



MARION COUNTY BOARD OF COMMISSIONERS

Board Session Agenda Review Form

Meeting date: 10/22/2025

Department: Public Works

Title: Vacation of Two Strips of Public Right-of-Way

Management Update/Work Session Date: 9-23-25 Audio/Visual aids ☐

Time Required: 3 minutes Contact: Kent Inman Phone: 4316

Requested Action:

Approve the enclosed Board Order vacating two strips of public right-of-way.

Issue, Description
& Background:

The public portions proposed to be vacated consist of a 30-foot wide by approximately 771-foot long strip of land dedicated to the public in the subdivision plat of Lone Fir Addition. The other was deeded to Marion County in Reel 401, Page 319 of the Marion County Deed Records and is 15 feet wide by about 810 feet long. Both are unimproved. Between the above-mentioned strips of public right-of-way is a private easement created in Marion County Circuit Court Case No. 8669. It also is unimproved and is not included in this vacation. The abutting properties North and South of the strips of land proposed for vacation are accessed from 77th and 78th Avenues. During the utility locate process, Portland General Electric (PGE) electric facilities were found within the 30-foot strip. Easements for PGE have been prepared and will be executed in conjunction with the vacation, if approved.

Financial Impacts:

None.

Impacts to Department
& External Agencies:

None.

List of attachments:

Board Order and Exhibits.

Presenter:

Kent Inman

Department Head
Signature:

Brian Nicholas

Digitally signed by Brian Nicholas
Date: 2025.10.07 12:18:09 -07'00'

**BEFORE THE BOARD OF COMMISSIONERS
FOR MARION COUNTY OREGON**

In the Matter of Vacating Two Strips of Public)
Right-of-Way in Marion County, Oregon.) Public Works
) Clerk's File # 2124-R
)

ORDER _____

This matter came before the Board of Commissioners at a public meeting conducted on October 22, 2025; and

WHEREAS, Gerand D. Magee, Margaret E. Magee, and others submitted a petition on March 11, 2025 requesting the vacation of a portion of two strips of public right-of-way; and

WHEREAS, the Director of Public Works submitted a report to the board, as required by ORS 368.351, stating that the vacation of said public right-of-way would be in the public interest; and that 100% of the owners of the property to be vacated and 100% of the adjoining property owners signed the vacation petition as required by ORS 368.351; now therefore

IT IS HEREBY ORDERED that, the two strips of public right-of-way as described on the attached Exhibit "A" and depicted on the attached Exhibit "B", be vacated, and that said vacated property shall vest pursuant to ORS 368.366(1)(a) and (c).

IT IS FURTHER ORDERED that no costs resulting from this vacation shall be assessed; that the County Surveyor shall mark related plats, as required by ORS 271.230; that copies of this order shall be filed with the Marion County Clerk, Surveyor and Assessor.

Dated this 22nd day of October, 2025.

BOARD OF COMMISSIONERS

Chair

Commissioner

Commissioner

EXHIBIT A

A VACATION OF TWO STRIPS OF PUBLIC RIGHT OF WAY SITUATED IN THE NORTHWEST QUARTER OF SECTION 2, TOWNSHIP 8 SOUTH, RANGE 2 WEST OF THE WILLAMETTE MERIDIAN, MARION COUNTY, OREGON, BEING TWO PORTIONS OF UNDEVELOPED RIGHT OF WAY SITUATED ON EACH SIDE OF A TRACT 30 LINKS (20.00 FEET) IN WIDTH, CREATED BY PARTITION SUITE CASE NO. 8669 IN THE CIRCUIT COURT OF MARION COUNTY, MORE PARTICULARLY IN THE FOLLOWING:

ALL THAT PROPERTY DESCRIBED IN REEL 401, PAGE 319, MARION COUNTY DEED RECORDS, AND CONTAINING 12,448 SQUARE FEET, MORE OR LESS.

ALSO, THAT 30.00-FOOT WIDTH STRIP DEDICATED BY THE PLAT "LONE FIR ADDITION", ADJOINING THE NORTH LINE OF LOTS NINE (9) AND TEN (10), BLOCK TWO (2), THEREOF, AND CONTAINING 23,138 SQUARE FEET, MORE OR LESS.

