

FILED

Date: 3/27/2008 By: LP

This survey consists of:

For Map: V G P 33

Narrative: _____

Corner Rpt: _____

DOUGLAS COUNTY
SURVEYOR

DOUGLAS COUNTY OFFICIAL RECORDS
BARBARA E. NIELSEN, COUNTY CLERK

2008-002567



\$26.00

00208844200800025670030031

02/14/2008 03:05:52 PM

VAC-NSVAC Cnt=1 Stn=3 MARRIAGECOUNTER
\$15.00 \$11.00

ORDINANCE NO. 3278

**AN ORDINANCE VACATING A PORTION OF OREGON AVENUE RIGHT-OF-WAY
BETWEEN DEER CREEK DRIVE AND HENRY STREET IN THE CITY OF
ROSEBURG**

WHEREAS, pursuant to Roseburg Municipal Code Chapter 4.06, upon receipt of a report from the Community Development Department, the City Recorder initiated proceedings to vacate a portion of Oregon Avenue between Deer Creek Drive and Henry Street in the City of Roseburg, more particularly described in Section 1 of this ordinance and shown on the map attached hereto as Exhibit "A" of this ordinance; and

WHEREAS, the City Recorder published a notice of a public hearing on the proposed vacation to be held before the Roseburg City Council on December 10, 2007, in The News-Review, a newspaper of general circulation in the City of Roseburg, Oregon, on November 27 and December 3, 2007, posted said notice at or near each end of the vacation area and mailed the same to all affected property owners, not less than 14 days prior to the date of the hearing, all of which more fully appear in the proof of publication, posting and mailing on file in the City Recorder's Office; and

WHEREAS, such public hearing was duly held before the Roseburg City Council on the above-mentioned date, and all persons desiring to be heard on said matter were heard;

NOW, THEREFORE, THE CITY OF ROSEBURG ORDAINS AS FOLLOWS:

Section 1. That portion of Oregon Avenue, between Deer Creek Drive and Henry Street, as shown on County Assessor's Map as Township 27S, Range 05W, Section 19AB, and more particularly described as follows, is hereby vacated:

Beginning at a ¾" iron pipe on the southern right-of-way of Oregon Avenue, said pipe being S62°58'35"W 100.58 feet from the 5/8" iron rod at the Southeast corner of Lot 1, Block 6 of Spicer's Subdivision as recorded in Volume 6, Page 33 of the Plat Records of Douglas County, Oregon (as set per M131-63, recorded in the Survey Records of Douglas County); thence N86°05'32"E 322.15 feet to a 5/8" iron rod; thence N86°05'32"E 10.00 feet; thence 49.41 feet along the arc of a 23.96 foot radius curve to the right, the chord of which bears S34°49'30"E 41.11 feet to a 5/8" iron rod; thence N24°15'02"E 21.45 feet to a 5/8" iron rod; thence N24°15'02"E 63.92 feet; thence S86°05'32"W 95.00 feet to a 5/8" iron rod; thence S86°05'32"W 206.07 feet to a point which is N3°54'28"W 0.47 feet from a 5/8" iron

rod; thence S86°05'32"W 92.50 feet to a point which is N3°54'28"W 0.28 feet from a 5/8" iron rod; thence S3°54'28"E 40.00 feet to a 3/4" iron pipe, the place of beginning.

