

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	COLLEEN MACLEOD	Chairman
	STEVE MCCLURE	Commissioner
	JOHN J. HOWARD	Commissioner

WHEN, on Wednesday the 16th day of January, 2002, among others the following proceedings were had to-wit:

IN THE MATTER OF RELOCATING) A PORTION OF NORTH PORTLAND) STREET IN THE LA GRANDE UGB)	Corrected COURT ORDER 2001-52
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WHEREAS, Union County received a request to vacate a portion of North Portland Street that is outside La Grande City Limits but inside La Grande's Urban Growth Boundary from Boise Cascade Corp. on September 24, 2001;

WHEREAS, Richard Comstock, Union County Public Works Director, supported vacating the subject street segment in a letter dated October 17, 2001;

WHEREAS, Union County Planning Department gave public notice on October 18 & 30, 2001 for a public hearing on the proposed street vacation to be held on November 7, 2001;

WHEREAS, the County Board of Commissioners held a public hearing and accepted testimony in support and opposition to the request;

WHEREAS, the County Board of Commissioners and others toured the area on November 21, 2001;

WHEREAS, during the tour and in written testimony Boise Cascade Corp. representatives requested moving the N. Portland Street dedicated right-of-way 50 feet east to consolidate property;

WHEREAS, the public was provided an additional opportunity to submit written testimony in support and opposition.

NOW THEREFORE, the County Board of Commissioners orders the relocation of N. Portland Street to include the vacation and relocated dedication of the following described street segments:

VACATION

That portion of North Portland Street located outside the City Limits of the City of La Grande to be vacated to adjacent Boise Cascade Corp. property described as follows:

Beginning at a point 10 feet west of the NW corner of Block 4 of the Pratt's Subdivision recorded in the Union County Clerk's Office plat cabinet A253, thence westerly 50 feet m/l, thence southerly 120 feet m/l, thence easterly 50 feet m/l, thence northerly 120 feet m/l to the point of beginning.

Filed

JAN 1 2001


Attest: _____
Clerk of Union County
1

RELOCATED DEDICATION

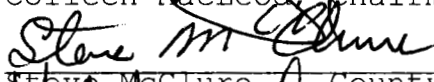
Beginning at a point which is the NE corner of Lot 1, Block 4 of the Pratt's Subdivision recorded in the Union County Clerk's Office plat cabinet A253, thence westerly 60 feet m/l, thence southerly 120 feet m/l, thence easterly 60 feet m/l, and thence northerly 120 feet m/l to the point of beginning.

ALSO, NOW THEREFORE the County Board of Commissioners adopts the attached North Portland Street Relocation Supporting Findings.

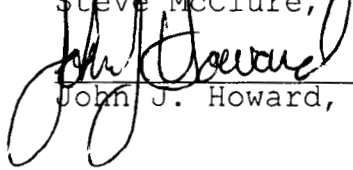
PASSED AND ADOPTED this 16th day of January, 2002, by a vote of the following members of the Union County Board of Commissioners voting therefore.



Colleen MacLeod, Chairman



Steve McClure, County Commissioner



John J. Howard, County Commissioner

1-16-02

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 JOHN J. HOWARD Chairman
STEVE MCCLURE Commissioner
COLLEEN MACLEOD Commissioner

WHEN, on Wednesday the 2nd day of January, 2002, among others the following proceedings were had to-wit:

IN THE MATTER OF RELOCATING) COURT ORDER
A PORTION OF NORTH PORTLAND) 2001-52
STREET IN THE LA GRANDE UGB)

Replaced

WHEREAS, Union County received a request to vacate a portion of North Portland Street that is outside La Grande City Limits but inside La Grande's Urban Growth Boundary from Boise Cascade Corp. on September 24, 2001;

WHEREAS, Richard Comstock, Union County Public Works Director, supported vacating the subject street segment in a letter dated October 17, 2001;

WHEREAS, Union County Planning Department gave public notice on October 18 & 30, 2001 for a public hearing on the proposed street vacation to be held on November 7, 2001;

WHEREAS, the County Board of Commissioners held a public hearing and accepted testimony in support and opposition to the request;

WHEREAS, the County Board of Commissioners and others toured the area on November 21, 2001;

WHEREAS, during the tour and in written testimony Boise Cascade Corp. representatives requested moving the N. Portland Street dedicated right-of-way 50 feet east to consolidate property;

WHEREAS, the public was provided an additional opportunity to submit written testimony in support and opposition.

