

FILED

Date: 8-28-2008 By: hw

This survey consists of:

For Map: Vol 5 Pg 42

Narrative: _____

Corner Rpt: _____

DOUGLAS COUNTY
SURVEYOR

DOUGLAS COUNTY OFFICIAL RECORDS
BARBARA E. NIELSEN, COUNTY CLERK

2007-014400



\$26.00

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OTHER-OTHER Cnt=1 Stn=13 MAILDESK

\$15.00 \$11.00

DOUGLAS COUNTY CLERK



CERTIFICATE PAGE

**DO NOT REMOVE THIS PAGE FROM ORIGINAL
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C.S. File No 67/27-2A

ORIGINAL

ORDINANCE 2007-1072

AN ORDINANCE VACATING A STRIP OF ELM STREET 20' WIDE AND APPROXIMATELY 102' IN LENGTH ADJACENT TO THE SOUTH PROPERTY LINE OF T21 R12 S35CC TL500 AND A 40' PORTION OF RAILROAD AVENUE ADJACENT TO THE WEST PROPERTY.

WHEREAS, due notice has been filed and the date set for a hearing on said petition, has been given for the vacating of unnamed, unimproved public Right-Of-Way, for Elm Street and Railroad Avenue by the publication of a notice in The Umpqua Post, a newspaper of general circulation within the City of Reedsport, said notice having been published by the City Recorder pursuant to an order of the Reedsport City Council, said notice being published on April 15 & 25, 2007; and

WHEREAS, the same notice described above, headed "Notice of Street Vacation", was posted in at least two conspicuous places at or near each end of the proposed vacation not less than 14 days before the date of the hearing; and

WHEREAS, the date set for the hearing of any objection or remonstrance which has been in writing and filed with the City Recorder prior to the time of the hearing which was May 7, 2007 at the hour of 7:00 p.m. in the Council Chambers of the City of Reedsport; and

WHEREAS, the Petition was instituted by Council motion on April 2, 2007 pursuant to ORS 271.130; and

WHEREAS, a public hearing was held on the matter of the Petition and all interested persons were allowed to testify; and

WHEREAS, the Council did find, ascertain and determine that the above recitals were true and that the public interest will not be prejudiced by the vacation of said portion of said street under the terms provided in said Petition.

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

Section 1: That the following described portions of the Elm Street and Railroad Avenue adjacent to T21 R12 S35CC TL500, shall be and hereby is vacated:

Elm Street: Beginning at the Northeast corner of Lot 8, Block 102 Amended Plat of Railroad Addition to Reedsport, Douglas County, Oregon; thence S 70° 18' W 68.44 feet, thence S 6° 52' W 44.24 feet to a point, said point being the True Point of Beginning; thence S 61° 10' E 110.60 feet; thence S28° 50' W 20.00 feet; thence N 61° 10' W 102.53 feet; thence N 6° 52' E 21.57 feet to the True Point of Beginning. Said description is abutting to that portion of Elm Avenue vacated in corrected ordinance #603-A of the City of Reedsport dated August 1,

ORIGINAL

1983.

East Railroad Ave: Beginning at the Northeast corner of Lot 8, Block 102, Amended Plat of Railroad Addition to Reedsport, Douglas County, Oregon. Thence S 70° 18' W 68.44 feet to a point, said point being the True Point of Beginning; thence S 70° 18' W 40.00 feet; thence S 6° 52' W 33.49 feet; thence S 61° 10' E 38.58 feet; thence N 6° 52' E 65.81 feet to the Truce Point of Beginning.

RESERVING, to the City of Reedsport, its heirs and assigns, a perpetual utility easement for all existing utilities in over, under and across the said property, twenty (20) feet in width.

Section 2: The City Recorder shall cause a certified copy of this Ordinance 2007-1072 and the map thereof to be filed with the Douglas County Clerk and the recording cost and cost of preparing and filing the certified copy of the Ordinance and map shall be paid.

Section 3: The City Recorder shall likewise file a copy of this Ordinance 2007-1072 with the Douglas County Assessor and Douglas County Surveyor, with any fees charged therefor to be paid by petitioners.

EFFECTIVE DATE OF ORDINANCE: This Ordinance shall become effective on July 4, 2007.

PASSED BY THE CITY COUNCIL this 4th day of June 2007, by the following vote:


AYES 7

NAYS 0

APPROVED by the Mayor on this 4th day of June 2007.


Mayor Keith Tyrnchuk

ATTEST:


Deanna Schafer, City Recorder

END OF DOCUMENT