

PASSED

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY  
STATE OF OREGON

IN THE MATTER OF THE VACATION OF CERTAIN )  
BLOCKS, LOTS AND RIGHTS OF WAY IN THE )  
PLATS OF GLENADA (VOL. W, P. 261), THE SOUTH ) FINAL ORDER  
FLORENCE ADDITION TO GLENADA (BK. 2, P. 9) )  
AND THE AMENDED MAP OF SOUTH FLORENCE ) 07-11-20-11  
ADDITION TO GLENADA (BK. 2, P. 13), AS PLATTED )  
AND RECORDED IN LANE COUNTY, OREGON PLAT )  
RECORDS (18-12-34-13, 41, 42) )

**WHEREAS**, by approving Resolution, Notice of Hearing and Order Number 07-10-17-4, the Board of County Commissioners set November 20, 2007 to conduct a public hearing on the matter of vacating the portions of plats and rights of way located in the Glenada area southwest of Florence, Oregon described herein before the Board of Commissioners for Lane County, Oregon; and

**WHEREAS**, all necessary procedures for the vacation of the portions of plats and rights of way herein described, and shown on maps marked Exhibits "D" and "E" which are made a part hereof by this Order, having been initiated by resolution, have been complied with, pursuant to ORS Chapter 368; and

**WHEREAS**, the Lane County Surveyor has examined the portions of plats and rights of way herein described; and

**WHEREAS**, notification of these proceedings has been provided by posting, mail, and legal publication by the County Surveyor in accordance with ORS 368.401 to 368.426, and as evidenced by the Affidavit of Posting, Publication, and Mailing labeled as Exhibit "C", attached hereto and made a part hereof by this Order; and

**WHEREAS**, the plat of Glenada was established in 1889 and recorded in Volume W, Page 261; the South Florence Addition to Glenada was established in 1892 and recorded in Book 2, Page 9; and the Amended Map of South Florence Addition to Glenada was established in 1892 and recorded in Book 2, Page 13, Lane County, Oregon Plat Records; and

**WHEREAS**, the portions of plats and rights of way herein proposed for vacation, known as the RR2 Parcel (zoned Rural Residential, 2 acre minimum), comprise the second of two Lane County owned parcels together known as the Glenada Dunes property being transferred to the State of Oregon Department of Parks and Recreation by Bargain and Sale Deed, and the vacation of these portions of plats and rights of way is a condition of the sale; and

**WHEREAS**, the vacation of the Plat of Colter's Addition to Glenada and the Amended Plat of Colter's Addition to Glenada was approved by Board of Commissioners Final Order No. 07-4-4-12, and said vacation was processed in conjunction with the sale of the first of the two parcels together known as the Glenada Dunes property being transferred to the State of Oregon Department of Parks and Recreation by Bargain and Sale Deed, said first parcel being known as the NR Parcel (Zoned NR, Natural Resource) and located adjacent to the west of the RR2 Parcel herein considered for vacation; and

**WHEREAS**, the Surveyor's Office notified Central Lincoln People's Utility District, Qwest Communications, the City of Florence, Northwest Natural Gas, various other agencies including Transportation Planning and Lane County Planning sections of the Lane County Department of Public Works, and the adjoining and other property owners regarding the vacation. Many comments were received in response to the notification, including one formal objection. Most respondents expressed concerns about maintaining access to their properties. Some expressed interest in purchasing certain parcels within the RR2 Parcel. Others expressed a desire to reach a "solution" to the long-standing issues of access in the Glenada area where there has historically been much confusion regarding status and location of existing access roads and driveways. Lane County Transportation Planning responded with no objection provided legal access be maintained to the State of Oregon parcel to the west. Lane County Planning responded with no objection provided the right of access to existing private property within the area is considered. The other agencies either had no objection to the vacation or did not respond to the referral; and

**WHEREAS**, on August 3, 2007 staff from the Lane County Surveyor's Office, the Lane County Parks Division, the Lane County Engineering and Construction Division and Lane County Legal Services met to discuss the issues that developed with regard to responses to the notice of vacation. The meeting concluded with agreement to refer this action to the Board in a work session in order for staff to present the facts for discussion and ask direction from the Board prior to proceeding towards a public hearing; and

**WHEREAS**, on September 12, 2007 a Board of Commissioners work session was held regarding the proposed vacation. The Board heard presentation of facts from staff who were present at the August 3, 2007 staff meeting. After discussion, with modifications the Board supported recommendations by staff as presented in the work session and included in the work session cover memo. It was agreed to proceed towards public hearing using the vacation limits as proposed and described in this Final Order of Vacation, and to provide certain easements to privately owned parcels directly affected by this vacation that are presently served by existing roadways; and

**WHEREAS**, in consideration of certain concerns regarding access by respondents to the notice of this vacation, and as recommended by staff and supported by the Board of Commissioners in the work session held September 12, 2007, easements will be provided as ordered herein, and said easement documents are attached hereto, marked Exhibits "F", "G", "H", "I", and "J" and made a part hereof by this Order; and

**WHEREAS**, the public interest will be served by this vacation, as the parcel being transferred by Lane County to the State of Oregon Department of Parks and Recreation will be more suitable for parks use without the burden of these platted rights of way, many of which are

located on sand dunes, existing lakes and topography unsuitable for construction of roads or development as originally platted; and

**WHEREAS**, a public hearing was conducted on this date, as ordered, regarding the proposed vacation of the portions of plats and rights of way herein described; and

**WHEREAS**, the Director of Public Works has provided a written report in support of this action as required by ORS 368.346, attached hereto, marked Exhibit "A" and made a part hereof by this Order; now therefore it is hereby

**ORDERED**, that in accordance with ORS Chapter 368, the portions of plats and rights of way more particularly described as follows:

All the following described portions of Blocks, Lots and Rights of Way within the Amended Map of South Florence Addition to Glenada, as platted and recorded in Book 2, Page 13, Lane County, Oregon Plat Records, said plat being a replat of, and supersedes, the South Florence Addition to Glenada, as platted and recorded in Book 2, Page 9, Lane County, Oregon Plat Records:

Lots 1 through 13 inclusive of Block 1, EXCEPTING that portion showing as reserved on said plat; Lots 1, 2, 3, 4, 11 and 12 of Block 3; all of Block 4, EXCEPTING that portion showing as reserved on said plat; all of Block 5; Lots 1, 2, 7, 8, 9, 10, 11 and 12 of Block 6; all of Blocks 7, 8, 9 and 10.

The entire east-west alley in Block 1; the entire portion of Pacific Street between Blocks 1 and 4, from an extension of the westerly lines of Lot 12, Block 1 and Lot 1, Block 4 to an extension of the easterly lines of Lot 8, Block 1 and Lot 5, Block 4; the entire east-west alley in Block 4; that portion of the east-west alley in Block 3 from the easterly right of way of Myrtle Street to an extension of the easterly lines of Lots 2 and 11 of Block 3; the entire portion of High Street between Blocks 4 and 5, from an extension of the westerly lines of Lot 13, Block 4 and Lot 1, Block 5 to the westerly right of way of Myrtle Street; that portion of High Street from the easterly right of way of Myrtle Street to an extension of the easterly lines of Lot 11, Block 3 and Lot 2, Block 6; the entire east-west alley in Block 5; that portion of the east-west alley in Block 6 from the easterly right of way of Myrtle Street to an extension of the easterly lines of Lots 2 and 11, Block 6; the entire portion of West Wilson Street between Blocks 5 and 8 from an extension of the westerly lines of Lot 14, Block 5 and Lot 1, Block 8 to the westerly right of way of Myrtle Street; the entire portion of West Wilson Street between Blocks 6 and 7 from the easterly right of way of Myrtle Street to the westerly right of way of Cherry Street; the entire east-west alley in Block 7; the entire east-west alley in Block 8; the entire portion of Viola Avenue between Blocks 8 and 9 from an extension of the westerly lines of Lot 14, Block 8 and Lot 1, Block 9 to the westerly right of way of Myrtle Street; the entire portion of Viola Avenue between Blocks 7 and 10 from the easterly right of way of Myrtle Street to the westerly right of way of Cherry Street; the entire alley in Block 9; the entire alley in Block 10; all of Myrtle Street from the northerly right of way of Colter Street to the southerly line of that portion of the plat showing as reserved; all of Colter Street within said plat; all that portion of Cherry Street within said Amended Map of South Florence Addition to Glenada lying south of a westerly extension of the northerly line of Lot 3, Block 18 of the adjacent plat of Glenada, as platted and recorded in Volume W, Page 261, Lane County, Oregon Plat Records, in Lane County, Oregon.