NOW THEREFORE, the County Board of Commissioners orders the relocation of N. Portland Street to include the vacation and relocated dedication of the following described street segments:

VACATION

That portion of North Portland Street located outside the City Limits of the City of La Grande to be vacated to adjacent Boise Cascade Corp. property described as follows:

Beginning at a point 10 feet west of the NW corner of Block 4 of the Pratt's Subdivision recorded in the Union County Clerk's Office plat cabinet A253, thence westerly 50 feet m/l, thence southerly 120 feet m/l, thence easterly 50 feet m/l, thence northerly 120 feet m/l to the point of beginning.

Filed

JAN 1 2001

At _____ o'clock _____ M.
F. _____ Le Hibbert, Clerk
By _____

RELOCATED DEDICATION

Beginning at a point which is the NE corner of Lot 1, Block 4 of the Pratt's Subdivision recorded in the Union County Clerk's Office plat cabinet A253, thence westerly 60 feet m/l, thence southerly 120 feet m/l, thence easterly 60 feet m/l, and thence northerly 120 feet m/l to the point of beginning.

Replaced

ALSO, NOW THEREFORE the County Board of Commissioners adopts the attached North Portland Street Relocation Supporting Findings.

ALSO, NOW THEREFORE the County Board of Commissioners requires any future vacation of the above described Relocated Dedication for N. Portland Street will vest per ORS 368.366(2) to the adjoining Boise Cascade Corporation property described as Twp. 3S, Range 38 EWM, Section 5, Tax Lot 202.

PASSED AND ADOPTED this 2nd day of January, 2002, by a vote of the following members of the Union County Board of Commissioners voting therefore.

John J. Howard

John J. Howard, Chairman

Steve McClure

Steve McClure, County Commissioner

Colleen MacLeod

Colleen MacLeod, County Commissioner

000152

**NORTH PORTLAND STREET RELOCATION
SUPPORTING FINDINGS**

INTRODUCTION

Boise Cascade Corporation submitted a petition to vacate a portion of N. Portland Street on September 24, 2001. The subject N. Portland Street segment is not open for public access because it is currently fenced in and used as a part of the Boise Cascade Corp. log yard. During the site tour on November 21, 2001 and in written testimony on the same date Jared C. Rogers from Boise Cascade Corp. requested N. Portland Street be relocated 50 feet east to "square up" land ownership in the area.

The former extension of N. Portland Street north of "X" Ave. was vacated previously, therefore this subject street segment is an isolated, unbuilt, 60-foot wide, dedicated right-of-way.

CRITERIA

ORS 368.331 requires the County to demonstrate that the vacation would not deprive an owner of a recorded property right of access necessary for the exercise of that property right unless the county governing body has the consent of the owner.

ORS 368.346 requires the county road official to prepare and file a written report containing specific information and his assessment whether the vacation would be in the public interest.

ORS 368.356 requires the county governing body to determine whether street vacation is in the public interest.

ORS 368.366 allows a vacated street to vest in the owner of the land abutting the vacated property or a county governing body may determine the vesting of property at the time of vacation.

ORS 368.126 states-

Order establishing new road along existing road to identify parts of existing road to be vacated. When a county governing body establishes a new public road following the general alignment of an existing public road, the final order or resolution shall identify all parts of any existing road that are to be vacated.

Vacation of those parts described is effective without any other proceedings. A road so vacated shall not be closed to public use until the road laid out to replace it is actually opened to travel. [Formerly 368.540]

BASIC FINDINGS

1. Boise Cascade Corp. is the only adjacent landowner for the proposed street vacation segment. They will not be deprived of an access right for their property because they will continue to have access from the terminus of Jackson Avenue and Willow Street and other City of La Grande streets such as "X", "Q", "R", "S" and "T" Avenues.
2. Richard Comstock, County Public Works Director, submitted a letter dated October 17, 2001 supporting vacation of the subject street segment.
3. Boise Cascade Corp. is the adjacent landowner on all sides of the proposed street vacation segments.
4. The La Grande Transportation System Plan does not identify N. Portland Street as a needed future street for development.
5. Jared Rogers, Boise Cascade Corp. representative, requested N. Portland Street be relocated 50 feet east essentially retaining the east 10 feet of the existing N. Portland Street right-of-way; vacating the west 50 feet of the existing N. Portland Street right-of-way; and dedicating property described at Twp. 3S, Range 38 EWM, Section 5AD, Tax Lot 1300 as part of the relocated N. Portland Street. The vacated west 50 feet of the existing right-of-way will vest in Boise Cascade Corp.
6. The relocated right-of-way will join "X" Avenue on the north and join an unnamed alley on the southeast.

ULTIMATE FINDINGS

The applicant has satisfied the applicable ORS 368.326-.426 requirements because Boise Cascade Corporation will not lose a recorded access property right and relocation would be in the public interest because potential access will continue to be provided to an unbuilt alleyway.