

ORDINANCE NO. 175⁹
INTRODUCED BY COMMISSIONER Geo. Rodgers

An ordinance vacating a certain portion of the plat of 2nd Extension of Warrenton, Clatsop County, Oregon, consisting of Blocks 13, 45, 46, 47, 48, 49, 50, 51, 55, 56, 57, 58, 104, 105, 106, 107, 108, 109, 110, 127, 128, 129, 130, 131, and 142; also all of Birch Street, all of Olive Street, all of Lombardy Street, and portions of Jackson Avenue, Monroe Avenue, Madison Avenue, Jefferson Avenue, Adams Avenue, Washington Avenue; and portions of First Street, Second Street, Third Street, Fourth Street, Pine Street, Sycamore Street and Alder Street, all being in the plat of 2nd Extension of Warrenton, Clatsop County, Oregon;

WHEREAS, on the 18th day of Sept, 1924,

Clatsop County, by and through its duly elected, qualified and acting officers, Guy Boyington, County Judge; James Elliott, County Commissioner; William Larson, County Commissioner, filed with the Auditor of the City of Warrenton, Clatsop County, State of Oregon, its petition to have vacated the following described blocks, and streets adjacent thereto, to-wit:

All of blocks 13, 45, 46, 47, 48, 49, 50, 51, 55, 56, 57, 58, 104, 105, 106, 107, 108, 109, 110, 127, 128, 129, 130, 131 and 142; also all of Birch Street, all of Olive Street, all of Lombardy Street, and portions of Jackson Avenue, Monroe Avenue, Madison Avenue, Jefferson Avenue, Adams Avenue, Washington Avenue; and portions of First Street, Second Street, Third Street, Fourth Street, Pine Street, Sycamore Street and Alder Street, in the Plat of 2nd Extension of Warrenton, Clatsop County, Oregon.

WHEREAS, due and legal notice for hearing of said petition was duly given in the manner provided by law by the Auditor of the City of Warrenton by causing to be posted due and legal notices of such hearing at or near each end of said proposed vacation, copies of said notice headed "Notice of Plat and Street Vacation", said notices containing description of property to be vacated, which were and remained posted for more than thirty days before the date of said hearing;

WHEREAS, the said petition was duly advertised and presented to the City Commission on the date named in said notice, which petition duly set forth the particular circumstances of said case and the reason

for said vacation and a distinct description of the property to be vacated and the names of the persons to be particularly affected thereby, and the names of the owners interested and in possession of all the property immediately adjoining or affronting on all sides of all the streets, alleys and avenues in said petition proposed to be vacated, and of all the property that would be particularly affected by such vacation; and that there are no non-consenting owners of property immediately adjoining the streets proposed to be vacated;

WHEREAS, said Plat of 9nd Extension of Warrenton, was, on the 30th day of March, 1897, laid out, platted and recorded by D. K. Warren and Sarah E. Warren, his wife, as an unincorporated town, and the streets, alleys and public highways therein were dedicated for the use of the public in said town plat or unincorporated town, and the map or plat thereof was duly recorded in the office of the County Clerk of Clatsop County, Oregon, on the 30th day of March, 1897, in Book 3, Pages 50 and 51, Records of Town Plats of Clatsop County, Oregon, reference to which is hereby made;

WHEREAS, Birch Street is a street in said plat extending southerly from the north line of said plat, and that Clive Street is a street in said plat extending southerly from the north line of said plat and is 80 feet wide, that said Lombardy Street is a street in said plat extending southerly from the north line of said plat and is 90 feet wide; Alder Street is a street in said plat extending southerly from the north line of said plat and is 80 feet wide; Sycamore Street is a street in said plat extending southerly from the north line of said plat and is 80 feet wide; Pine Street is a street in said plat extending southerly from the north line of said plat and is 80 feet wide; that Jackson Avenue is an avenue in said plat extending north-easterly from the north line of said plat and is 70 feet wide, that Monroe Avenue is an avenue in said plat extending north-easterly from the west line of said plat to the west line of Jay Street and is 70 feet wide; that Madison Avenue is an avenue in said plat extending south-easterly from