ALSO, all the following described portions of Blocks, Lots and Rights of Way within the plat of Glenada, as platted and recorded in Volume W, Page 261, Lane County, Oregon Plat Records:

Lots 8 through 12 inclusive of Block 15; all of Block 16; all of Block 17; Lots 3 through 12 inclusive of Block 18; Lots 13, 14, 15 and 16 of Block 19.

That portion of the north-south alley in Block 15 from the northerly right of way of Colter Street to an extension of the northerly lines of Lots 8 and 11 of Block 15; that portion of Ash Street from the northerly right of way of Colter Street to an extension of the northerly lines of Lot 12, Block 15 and Lot 7, Block 16; the entire north-south alley in Block 16; the entire east-west alley in Block 16; the entire portion of Chittim Street between Blocks 16 and 17 from the northerly right of way of Colter Street to the southerly right of way of Viola Avenue; the entire north-south alley in Block 17; the entire east-west alley in Block 17; the entire portion of Viola Avenue between Blocks 17 and 18 from the easterly right of way of Cherry Street to the westerly right of way of Chittim Street; the entire east-west alley in Block 18; that portion of the north-south alley in Block 18 from the northerly right of way of the east-west alley in Block 18 to an extension of the northerly lines of Lots 3 and 4 of Block 18; all that portion of Colter Street from its westerly terminus within said plat of Glenada to a southerly extension of the westerly right of way of Oak Street; all that portion of Cherry street within said plat of Glenada lying south of a westerly extension of the northerly line of Lot 3, Block 18 of said plat of Glenada, as platted and recorded in Volume W, Page 261, Lane County, Oregon Plat Records.

The above described portions of plats and rights of way are located in the Southwest One Quarter of the Northeast One Quarter (SW1/4 NE1/4), the Northeast One Quarter of the Southeast One Quarter (NE1/4 SE1/4) and the Northwest One Quarter of the Southeast One Quarter (NW1/4 SE1/4) of Section 34, Township 18 South, Range 12 West of the Willamette Meridian, all in Lane County, Oregon.

are hereby VACATED, and it is further

**ORDERED**, that an easement is hereby retained for any and all existing public utilities to preserve, maintain, repair, replace, remove or reinstall any public utility that may now exist within the area herein described by these proceedings as vacated; and it is further

**ORDERED**, that a 30 feet wide easement for ingress and egress and public utilities is hereby retained to benefit tax lot 18-12-34-13-1200 owned by John Maitland, said easement to be across the northerly 30 feet of High Street as platted, from the easterly limits of the vacation of High Street as hereby ordered and running westerly and contiguous with a previously granted easement in favor of Mr. Maitland's parcel bearing Reception Number 2003-123170 in the Lane County, Oregon Office of Deeds and Records, to the westerly line of said previously existing easement. A description of this easement to be retained is attached hereto, marked Exhibit "F", and made a part hereof by this Order; and it is further

**ORDERED**, that a 40 feet wide easement for ingress and egress is hereby granted to benefit tax lot 18-12-34-13-1200 owned by John Maitland and various other parcels within the area affected by this vacation that are located west of Chittim Street, said easement to be across the northerly 40 feet of Lot 13, Block 19 of the Plat of Glenada (tax lot 18-12-34-42-600). A description of this easement to be granted is attached hereto, marked Exhibit "G", and made a part hereof by this Order; and it is further

**ORDERED**, that a 30 feet wide easement for ingress and egress is hereby retained to benefit tax lot 18-12-34-13-1300 owned by Oaesys Corporation and tax lot 18-12-34-42-1800 presently owned by Lane County, upon which a residence exists which is occupied by Mr. John Warwick by virtue of a reserved Life Estate, said easement to be across an existing roadway commonly known as Barrett Creek Lane and further along a lesser used existing roadway, beginning at said Barrett Creek Lane's most easterly intersection with the proposed vacation limits of Block 6 of the Amended Map of South Florence Addition to Florence and running in a westerly and northerly direction to the south line of tax lot 18-12-34-13-1300, more particularly described in Exhibit "H" attached hereto and made a part hereof by this Order; and it is further

**ORDERED**, that a 30 feet wide easement for ingress and egress and public utilities is hereby retained to benefit tax lot 18-12-34-41-4500 owned by Trinity Property Group, LLC, said easement to be across the northerly 30 feet of Colter Street as platted and the easterly 30 feet of Ash Street as platted, from the easterly limits of the vacation limits of Colter Street as hereby ordered to the northerly limits of the vacation of Ash Street as hereby ordered. A description of this easement to be retained is attached hereto, marked Exhibit "I", and made a part hereof by this Order; and it is further

**ORDERED**, that a variable width easement for ingress and egress is hereby granted to benefit various parcels within the area affected by this vacation that are located west of Chittim Street as platted in the Plat of Glenada, said easement being over an existing road from the easterly limits of the vacation of Colter Street as hereby ordered running westerly and northerly to the northerly vacation limits of Cherry Street as hereby ordered. A description of this easement to be granted is attached hereto, marked Exhibit "J", and made a part hereof by this Order; and it is further

**ORDERED**, that in support of this action, the Board hereby adopts the Findings of Fact, marked as Exhibit "B", attached hereto and made a part hereof by this Order; and it is further

**ORDERED**, that the Office of Lane County Counsel is hereby authorized to file in the Circuit Court of Lane County, in the name of Lane County, Oregon, suit to have Barrett Creek Lane as located in the Southeast One-Quarter (SE ¼) of Section 34, Township 18 South, Range 12 West of the Willamette Meridian, declared to be a public road and open to the public, and it is further

**ORDERED**, that this Order be entered into the Lane County Board of Commissioners Journal of Administration and be further recorded in the Lane County, Oregon Deed Records.

DATED this 5th day of December, 2007.

APPROVED AS TO FORM

Date 12-5-07 lane county

  
Chair, Lane County Board of Commissioners

Vacation of Glenada, RSA Parcel 18-12-34-13, 41, 42)

Final Order - Page 5 of 5

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The Surveyor's Office notified Central Lincoln People's Utility District, Qwest Communications, the City of Florence, Northwest Natural Gas, various other agencies including Transportation Planning and Lane County Planning sections of the Lane County Department of Public Works, and the adjoining and other property owners regarding the vacation. Many comments were received in response to the notification, including one formal objection. Most respondents expressed concerns about maintaining access to their properties. Some expressed interest in purchasing certain parcels within the RR2 Parcel. Others expressed a desire to reach a "solution" to the long-standing issues of access in the Glenada area where there has historically been much confusion regarding status and location of existing access roads and driveways. Lane County Transportation Planning responded with no objection provided legal access be maintained to the State of Oregon parcel to the west. Lane County Planning responded with no objection provided the right of access to existing private property within the area is considered. The other agencies either had no objection to the vacation or did not respond to the referral.

On August 3, 2007 staff from the Lane County Surveyor's Office, the Lane County Parks Division, the Lane County Engineering and Construction Division and Lane County Legal Services met to discuss the issues that developed with regard to responses to the notice of vacation. The meeting concluded with agreement to refer this action to the Board in a work session in order for staff to present the facts for discussion and ask direction from the Board prior to proceeding towards a public hearing.

On September 12, 2007 a Board of Commissioners work session was held regarding the proposed vacation. The Board heard presentation of facts from staff who were present at the August 3, 2007 staff meeting. After discussion, with modifications the Board supported recommendations by staff as presented in the work session and included in the work session cover memo. It was agreed to proceed towards public hearing using the vacation limits as proposed and described in the attached Final Order of Vacation, and to provide certain easements to privately owned parcels directly affected by this vacation that are presently served by existing roadways. Easements will be provided for privately owned parcels that are directly affected by this vacation, and those easements are more particularly described in exhibits attached to the Final Order of Vacation.