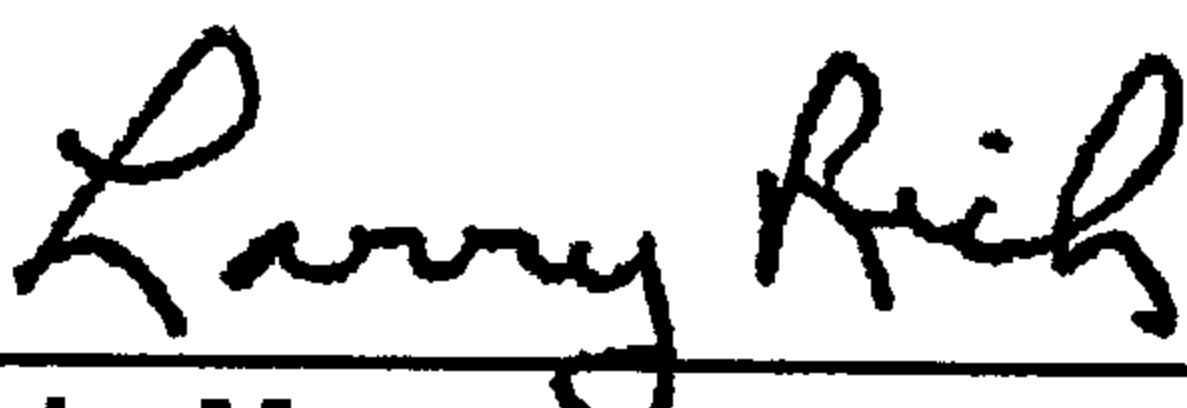
Section 2. A public and private utility easement shall be granted and reserved over the entire property described in the above Section 1, and being vacated by this ordinance, for the purpose of allowing continued existence and future maintenance of, and the right of ingress and egress to, any public or private utility which currently has facilities located within the area being vacated, until such time said facilities are relocated. There shall be no modifications to or construction on the property being vacated which would in any way interfere or conflict with any public and/or private utility currently located within the vacated area, unless plans for said modification or construction are developed in a manner which is considered compatible with said utilities.

Section 3. The title to the property being vacated by this ordinance shall attach to the lands bordering on such equal portions in accordance with ORS 271.140.

Section 4. Pursuant to ORS 271.150, the City Recorder is hereby directed to file a certified copy of this ordinance and the map attached hereto as Exhibit "A" with the Douglas County Clerk, Douglas County Assessor and Douglas County Surveyor.

ADOPTED BY THE CITY COUNCIL THIS 14TH DAY OF JANUARY 2007.

APPROVED BY THE MAYOR THIS 14TH DAY OF JANUARY 2007.



Larry Rich, Mayor

ATTEST:



