

BE IT REMEMBERED, that at a regular term of the Union County Board of Commissioners, for the County of Union, sitting for the transaction of County business, begun and held at the Joseph Building Annex in the City of La Grande, in said County and State, on Wednesday of said month and the time fixed by law for holding a regular term of said Court, when were present:

The Honorable	STEVE MCCLURE	Chairman
	R. NELLIE BOGUE HIBBERT	Commissioner
	MARK DAVIDSON	Commissioner

WHEN, on Tuesday, the 30th day of June, 2009, among others the following proceedings were had to-wit:

IN THE MATTER OF)	COURT ORDER
VACATING A PORTION)	2009-26
OF MILL CREEK LANE)	

WHEREAS, Scott Hartell submitted a petition on behalf of Union County to vacate the segment of Mill Creek Lane described in attached Exhibit "A";

WHEREAS, Richard Comstock, Union County Public Works Director, stated in a June 6, 2009 letter that the segment of Mill Creek Lane should be vacated to allow a land exchange that would facilitate the construction of a new bridge across Mill Creek adjacent to the City of Cove power generation plant which will enhance fish passage and increase public safety;

WHEREAS, the Board of Commissioners advertised and held a public hearing on June 30, 2009 to accept testimony, deliberate and potentially make a decision.

NOW THEREFORE, BE IT ORDAINED BY THE UNION COUNTY BOARD OF COMMISSIONERS, STATE OF OREGON:

SECTION 1: ROAD VACATION

The road segment described in attached Exhibit "A" is vacated to the adjacent property described as Twp. 3S, Range 40 EWM, Tax Lot 6900, owned by Gallatin NE Oregon Land and Timber, per ORS 368.366 (1)(d).

PASSED AND ADOPTED this 30th day of June, 2009 by a vote of the following members of the Board of Commissioners voting therefore. Document to be signed and dated following the recording of necessary easements to relocate Mill Creek Lane.

Steve McClure 10/29/09
Steve McClure, Chairman (Date)

R. Nellie Bogue Hibbert
R. Nellie Bogue Hibbert, Commissioner

Mark Davidson
Mark Davidson, Commissioner

Exhibit "A"

A parcel of land in the South One-half of Section 24, Township 3 South, Range 40 East of the Willamette Meridian, said parcel being a portion of Mill Creek Lane as shown on Union County Survey 2008-037, more particularly described as follows:

Beginning at a point on the northerly right of way of said Mill Creek Lane from which the Southwest corner of said Section 24 bears South $80^{\circ}45'28''$ West a distance of 812.85 feet; thence North $58^{\circ}55'04''$ East a distance of 6.75 feet to a point of curvature; thence along a curve turning to the left with an arc length of 88.14 feet and a radius of 190.00 feet, the long chord of which bears North $45^{\circ}37'44''$ East a distance of 87.35 feet; thence North $32^{\circ}20'22''$ East a distance of 0.90 feet; thence North $57^{\circ}39'38''$ West a distance of 10.00 feet; thence North $32^{\circ}20'22''$ East a distance 44.71 feet to a point of curvature; thence along a curve turning to the left with an arc length of 83.97 feet and a radius of 70.00 feet, the long chord of which bears North $02^{\circ}01'37''$ West a distance of 79.03 feet; thence North $36^{\circ}23'37''$ West a distance of 67.86 feet to a point of curvature; thence along a curve turning to the right with an arc length of 23.33 feet and a radius of 138.15 feet, the long chord of which bears North $31^{\circ}33'20''$ West a distance of 23.30 feet; thence North $27^{\circ}22'02''$ East a distance of 64.43 feet to a point of curvature; thence along a curve turning to the right with an arc length of 57.06 feet and a radius of 470.00 feet the long chord of which bears North $30^{\circ}50'43''$ East a distance of 57.02 feet to a point on a non-tangent curve to the left; thence along the arc of said curve a distance of 96.45 feet the radius of which measures 78.15 feet, with a chord bearing of South $01^{\circ}02'00''$ East a distance of 90.45 feet to a point of tangency; thence South $36^{\circ}23'37''$ East a distance of 67.86 feet to a point of curvature; thence along a curve turning to the right with an arc length of 155.95 feet and a radius of 130.00 feet the long chord of which bears South $02^{\circ}01'38''$ East a distance of 146.77 feet; thence South $32^{\circ}20'22''$ West a distance of 44.71 feet; thence North $57^{\circ}39'38''$ West a distance of 10.00 feet; thence South $32^{\circ}20'22''$ West a distance of 0.90 feet to a point of curvature; thence along a curve turning to the right with an arc length of 106.69 feet and a radius of 230.00 feet, the long chord of which bears South $45^{\circ}37'43''$ West a distance of 105.74 feet; thence South $58^{\circ}55'04''$ West a distance of 72.09' to a point on a non-tangent curve; thence along the arc of said curve turning to the left a distance of 77.20 feet, with a radius of 180.00 feet and a chord which bears North $27^{\circ}26'34''$ East a distance of 76.61 feet to the Point of Beginning, containing 21,960 square feet, or 0.504 acres, more or less.