The public interest will be served by this vacation, as the parcel being transferred by Lane County to the State of Oregon Department of Parks and Recreation that is zoned RR2 (Rural Residential, 2 acre minimum) will be more suitable for parks use without the restrictions of the platted subdivisions and rights of way, much of which is located on sand dunes, existing lakes and topography unsuitable for construction of roads or development as originally platted.

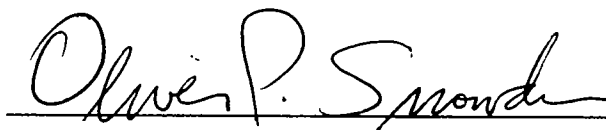
The vacation of the portions of plats and rights of way will have limited adverse effects on transportation patterns in the area, and the portions to be vacated are not needed by Lane County.

Notification of these proceedings has been provided by posting, mail and legal publication by the County Surveyor in accordance with ORS 368.401 to 368.426.

It is therefore recommended that the portions of plats and rights of way as described in the Final Order be vacated.

It is further recommended that easements be provided for privately owned parcels that are directly affected by this vacation, and those easements be more particularly described and attached to the Final Order of Vacation.

DATED this 5<sup>th</sup> day of November, 2007.

A handwritten signature in cursive script, reading "Oliver P. Snowden", written over a horizontal line.

Oliver P. Snowden, Public Works Director

EXHIBIT "B"

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY  
STATE OF OREGON

IN THE MATTER OF THE VACATION OF CERTAIN	)	
BLOCKS, LOTS AND RIGHTS OF WAY IN THE	)	
PLATS OF GLENADA (VOL. W, P. 261), THE SOUTH	)	FINDINGS OF FACT
FLORENCE ADDITION TO GLENADA (BK. 2, P. 9)	)	
AND THE AMENDED MAP OF SOUTH FLORENCE	)	
ADDITION TO GLENADA (BK. 2, P. 13), AS	)	
PLATTED AND RECORDED IN LANE COUNTY,	)	
OREGON PLAT RECORDS (18-12-34-13, 41, 42)	)	

The Surveyor's Office of the Department of Public Works has initiated this vacation in conjunction with the sale of the second of two Lane County owned parcels collectively known as the Glenada Dunes property to the State of Oregon Department of Parks and Recreation by Bargain and Sale Deed. This vacation includes portions of the plat of Glenada as established in 1889 (Vol. W, P 261), the South Florence Addition to Glenada as established in 1892 (Bk 2, P 9) and the Amended Map of South Florence Addition to Glenada as established in 1892 (Bk 2, P 13). The subject parcel (RR2 Parcel) is zoned RR2 (Rural Residential, 2 acre minimum). The vacation of these portions of plats and rights of way is a condition of the sale.

The public interest will be served by this vacation, as the parcel being transferred by Lane County to the State of Oregon Department of Parks and Recreation that is zoned RR2 (Rural Residential, 2 acre minimum) will be more suitable for parks use without the restrictions of the platted subdivisions and rights of way, much of which is located on sand dunes, existing lakes and topography unsuitable for construction of roads or development as originally platted.

**Findings of Fact (Public Interest)**

The Board takes notice and finds:

1. That, pursuant to ORS 368.326 to 368.366, a county governing body may vacate subdivisions, roads or easements based upon the determination that the vacation is "in the public's interest".
2. That, pursuant to ORS 197.175 (2) (d), after acknowledgment of a county's comprehensive plan and implementing ordinances, the plan and ordinances, not the Statewide Planning Goals, control land use decisions.
3. That, Lane County's Rural Comprehensive Plan and implementing ordinances were originally acknowledged to be in compliance with the Statewide Planning Goals on September 13, 1984, and re-acknowledged on February 14, 1992.
4. That, neither the Lane County Comprehensive Plan nor any land use regulation within the Lane Code establish mandatory standards for the vacation of public easements.

**Conclusion of Law (Public Interest)**

Based upon the above findings of fact, the Board concludes, as a matter of law, that neither the Statewide Planning Goals nor the Lane County Rural Comprehensive Plan and related land use regulations are an applicable measure of the "public interest", as it pertains to this vacation.

**Findings of Fact (Impacts and Process of Vacation)**

The Board takes notice and finds as follows:

1. That, the property abutting the proposed vacation is identified as tax lots 300 and 500 of Assessor's Map 18-12-34; tax lot 200 of Assessor's Map 18-12-34-44; tax lots 401, 1200 and 1300 of Assessor's Map 18-12-34-13; tax lots 500, 1300, 1600, 2400 and 2600 of Assessor's Map 18-12-34-42; and tax lots 3900 and 4100 of Assessor's Map 18-12-34-41.
2. That, pursuant to ORS 368.326 to 368.366, a county governing body may vacate subdivisions, roads or easements based upon the determination that the vacation is "in the public's interest".
3. That, the Surveyor's Office notified Central Lincoln People's Utility District, Qwest Communications, the City of Florence, Northwest Natural Gas, various other agencies including Transportation Planning and Lane County Planning sections of the Lane County Department of Public Works, and the adjoining and other property owners regarding the vacation. Many comments were received in response to the notification, including one formal objection. Most respondents expressed concerns about maintaining access to their properties. Some expressed interest in purchasing certain parcels within the RR2 Parcel. Others expressed a desire to reach a "solution" to the long-standing issues of access in the Glenada area where there has historically been much confusion regarding status and location of existing access roads and driveways. Lane County Transportation Planning responded with no objection provided legal access be maintained to the State of Oregon parcel to the west. Lane County Planning responded with no objection provided the right of access to existing private property within the area is considered. The other agencies either had no objection to the vacation or did not respond to the referral.
4. That, easements will be provided for privately owned parcels that are directly affected by this vacation, and those easements are more particularly described in exhibits attached to the Final Order of Vacation.
5. That, the County Surveyor has provided legal notice for the public hearing by service, posting, and publication, as required by ORS 368.401 to 368.426.
6. That, pursuant to the provisions of ORS Chapter 368, a county governing body may make a determination about a vacation of property with a public hearing if:

- (1) The county governing body adopts a resolution meeting the requirements of ORS 368.341.
- (2) The county road official files a written report containing a description of the property proposed for vacation and stating that the vacation is in the public interest.
- (3) The governing body shall establish a time and place for a hearing to consider the proposed vacation and shall give notice of said hearing under ORS 368.401 to 368.426.

Items (1), (2) and (3) have been complied with.

**Conclusions of Law (Impacts and Process of Vacation)**

Based on the above findings of fact, the Board concludes, as a matter of law, that this vacation will not have any predictable negative impact on present or future land use, either in terms of allowable uses or actual development. The Board further concludes that statutory procedures necessary for making a determination on this vacation, with a public hearing, have been met.

EXHIBIT 'C'

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY  
STATE OF OREGON


IN THE MATTER OF THE VACATION OF CERTAIN	)	
BLOCKS, LOTS AND RIGHTS OF WAY IN THE PLATS	)	
OF GLENADA (VOL. W, P. 261), THE SOUTH	)	AFFIDAVIT OF POSTING,
FLORENCE ADDITION TO GLENADA (BK. 2, P. 9)	)	PUBLICATION AND MAILING
AND THE AMENDED MAP OF SOUTH FLORENCE	)	
ADDITION TO GLENADA (BK. 2, P. 13), AS PLATTED	)	
AND RECORDED IN LANE COUNTY, OREGON PLAT	)	
RECORDS (18-12-34-13, 41, 42)	)	

I, D. Michael Jackson, Lane County Surveyor, certify as follows:

That on the 30<sup>th</sup> day of October, 2007, I caused to be posted five (5) copies of the Notice of Hearing in the above entitled matter in five places, positioned to be visible to the traveling public, as follows:

1. Posted on "Dead End" sign post at entrance to Old Ferry Road west of Highway 101, approximately 50 feet southerly from the junction of Barrett Creek Lane with Old Ferry Road, south of the Highway 101 bridge across the Siuslaw River.
2. Posted on a "Stop" sign post at the most southerly exit of Old Ferry Road onto Highway 101, west of Highway 101 and south of the Highway 101 bridge across the Siuslaw River.
3. Posted on a "Wilson Street" sign post at base of a "Best Western Pier Point Inn" sign, at the junction of Wilson Street and Highway 101 on east side of Highway 101.
4. Posted on a "Colter St Private Dr" sign post at the southwest corner of the junction of Colter Street and Highway 101.
5. Posted on a "Stop" sign post at the southwestern corner of the junction of South Jetty Road and Highway 101.