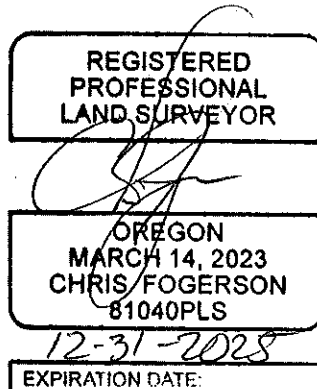
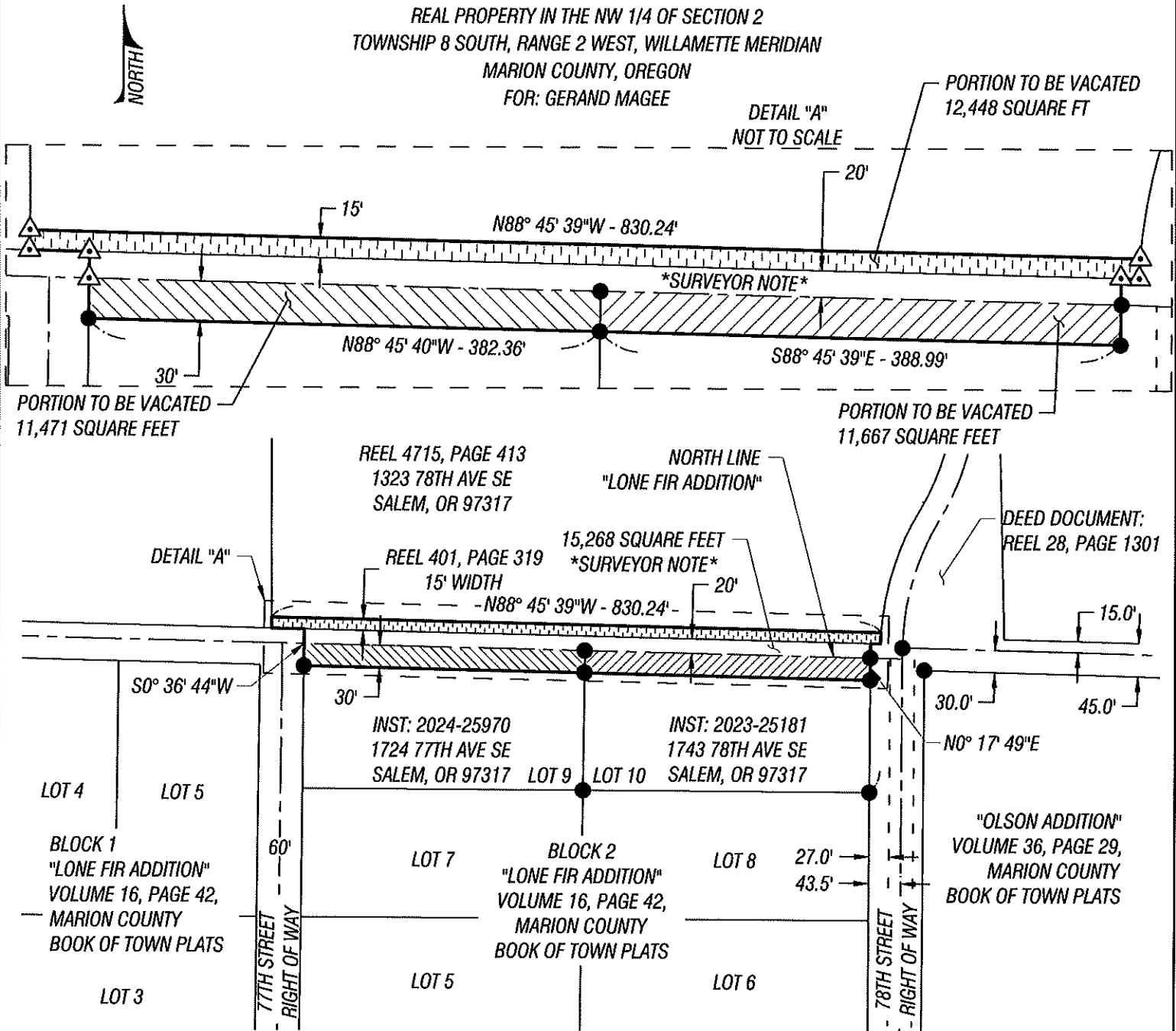


EXHIBIT B

REAL PROPERTY IN THE NW 1/4 OF SECTION 2
TOWNSHIP 8 SOUTH, RANGE 2 WEST, WILLAMETTE MERIDIAN
MARION COUNTY, OREGON
FOR: GERAND MAGEE



THE BEARING BASE FOR THE PROPERTY SHOWN HEREON IS THE SAME AS SHOWN IN MARION COUNTY SURVEY RECORD 40061.

THE PROPERTY BOUNDARY LINES, SHOWN HEREON, ARE SHOWN FOR GRAPHICAL PURPOSES AND USED FOR CALCULATING THE AREA THEREOF. NO MONUMENTATION SHALL BE SET AND THIS MAP SHALL NOT BE RECORDED WITH THE COUNTY AS A SURVEY.

NOTE: THE 30 LINK (20 FEET) STRIP IS NOT A PUBLIC ROAD, AND IS DESCRIBED IN MARION COUNTY CIRCUIT COURT CASE 8669 AS A SEPARATE TRACT, "FOR THE PURPOSES OF EGRESS AND INGRESS". OWNERSHIP OF THE STRIP IS NOT DETERMINED AT THIS TIME.

● FOUND MONUMENT ▲ CALCULATED POINT



EXHIBIT - B

RIGHT OF WAY VACATION - A PORTION OF DARLING STREET

LEI ENGINEERING
& SURVEYING
OF OREGON

2564 19TH St SE
Salem, Oregon 97302
(503) 399-3828
www.leiengineering.com

SCALE: 1"=200'
PRJCT NO: 15-570
DATE: 09/30/2025
PAGE: 1 OF 1

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
MARCH 14, 2023
CHRIS FOGERSON
81040PLS

12-31-2028
EXPIRATION DATE: