



IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

IN AND FOR THE COUNTY OF WASCO

IN THE MATTER OF THE VACATION OF A PORTION OF H STREET WITHIN FRUITLAND PARK ADDITION THE DALLES,  
OREGON, SECTION 5, TOWNSHIP 1 NORTH, RANGE 13 EAST, WILLAMETTE MERIDIAN

**ORDER #24-009**

NOW ON THIS DAY, the above-entitled matter having come on regularly for consideration, said day being one duly set in term for the transaction of public business and a majority of the Commissioners being present; and

IT APPEARING TO THE BOARD: That a petition, attached and by this reference incorporated herein, has been duly filed with this Board seeking the vacation of the below described Road; That upon initiation of these proceedings by said petition the County Road Official was directed by this Board to prepare and file with this Board a written report describing the ownership and uses of the Road and a determination of whether the vacation would be in the public interest; That said report, attached and by this reference incorporated herein, has been received by this Board; and

IT FURTHER APPEARING TO THE BOARD: That as provided in ORS 368.351 because the report indicates that the County Road Official assessment is that the vacation is in the public interest and these proceedings were initiated by a petition under ORS 368.341 that contained the acknowledged signatures of owners of 100% of any private property proposed to be vacated and acknowledged signatures of owners of 100% of property abutting any public property proposed to be vacated approving the proposed vacation a hearing in this matter may be dispensed with and vacation of the subject road ordered.

NOW, THEREFORE, IT IS HEREBY ORDERED: That the following described Roads located in Wasco County, Oregon, be and are hereby declared vacated:

A Portion of H Street within Fruitland Park Addition The Dalles, Oregon,  
Section 5, Township 1 North, Range 13 East, Willamette Meridian

LEGAL DESCRIPTION

Approximately a 925 foot section of H Street, within the Fruitland Park Addition, located between Cherry Heights Road and Kingsley Street West, The Dalles, Oregon, Section 5, Township 1 North, Range 13 East, Willamette Meridian.

Attached hereto, and by this reference made a part hereof, is a map with photos marked as Exhibit "A" showing the location of the above described section of road.

This vacation shall become effective upon payment by the petitioner(s) of the following fees (ORS 368.356):

\$ 633.31 to the County Assessor for remapping.


\$ 62.65 to the County Surveyor to update the Surveyor's copy of the plat.

\$ 110.00 to 120.00 to the County Clerk to have the vacation recorded.

DATED this 17<sup>th</sup> Day of April, 2024.

WASCO COUNTY BOARD OF COMMISSIONERS:

  
\_\_\_\_\_  
Steven D. Kramer, Chair

  
\_\_\_\_\_  
Scott C. Hege, Vice-Chair

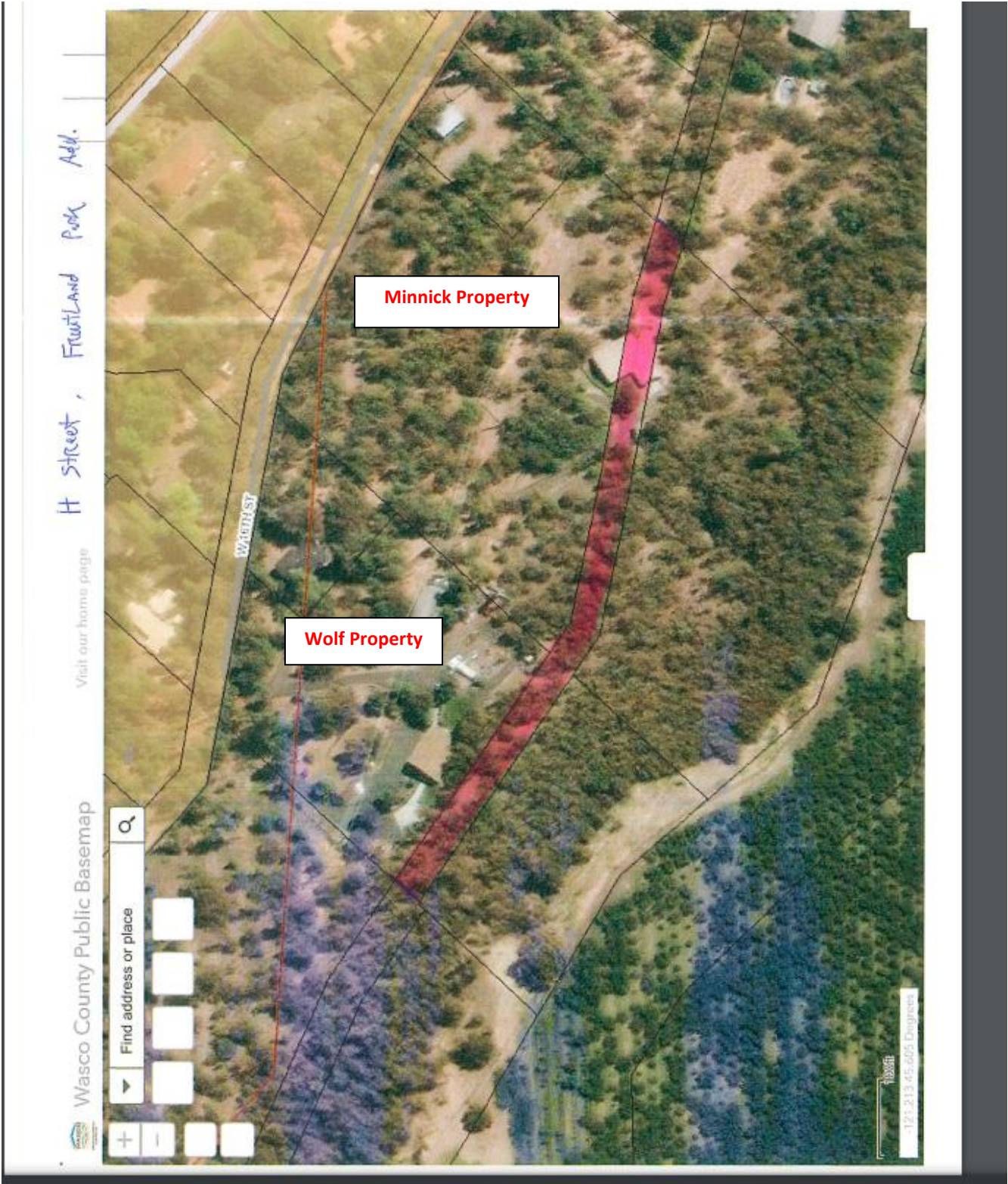
APPROVED AS TO FORM:

  
\_\_\_\_\_  
Kristen Campbell, County Counsel

  
\_\_\_\_\_  
Philip L. Brady, County Commissioner

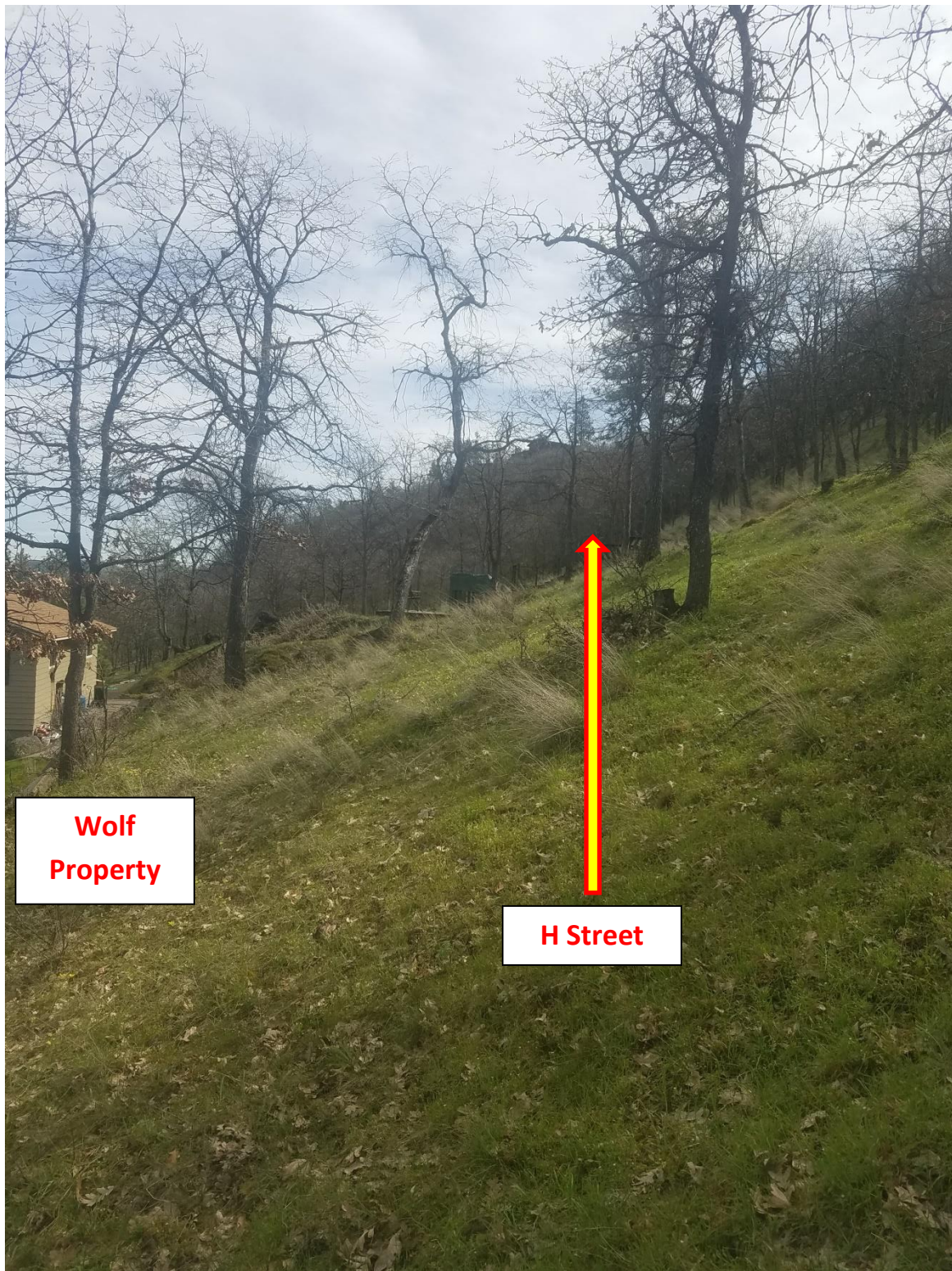
EXHIBIT A – map & photos

Portion of H Street (Fruitland Park Addition) – proposed vacation





H Street – Beginning of proposed vacation - Looking East

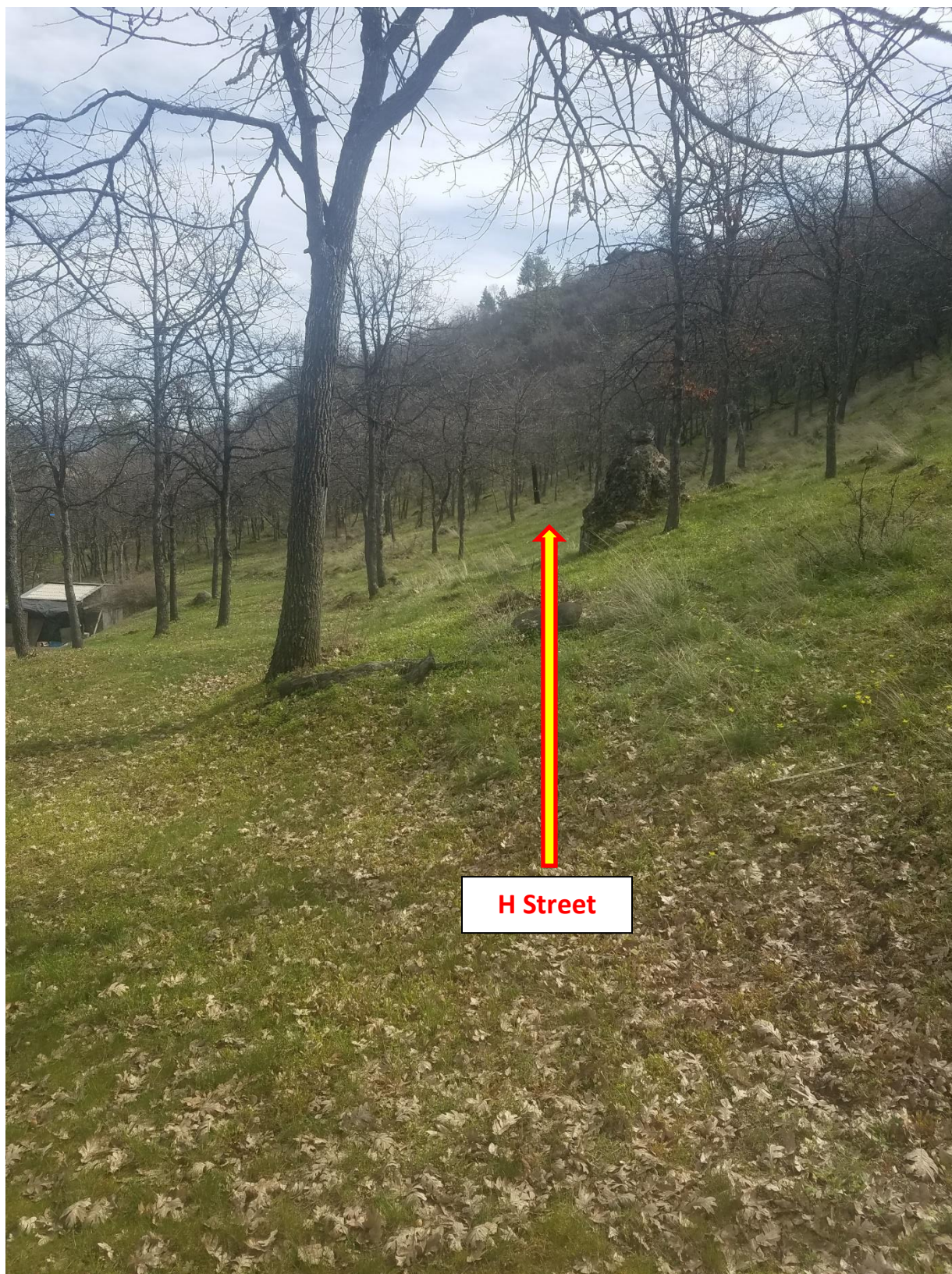


**Wolf  
Property**

**H Street**

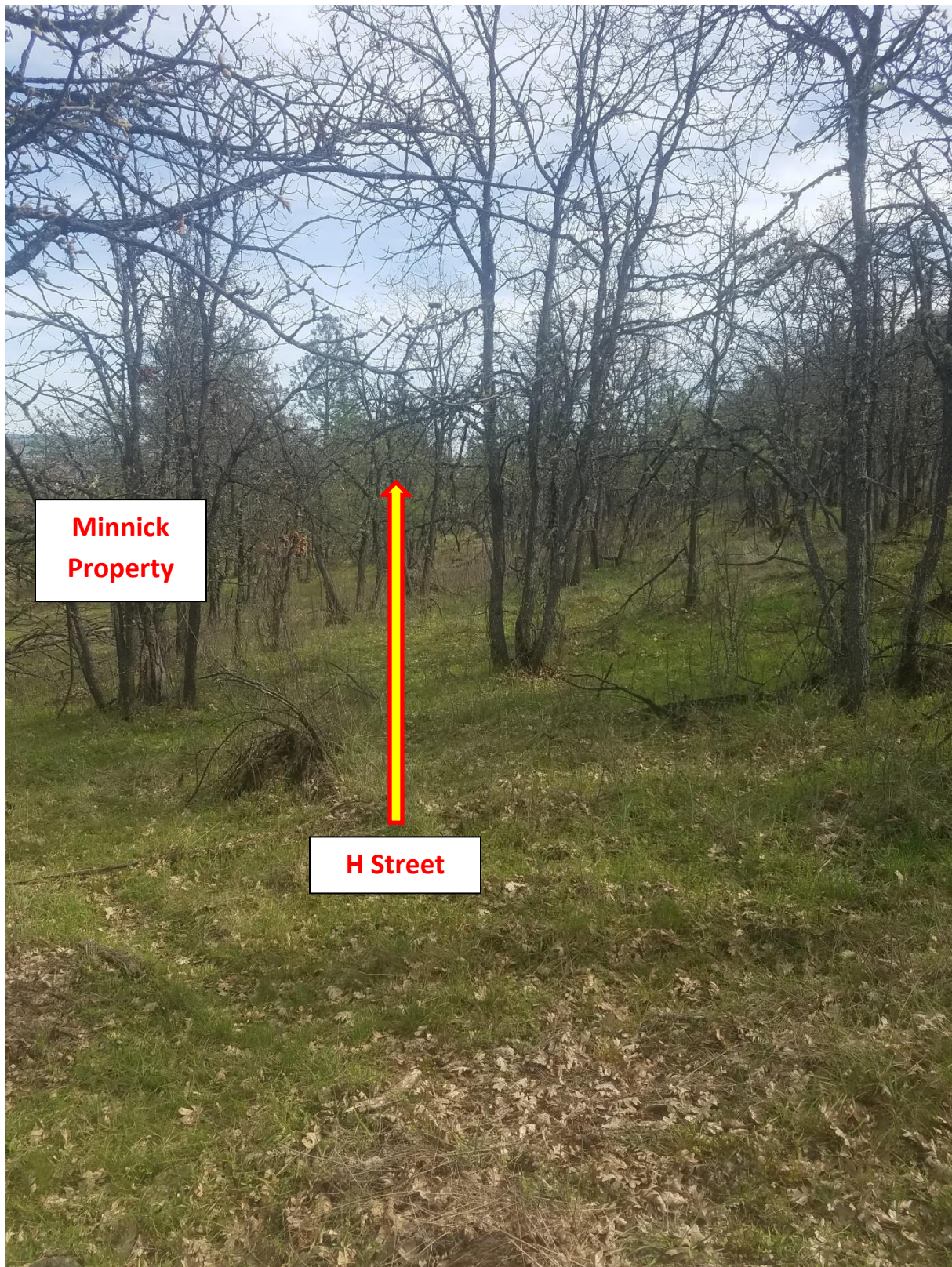


H Street – Looking East





H Street – Midpoint of proposed vacation - Looking East



IN THE BOARD OF COMMISSIONERS  
OF THE STATE OF OREGON  
IN AND FOR THE COUNTY OF WASCO

IN THE MATTER OF THE PROPOSED	)	
VACATION OF A PORTION OF H STREET	)	REPORT OF PUBLIC WORKS
WITHIN FRUITLAND PARK ADDITION	)	DIRECTOR
THE DALLES, OREGON, SECTION 5,	)	
TOWNSHIP 1 NORTH, RANGE 13 EAST,	)	
WILLAMETTE MERIDIAN.	)	

TO THE HONORABLE BOARD OF COMMISSIONERS OF WASCO COUNTY,  
OREGON:

In compliance with Order #24-006 of the Board of Commissioners dated March 6th, 2024, I have investigated the Public Road as follows:

LEGAL DESCRIPTION

Approximately a 925 foot section of H Street, within the Fruitland Park Addition, located between Cherry Heights Road and Kingsley Street West, The Dalles, Oregon, Section 5, Township 1 North, Range 13 East, Willamette Meridian.

Attached hereto, and by this reference made a part hereof, is a map with photos marked as Exhibit "A" showing the location of the above described section of road.

**Background**

The group of petitioners owns all the land around and within the sections of the right-of-way to be vacated. This road was created and dedicated as a public road through the plat of the Fruitland Park Addition on December 15, 1910. This road right-of-way has never been developed to date.

## **Facts and Findings**

The right-of-way proposed for vacation is not developed; much of the topography is quite steep and would require significant work to improve. There are also several permanent structures, including a home that has been sited within the right-of-way. All current landowners still have good and clear access without this right-of-way. The County has no current or future road needs for this right-of-way. To my knowledge, there are no public utilities located in the right-of-way proposed for vacation and this right-of-way serves no publicly owned lands or resources.

## **Fiscal Impact**

The right-of-way would revert to private ownership and onto the tax rolls. The County does not maintain this right-of-way now, so vacation would have no fiscal impact to the Public Works Department.

## **Recommendation**

100% of the adjacent landowners have petitioned, so no public hearing is required. There is no public benefit to retaining this right-of-way. *It is my recommendation that the Board of Commissioners grant the vacation request.*

Dated this 17<sup>th</sup> day of April, 2024

Arthur Smith  
Director, Wasco County Public Works