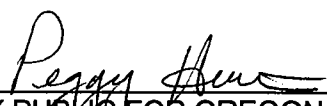
The undersigned further certifies that on October 31, 2007 and November 14, 2007 notice is scheduled to run in the Register Guard and in the Siuslaw News. Also, that on October 19, 2007 notice was sent to adjacent owners by Certified Mail, and to various other private entities and public agencies having an interest in these vacation proceedings by General Mail.

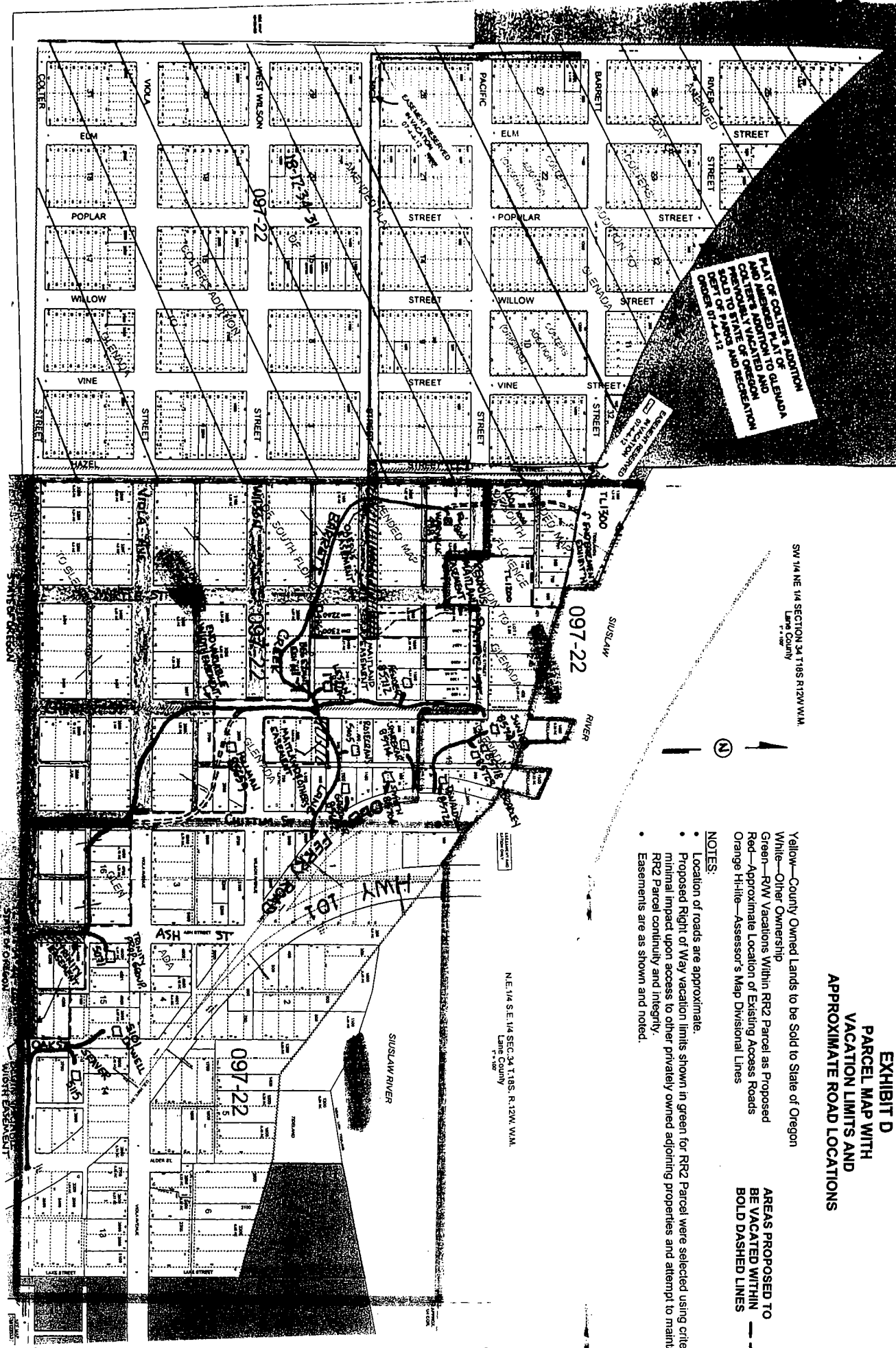
  
 \_\_\_\_\_  
 D. Michael Jackson  
 Lane County Surveyor

State of Oregon )  
County of Lane )

Subscribed and sworn to before me this 31<sup>st</sup> day of October, 2007 by D. Michael Jackson.



  
 \_\_\_\_\_  
 NOTARY PUBLIC FOR OREGON  
 My Commission Expires:



PART OF CO. TERRY'S ADDITION  
 PART ADDED TO LOT OF GUENADA  
 AND PART ADDED TO LOT OF  
 AND PART VACATED AND  
 REDEV. STATE OF OREGON  
 ROAD TO PARKS AND RECREATION  
 DEPT OF PARKS AND RECREATION  
 ORDER 81-4-11

SW 1/4 NE 1/4 SECTION 34 T.18S. R.12W. W.M.  
 Lane County  
 Lane County

- Yellow—County Owned Lands to be Sold to State of Oregon  
 White—Other Ownership  
 Green—RW Vacations Within RR2 Parcel as Proposed  
 Red—Approximate Location of Existing Access Roads  
 Orange Hill—Assessor's Map Divisional Lines

**NOTES:**

- Location of roads are approximate.
- Proposed Right of Way vacation limits shown in green for RR2 Parcel were selected using criteria of minimal impact upon access to other privately owned adjoining properties and attempt to maintain RR2 Parcel continuity and integrity.
- Easements are as shown and noted.