Debi Davidson, Acting City Recorder

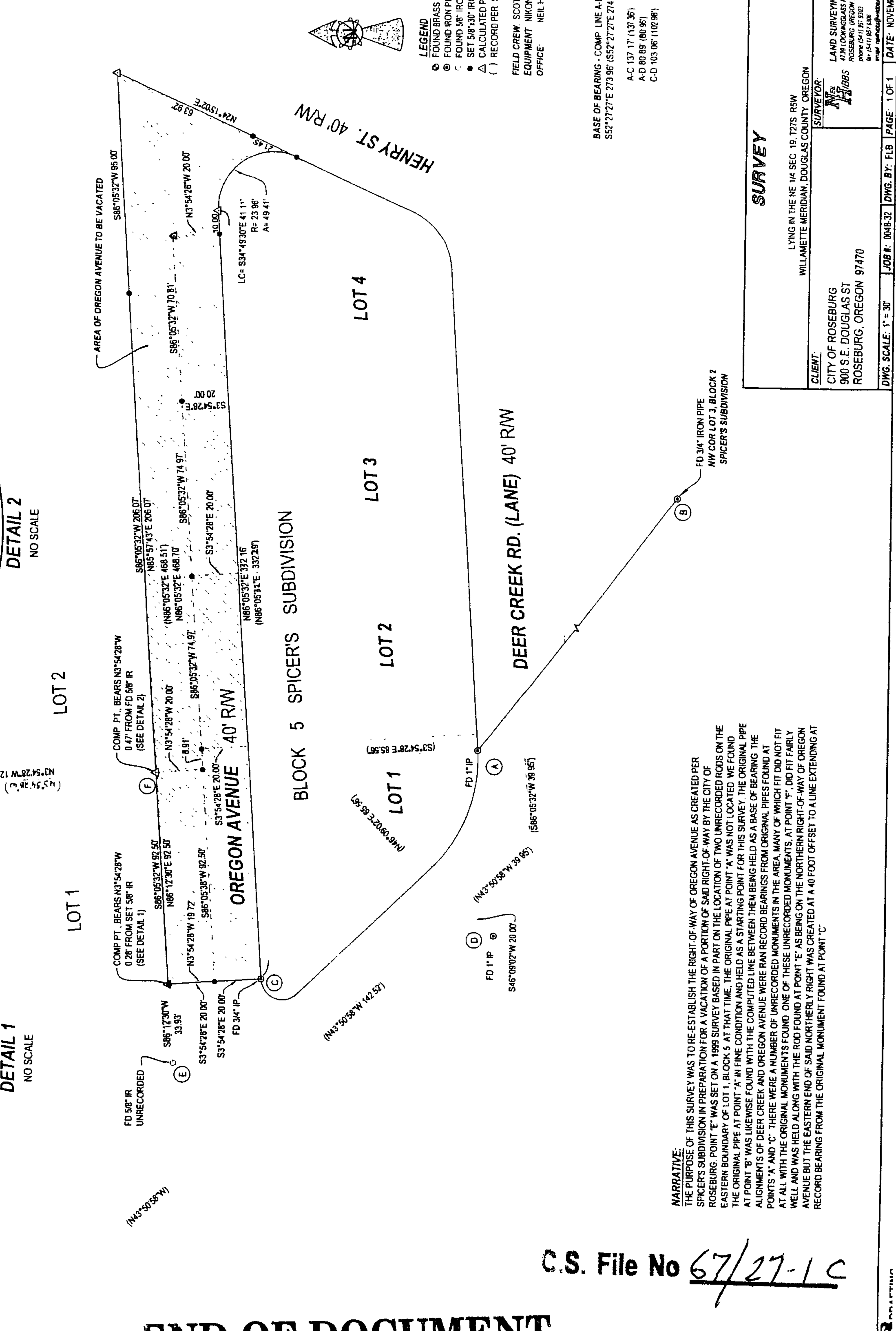
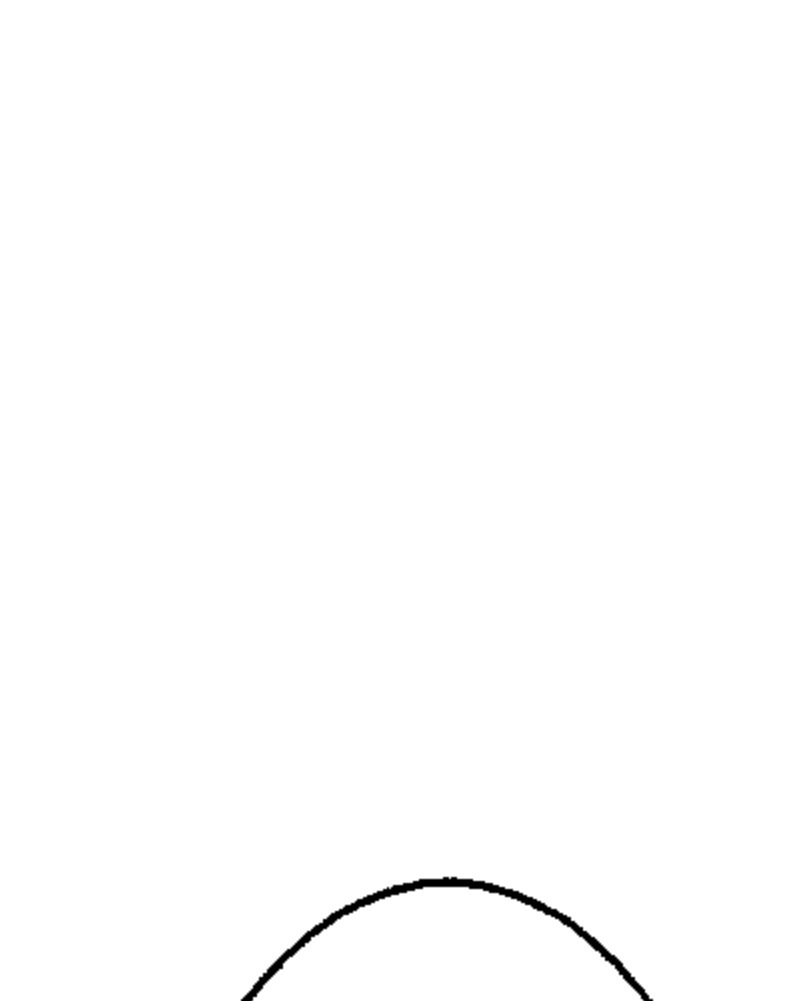
RECEIVED

NOV 20 2007

City of Roseburg
Community Development Dept

MAP FILE M154-49

FILED
Date 11/20/2007 By JJP
This survey consists of
Map M154-49
Narrative
Corner Rpt
DOUGLAS COUNTY
SURVEYOR



- LEGEND**
- FOUND BRASS CAP
 - FOUND IRON PIPE
 - ⊙ FOUND 5/8" IRON ROD UNLESS OTHERWISE NOTED
 - ⊙ SET 5/8" IRON ROD w/CAP STAMPED "HIBBS-LS 52988"
 - △ CALCULATED POSITION
 - () RECORD PER SPICER'S SUBDIVISION (VOL. 6, PG. 33)
- FIELD CREW: SCOTT THOMPSON AND JESSE CARROLL
EQUIPMENT: NIKON DTM-522 TOTAL STATION
OFFICE: NEL HIBBS

BASE OF BEARING - COMP. LINE A-B PER SPICER'S SUBDIVISION
S52°27'27"E 273.96' (S52°27'27"E 274.44' COMP.)
A-C 137.17' (137.36')
A-D 80.85' (80.96')
C-D 103.06' (102.98')

NARRATIVE:
THE PURPOSE OF THIS SURVEY WAS TO RE-ESTABLISH THE RIGHT-OF-WAY OF OREGON AVENUE AS CREATED PER SPICER'S SUBDIVISION IN PREPARATION FOR A VACATION OF A PORTION OF SAID RIGHT-OF-WAY BY THE CITY OF ROSEBURG. POINT 'E' WAS SET ON A 1988 SURVEY BASED IN PART ON THE LOCATION OF TWO UNRECORDED RODS ON THE EASTERN BOUNDARY OF LOT 1, BLOCK 5. AT THAT TIME, THE ORIGINAL PIPE AT POINT 'A' WAS NOT LOCATED. WE FOUND THE ORIGINAL PIPE AT POINT 'A' IN FINE CONDITION AND HELD AS A STARTING POINT FOR THIS SURVEY. THE ORIGINAL PIPE AT POINT 'B' WAS LIKEWISE FOUND WITH THE COMPUTED LINE BETWEEN THEM BEING HELD AS A BASE OF BEARING. THE ALIGNMENTS OF DEER CREEK AND OREGON AVENUE WERE RAN RECORD BEARINGS FROM ORIGINAL PIPES FOUND AT POINTS 'A' AND 'C'. THERE WERE A NUMBER OF UNRECORDED MONUMENTS IN THE AREA, MANY OF WHICH DID NOT FIT AT ALL WITH THE ORIGINAL MONUMENTS FOUND. ONE OF THESE UNRECORDED MONUMENTS, AT POINT 'F', DID FIT FAIRLY WELL AND WAS HELD ALONG WITH THE ROD FOUND AT POINT 'E' AS BEING ON THE NORTHERN RIGHT-OF-WAY OF OREGON AVENUE BUT THE EASTERN END OF SAID NORTHERLY RIGHT WAS CREATED AT A 40 FOOT OFFSET TO A LINE EXTENDING AT RECORD BEARING FROM THE ORIGINAL MONUMENT FOUND AT POINT 'C'.

SURVEY	
LYING IN THE NE 1/4 SEC. 19, T27S R5W WILLAMETTE MERIDIAN, DOUGLAS COUNTY, OREGON	
CLIENT CITY OF ROSEBURG 900 S.E. DOUGLAS ST ROSEBURG, OREGON 97470	SURVEYOR NEL HIBBS LAND SURVEYING, INC 4200 LOCKWOOD BLVD ROSEBURG, OREGON 97470 PHONE 541.971.3303 FAX 541.971.8386 www.nelhibbsurveyor.com
REGISTERED PROFESSIONAL LAND SURVEYOR OREGON NEL HIBBS F NEIL HIBBS 52988	EXPIRATION DATE 6/30/2007
JOB #: 048-32 DWG. BY: FLB PAGE: 1 OF 1	DATE: NOVEMBER 2007

C.S. File No 67/27-1C

END OF DOCUMENT