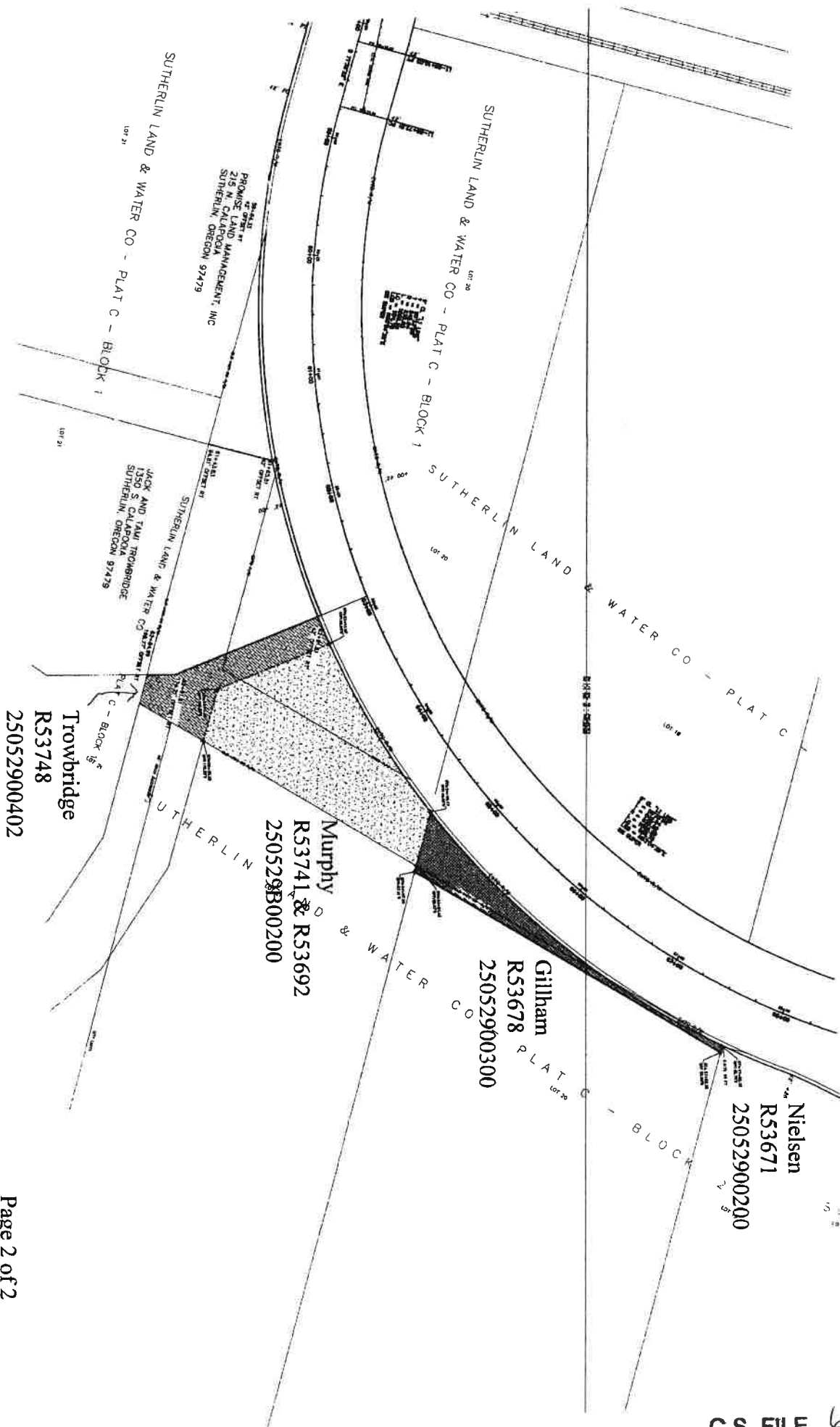
Date July 31, 2023

Exhibit "A"

A parcel of land in the NW¼ of Section 29, Township 25 South, Range 5 West, W.M., Douglas County, Oregon and being a portion of the old right-of-way for South Calapooia St. County Road No. 388 dedicated in Plat C, Sutherlin Land and Water Co. in Volume 3, Page 11, Subdivision Records of Douglas County, Oregon and being a portion of the County Property described as Parcel #2 in that certain Instrument No. 2004-016471 of the Deed Records of Douglas County, Oregon and being a portion of the 5.19 ft. wide strip dedicated for right of way on Land Partition Plat No. 2022-0024B, Survey Records of Douglas County, Oregon and being more particularly described as follows:

All that portion of the above described property lying southerly of a line parallel with and distant southerly 45.00 feet, measured at right angles, from the Engineer's centerline of the relocated South Calapooia St. County Road No. 388 described in above said Instrument No. 2004-16471 and lying easterly of the northerly extension of the most-northeasterly line of a parcel of land described in that certain Instrument No. 2019-008867 of the Deed Records of Douglas County, Oregon and lying northeasterly of a straight line extending southeasterly from and perpendicular to the centerline of said relocated South Calapooia St. County Road No. 388 at centerline Station L¹-62+91.61 and lying southwesterly of a straight line extending southeasterly from and perpendicular to the centerline of said relocated South Calapooia St. County Road No. 388 at centerline Station L¹-68+25

EXHIBIT B



C.S. FILE 67/53-6
217