**EXHIBIT D**  
**PARCEL MAP WITH**  
**VACATION LIMITS AND**  
**APPROXIMATE ROAD LOCATIONS**

**AREAS PROPOSED TO**  
**BE VACATED WITHIN**  
**BOLD DASHED LINES**

NE 1/4 SE 1/4 SEC. 34 T.18S. R.12W. W.M.  
 Lane County

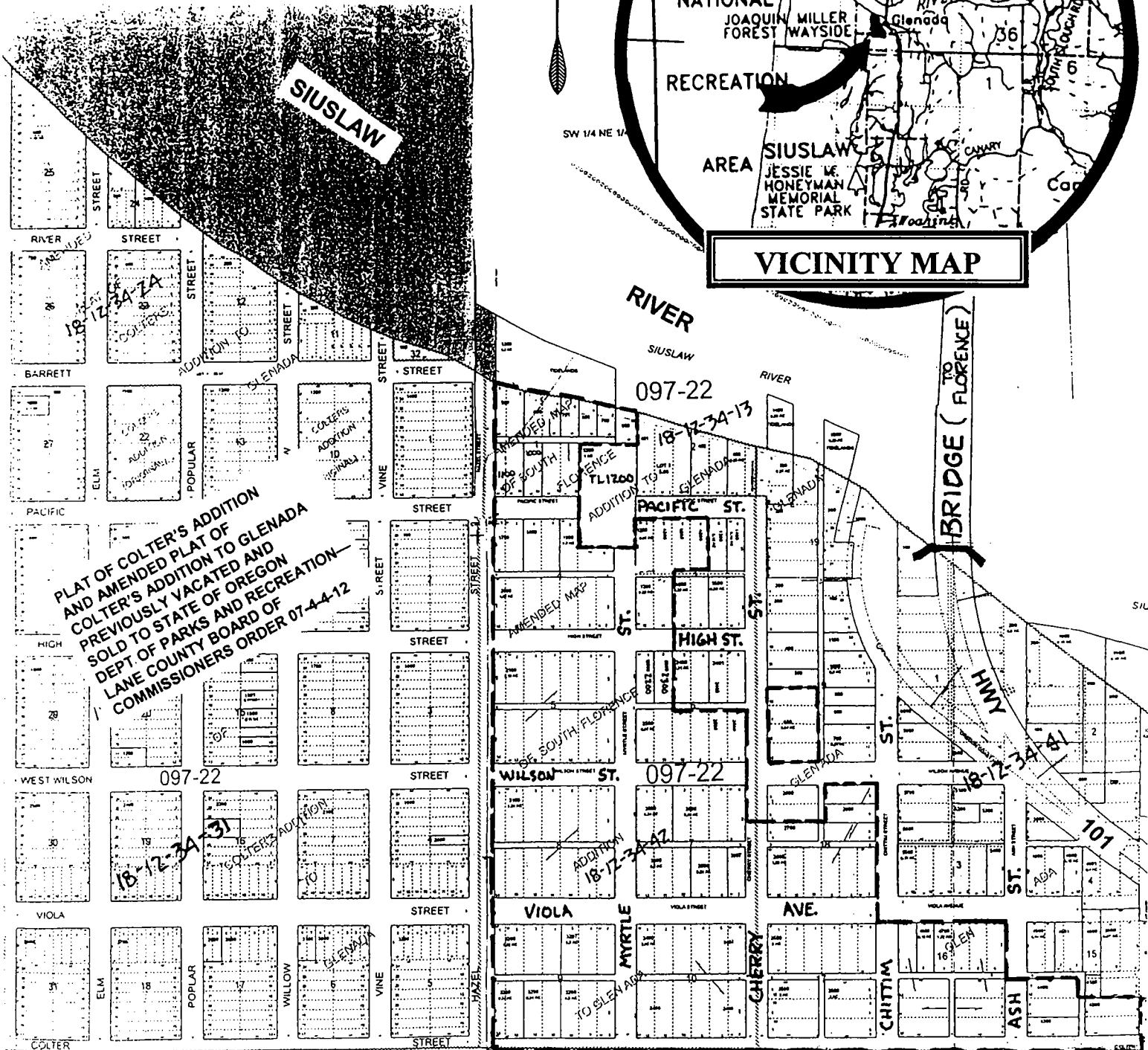
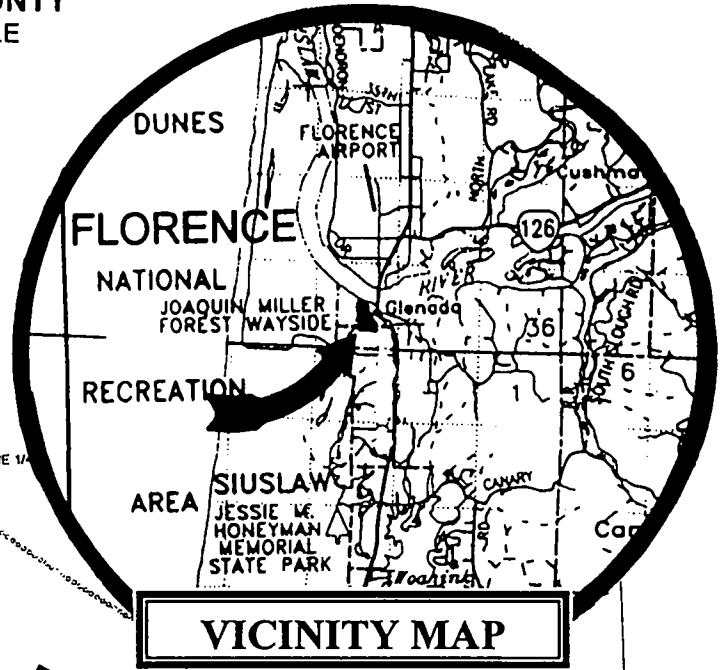
**EXHIBIT E  
SITE MAP**

ORIGINAL

Glenada Plats & Rights of Way Vacation—  
Portions of Plats of Glenada, South Florence  
Addition to Glenada and Amended Map of  
South Florence Addition to Glenada

SW1/4NE1/4, NE1/4SE1/4, NW1/4SE1/4 Section 34, T. 18 S. R. 12 W., W.M.  
LANE COUNTY  
NO SCALE

AREAS PROPOSED TO  
BE VACATED WITHIN ---  
BOLD DASHED LINES



18-12-34 TL 300

18-12-34  
TL 200

18-12-34-44  
TL 200

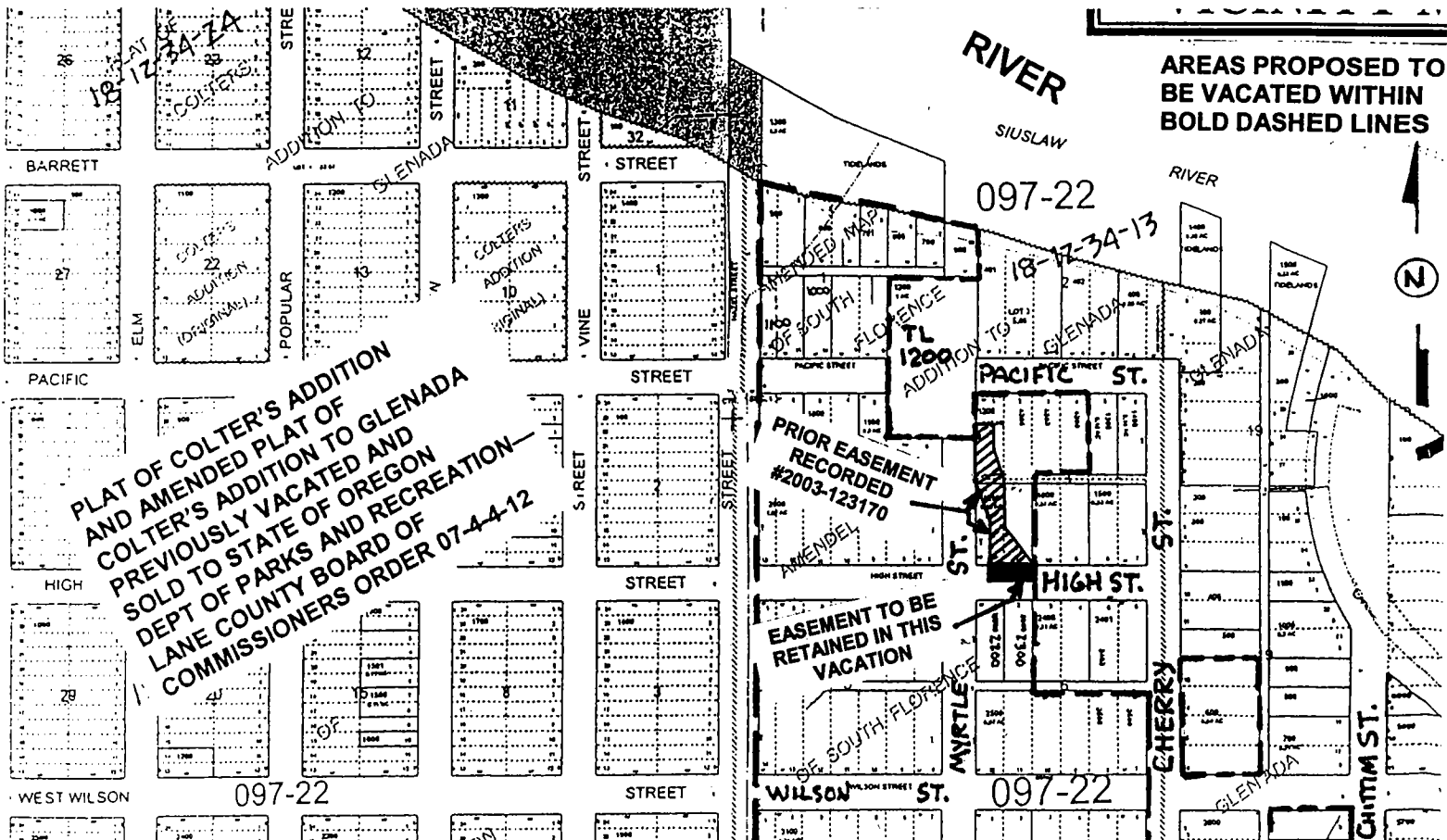
IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY  
STATE OF OREGON

IN THE MATTER OF THE VACATION OF CERTAIN BLOCKS, LOTS AND RIGHTS OF WAY IN THE  
PLATS OF GLENADA (VOL. W, P. 261), THE SOUTH FLORENCE ADDITION TO GLENADA (BK. 2,  
P. 9) AND THE AMENDED MAP OF SOUTH FLORENCE ADDITION TO GLENADA (BK. 2, P. 13), AS  
PLATTED AND RECORDED IN LANE COUNTY, OREGON PLAT RECORDS (18-12-34-13, 41, 42)

EASEMENT DESCRIPTION  
TO BE RETAINED FOR TAXLOT 18-12-34-13-1200

An easement 30 feet wide for ingress, egress and public utilities, located in the Northwest One Quarter (NW1/4) of  
the Southeast One Quarter (SE1/4) of Section 34, Township 18 South, Range 12 West of the Willamette Meridian,  
the centerline of which is more particularly described as follows:

Beginning at a point on a southerly extension of the line between Lots 10 and 11, Block 3, 15 feet southerly of the  
southwest corner of said Lot 10 of the Amended Map of South Florence Addition to Glenada as platted and  
recorded in Book 2, Page 13, Lane County, Oregon Plat Records, thence running westerly and parallel with the  
southerly line of Block 3, being also the north right of way line of High Street, 80 feet more or less and there  
ending, all in Lane County, Oregon. The intent of this easement is to run contiguous with the southerly end of that  
easement granted to John A. Maitland and Laura A. Maitland by Lane County recorded as reception number 2003-  
123170, Lane County, Oregon Deed Records. The above referenced benefiting tax lot shall be responsible for all  
maintenance and repair of this easement.



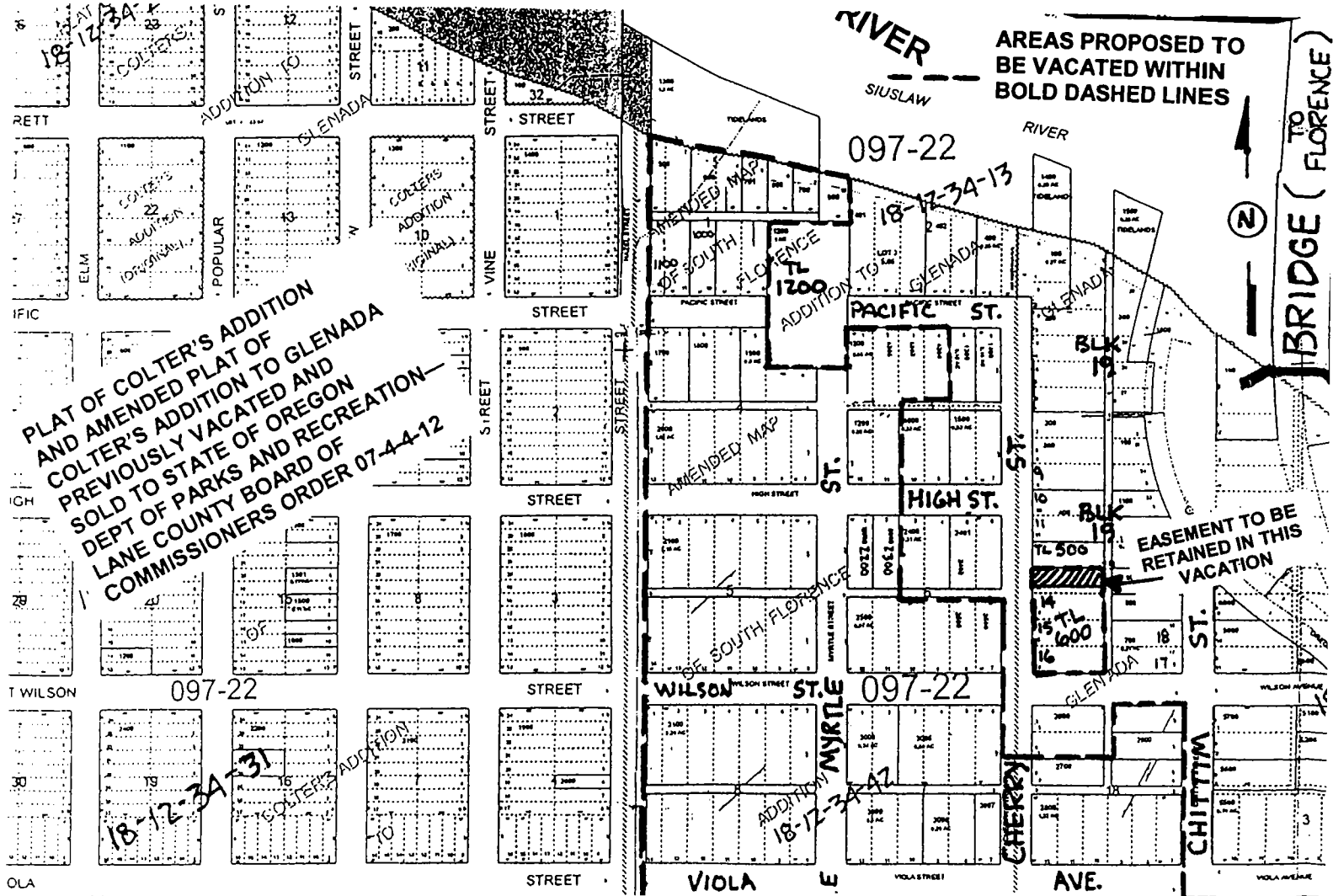
IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY  
STATE OF OREGON

IN THE MATTER OF THE VACATION OF CERTAIN BLOCKS, LOTS AND RIGHTS OF WAY  
IN THE PLATS OF GLENADA (VOL. W, P. 261), THE SOUTH FLORENCE ADDITION TO  
GLENADA (BK. 2, P. 9) AND THE AMENDED MAP OF SOUTH FLORENCE ADDITION TO  
GLENADA (BK. 2, P. 13), AS PLATTED AND RECORDED IN LANE COUNTY, OREGON  
PLAT RECORDS (18-12-34-13, 41, 42)

EASEMENT DESCRIPTION  
TO BE GRANTED FOR VARIOUS TAXLOTS

An easement 40 feet wide for ingress and egress for the benefit of various parcels within the area affected by this vacation that are located west of Chittim Street as platted in the Plat of Glenada and recorded in Volume W, Page 261, Lane County, Oregon Plat Records, said easement being located in the Northwest One Quarter (NW1/4) of the Southeast One Quarter (SE1/4) of Section 34, Township 18 South, Range 12 West of the Willamette Meridian, more particularly described as follows:

The north 40 feet of Lot 13, Block 19 of the Plat of Glenada as platted and recorded in Volume W, Page 261, Lane County, Oregon Plat Records, from the westerly right of way of the north-south alley in said Block 19 to the easterly right of way of Cherry Street, all in Lane County, Oregon.



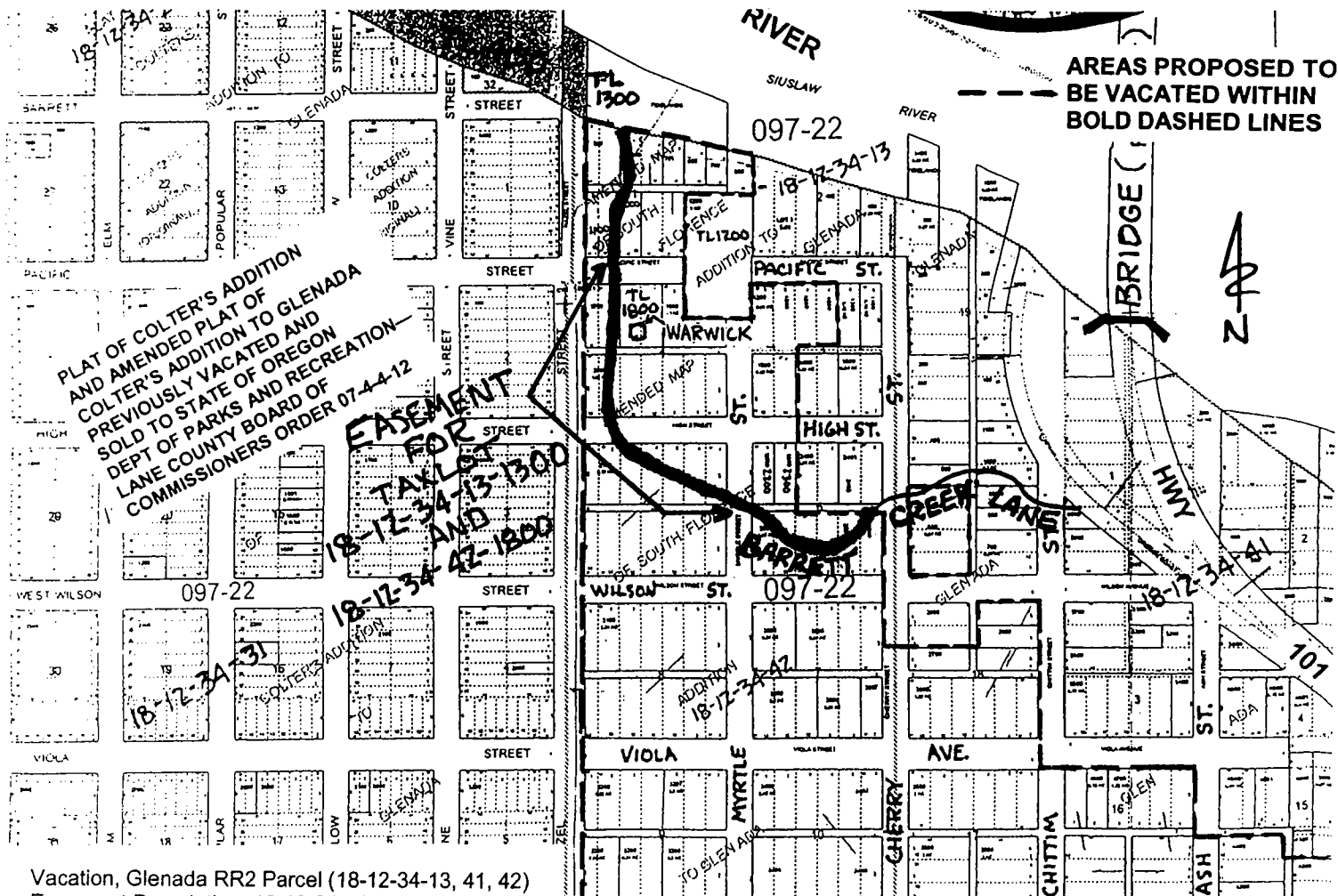
IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY  
STATE OF OREGON

IN THE MATTER OF THE VACATION OF CERTAIN BLOCKS, LOTS AND RIGHTS OF WAY IN THE  
PLATS OF GLENADA (VOL. W, P. 261), THE SOUTH FLORENCE ADDITION TO GLENADA (BK. 2,  
P. 9) AND THE AMENDED MAP OF SOUTH FLORENCE ADDITION TO GLENADA (BK. 2, P. 13), AS  
PLATTED AND RECORDED IN LANE COUNTY, OREGON PLAT RECORDS (18-12-34-13, 41, 42)

EASEMENT DESCRIPTION  
TO BE RETAINED FOR TAXLOTS 18-12-34-13-1300 AND 18-12-34-42-1800

An easement 30 feet wide for ingress and egress, located in the South One Half of the North One Half (S1/2N1/2)  
and the North One Half of the South One Half (N1/2S1/2) of Section 34, Township 18 South, Range 12 West of the  
the Willamette Meridian, the centerline of which is more particularly described as follows:

Beginning at a point in the center of a traveled roadway commonly known as Barrett Creek Lane, at its most  
easterly intersection with the proposed vacated portion of Block 6 of the Amended Map of South Florence  
Addition to Glenada as platted and recorded in Book 2, Page 13, Lane County, Oregon Plat Records; thence  
following in a westerly and northerly direction the centerline of the traveled way of said existing roadway through  
portions of Blocks 6, 5 and 4 to a point of intersection with an old lesser traveled roadway running westerly and  
northerly, said intersection being westerly of a residence presently occupied by Mr. John Warwick by virtue of a  
reserved life estate, said residence being located on tax lot 18-12-34-42-1800; thence following the centerline of  
said existing lesser traveled roadway in a northerly direction across portions of Blocks 4 and 1 to the south line of  
tax lot 18-12-34-13-1300, and there ending.



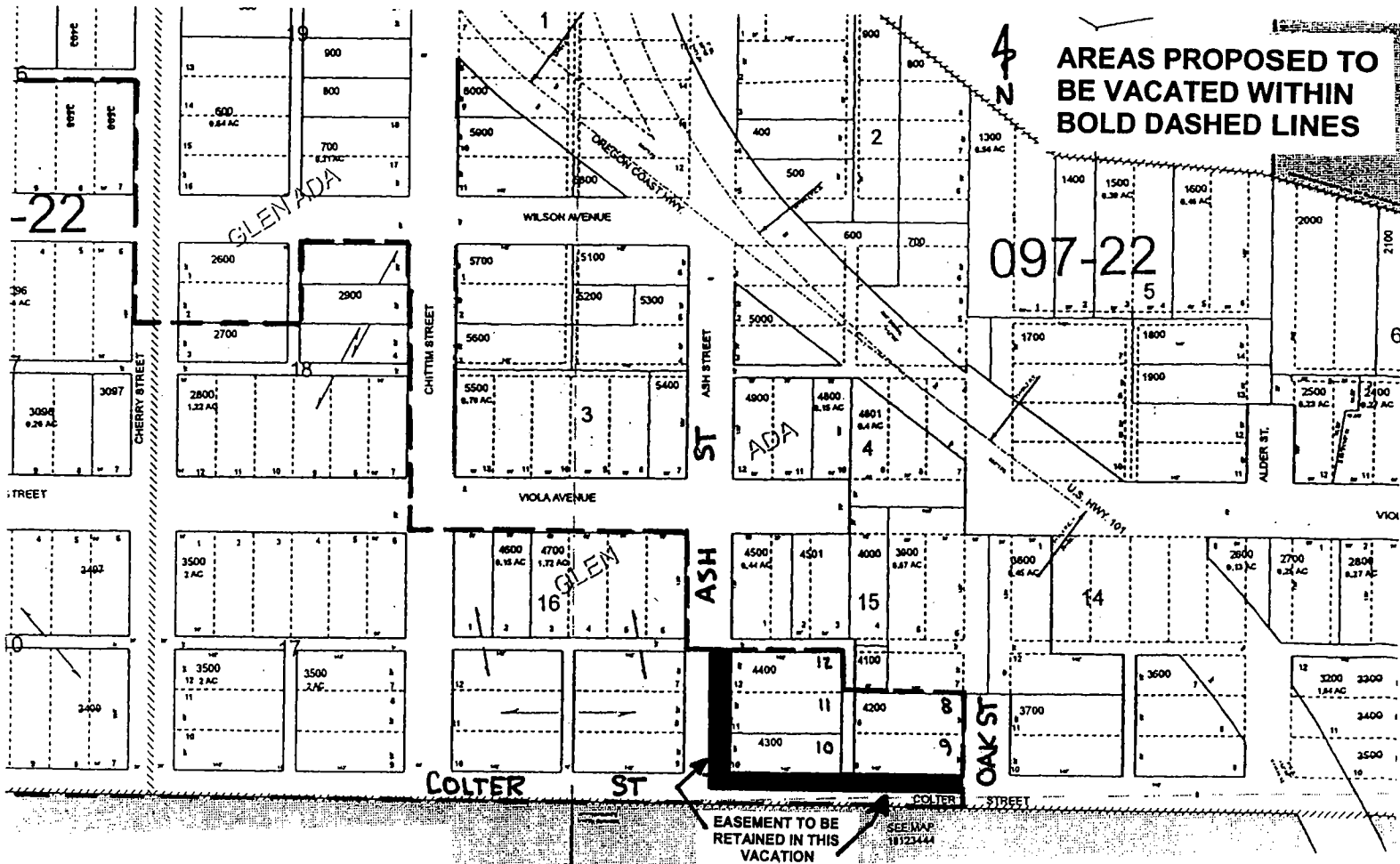
IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY  
STATE OF OREGON

IN THE MATTER OF THE VACATION OF CERTAIN BLOCKS, LOTS AND RIGHTS OF WAY  
IN THE PLATS OF GLENADA (VOL. W, P. 261), THE SOUTH FLORENCE ADDITION TO  
GLENADA (BK. 2, P. 9) AND THE AMENDED MAP OF SOUTH FLORENCE ADDITION TO  
GLENADA (BK. 2, P. 13), AS PLATTED AND RECORDED IN LANE COUNTY, OREGON  
PLAT RECORDS (18-12-34-13, 41, 42)

EASEMENT DESCRIPTION  
TO BE RETAINED FOR TAXLOT 18-12-34-41-4500

An easement 30 feet wide for ingress, egress and public utilities, located in the Northeast One Quarter (NE1/4) of the Southeast One Quarter (SE1/4) of Section 34, Township 18 South, Range 12 West of the Willamette Meridian, the centerline of which is more particularly described as follows:

Beginning at a point on a southerly extension of the east line of Block 15, 15 feet southerly of the southeast corner of Lot 9 of said Block 15 of the Plat of Glenada as platted and recorded in Volume W, Page 261, Lane County, Oregon Plat Records, thence running westerly parallel with the south line of Block 15, being also the north right of way line of Colter Street, to a point 15 feet westerly of a southerly extension of the west line of Block 15; thence running northerly parallel with the west line of Block 15, being also the east right of way line of Ash Street, to a point intersecting a westerly extension of the north line of Lot 12 of said Block 15, and there ending, all in Lane County, Oregon.



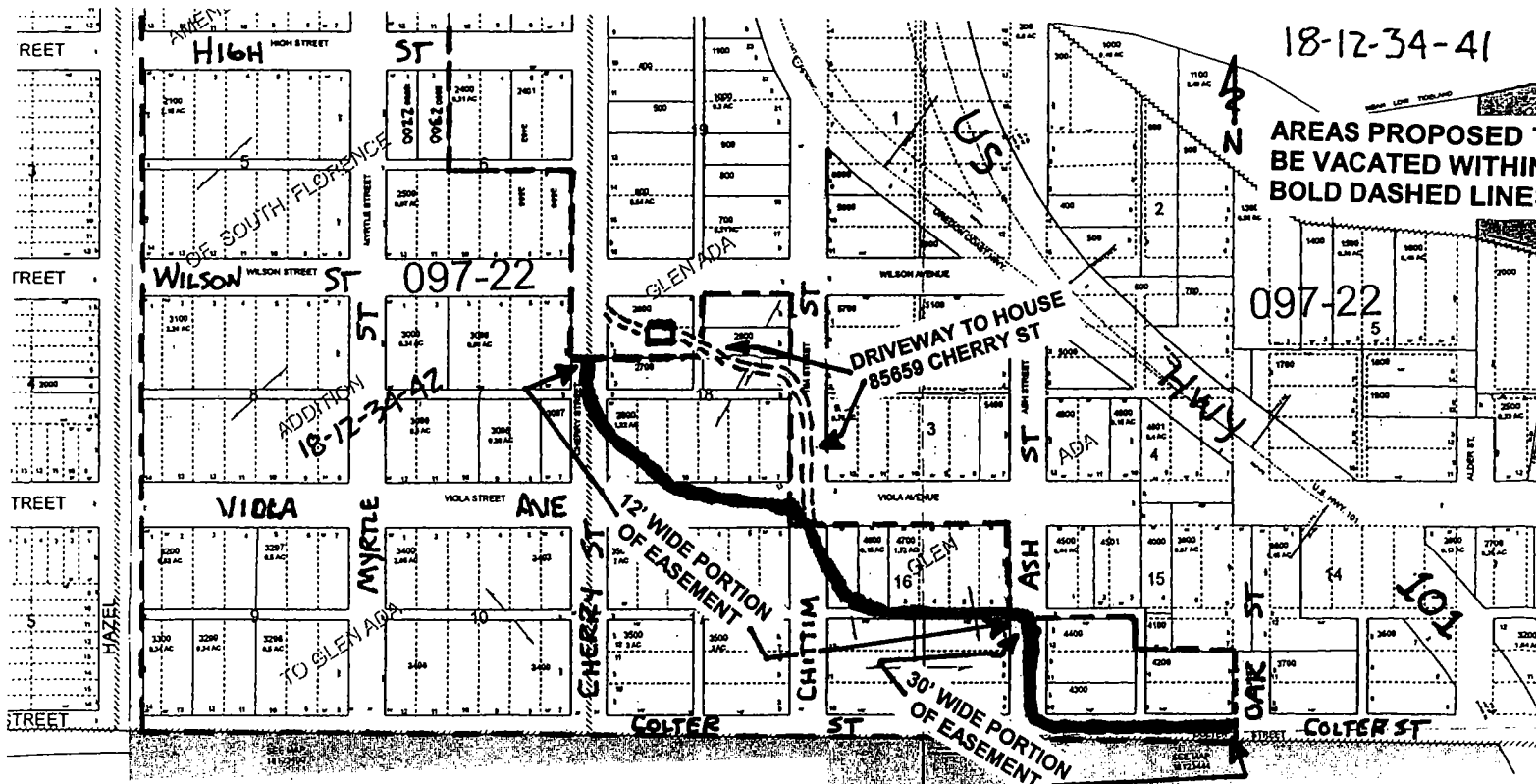
IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY  
STATE OF OREGON

IN THE MATTER OF THE VACATION OF CERTAIN BLOCKS, LOTS AND RIGHTS OF WAY  
IN THE PLATS OF GLENADA (VOL. W, P. 261), THE SOUTH FLORENCE ADDITION TO  
GLENADA (BK. 2, P. 9) AND THE AMENDED MAP OF SOUTH FLORENCE ADDITION TO  
GLENADA (BK. 2, P. 13), AS PLATTED AND RECORDED IN LANE COUNTY, OREGON  
PLAT RECORDS (18-12-34-13, 41, 42)

EASEMENT DESCRIPTION  
TO BE GRANTED FOR VARIOUS TAX LOTS, VARIABLE WIDTH

A variable width easement along an existing roadway for ingress and egress for the benefit of various parcels within the area affected by this vacation that are located west of Chittim Street as platted in the Plat of Glenada and recorded in Volume W, Page 261, Lane County, Oregon Plat Records, said easement being located in the Northeast One Quarter (NE1/4) of the Southeast One Quarter (SE1/4) and the Northwest One Quarter (NW1/4) of the Southeast One Quarter (SE1/4) of Section 34, Township 18 South, Range 12 West of the Willamette Meridian, more particularly described as follows, using approximate references to platted features:

An easement for ingress and egress over a roadway existing as of July 26, 2007, beginning with a 30 feet width at the easterly vacation limits of Colter Street as vacated herein, being also the westerly right of way of Oak Street, thence running westerly along Colter Street to Ash Street; thence continuing with a width of 30 feet northerly along Ash Street to the alley in Block 16 of the Plat of Glenada; thence continuing with a width of 12 feet westerly and northerly through said Block 16 to an existing junction of roads near the intersection of Chittim Street and Viola Avenue; thence continuing with a width of 12 feet and following the southerly and westerly traveled way along Viola Avenue and through Block 18 of Glenada to the northerly vacation limits of Cherry Street as vacated herein, also being a westerly extension of the south line of Lot 2, Block 18 of the Plat of Glenada, and there ending, all in Lane County, Oregon. The 12 feet wide portion of this easement is not to be widened or paved.



Vacation, Glenada RR2 Parcel (18-12-34-13, 41, 42)

Easement Description, Variable—Exhibit "J"

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