

1973-018

1 COUNTY COURT OF THE STATE OF OREGON FOR UNION COUNTY  
2 IN THE MATTER OF )  
3 THE VACATION OF A PORTION OF )  
4 UNION AVENUE. )  
-----

5 SUPPLEMENTAL ORDER

6 No. \_\_\_\_\_

7 BASED UPON the petition filed herein by Albertson's, Inc.,  
8 a corporation, the Court finds as follows:

9 1. The road vacation herein is related to the  
10 purchase by Albertson's, Inc. of fee title of  
11 certain owners in Blocks 3 and 4, Home Investment  
12 Addition to La Grande, Union County, Oregon namely,  
13 Earl M. Connell, Emily N. Connell, Iver W. Masterson,  
14 Bernice Masterson, Larry W. Cates and Shirley A.  
15 Cates, and Savway, Inc., an Oregon corporation.

16 2. Albertson's, Inc. has purchased the interest of  
17 the foregoing persons as represented by the attached  
18 copy of recorded deeds.

19 3. In its Order dated November 8, 1972, the Court  
20 ruled that when Albertson's, Inc. acquired the above  
21 mentioned fee titles, that the Court would entertain  
22 this petition for further and supplemental orders.  
23 The Court should determine that its initial vacation  
24 dated November 8, 1972 is now effective.

25 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED and DECREED  
26 that the portion of Union Avenue between the easterly right-of-  
27 way line of Portland Street and the westerly right-of-way line  
28 of Albany Street, located within Union County, State of Oregon,  
29 and particularly described as:

30 Commencing at the northwest corner of lot three  
31 (3) of block four (4) of HOME INVESTMENT ADDITION  
32 to La Grande, Union County, Oregon, according to  
the corrected recorded plat thereof; running thence  
north 40 feet more or less to the southwest corner  
of lot six (6) of block three (3) of said Home  
Investment Addition; thence running east along and  
upon the north line of said Union Avenue and along and  
upon the south line of block three (3) of said Home  
Investment Addition to the southeast corner of block  
eight (8) in lot three (3) of said Home Investment  
Addition; thence running south a distance of 40 feet  
more or less to the northeast corner of lot one (1)  
of block four (4) of said Home Investment Addition;  
thence running west along and upon the south line of  
said Union Avenue and along and upon the north line  
of block four (4) in said Home Investment Addition  
to the point of beginning;

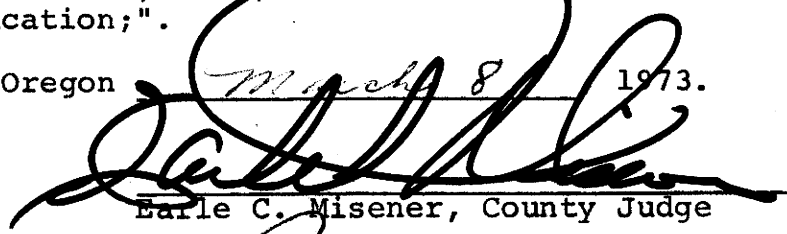
1 Be and the same is hereby finally and effectively vacated,  
2 all pursuant and supplemental to the Court's order herein  
3 dated November 8, 1972.

4 IT IS FURTHERED ORDERED that this Court's Order dated  
5 November 8, 1972 is corrected and modified by inserting,  
6 paragraph 3, page 6, line 20, the words "by Albertson's, Inc.  
7 or its successor in title" such insertion to be immediately  
8 following the words "date hereof" so that the entire paragraph  
9 3 as hereby corrected reads as follows:

10 "If fee title of the above mentioned property  
11 has not been conveyed to Albertson's, Inc. within  
12 two years from the date hereof, or if construction  
13 has not been commenced on the shopping and commer-  
14 cial center development within three years from the  
15 date hereof by Albertson's, Inc. or its successor  
16 in title, the Court may, upon its own motion, and  
17 after notice to Albertson's, Inc., enter an order  
18 setting aside the vacation;".

15 DATED at La Grande, Oregon

*March 8* 1973.

  
Earle C. Misener, County Judge

  
Russell Elmer, Commissioner

  
Harold Schwebke, Commissioner