the west line of said plat and is 70 feet wide; Jefferson Avenue is an Avenue in said plat extending south-easterly from the west line of said plat and is 70 feet wide; Adams Avenue is an Avenue in said plat extending south-easterly from the west line of said plat and is 70 feet wide; Washington Avenue is an Avenue in said plat extending south-easterly from the west line of said plat and is 70 feet wide; First Street is a street in said plat running south-easterly from the west line of said plat and is 60 feet wide; Second Street is a street in said plat running south-easterly from the west line of said plat and is 60 feet wide; Third Street is a street in said plat extending south-easterly from the west line of said plat and is 60 feet wide; Fourth Street is a street in said plat running south-easterly from the west line of said plat and is 60 feet wide; and the parts of said streets, Avenues and strips which are proposed to be vacated are those parts of said Avenues, streets and strips described as follows, to-wit:

All unnumbered strips along the west boundary of said plat, all unnumbered strips along the north line of said plat from the west boundary thereof to the west boundary of Alder Street in said plat; all of Birch Street, all of Olive Street, all of Lombard Street, that part of Alder Street running south-easterly from the south line of Adams Avenue, that part of Superior Street running south-easterly from the south line of Adams Avenue, that part of Pine Street running south-easterly from the south line of Adams Avenue, that part of Jackson Avenue running south-easterly from the north boundary of said plat to the west line of Alder Street, that part of Monroe Avenue running south-easterly from the west boundary line of said plat to the west line of Alder Street, that part of Madison Avenue running south-easterly from the west line of said plat to the west line of Alder Street, that part of Jefferson Avenue running south-easterly from the west line of Alder Street, that part of Adams Avenue running south-easterly from the west line of said plat to the west line of Alder Street; that part of Washington Avenue running south-easterly from the west line of said plat to the west line of Oak Street; that part of First Street running south-easterly from the west line of said plat to the west line of Oak Street; that part of Second Street running south-easterly from the west line of said plat to the west line of Oak Street, that part of Third Street running south-easterly from the west line of said plat to the west line of Oak Street, that part of Fourth Street running south-easterly from the west line of said plat to the west line of Oak Street, all in 2nd Extension of Warrenton, Clatsop County, Oregon;

WHEREAS, the boundaries of the tract proposed to be vacated are as follows, to-wit:

Beginning at the Northwest corner of the W. Wallace D.L.O.; which is the Northwest corner of the 2nd Extension of Warrenton, an addition to Clatsop County, as laid out and recorded by D. H. Warren and Sarah E. Warren on March 20, 1887;

thence North 89° 50' 30" East to the intersection of the north line of said addition with the west line of Alder Street, produced northerly;

thence southerly along the west line of Alder Street to a point on the south line of Adams Street, which point is the northeast corner of Block 107 in said addition;

thence easterly along the South line of Adams Street to a point on the west line of Oak Street, which point is the northeast corner of Block 104;

thence southerly along the west line of Oak Street to a point on the south line of Fourth Street, where said west line of Oak Street, produced southerly, intersects the south line of Fourth Street; thence westerly along the south line of Fourth Street to the southwest corner of said addition;

thence North 0° 36' 30" East along the west line of the E. H. Wallace D.L.C. to the point of beginning;

all being in and Extension of Warrenton, City of Warrenton, Clatsop County, Oregon.

That all of blocks numbered 18, 45, 46, 47, 48, 49, 50, 51, 55, 56, 57, 58, 104, 105, 106, 107, 108, 109, 110, 107, 108, 120, 130, 101 and 143, and parts of avenues and alleys proposed to be vacated are contained within the boundaries above set forth;

Whereas, the petitioner is the owner of all of the lots, blocks and property abutting and bordering upon, adjacent to and immediately adjoining that part of said streets, avenues and alleys proposed to be vacated, and are the only parties owning lots, blocks or property within said boundaries and bordering upon said streets and avenues and portions of said streets and avenues contained within said boundaries, and is the only party interested in said vacation; and

Whereas, the public interest will not be prejudiced by the said vacation prayed for, and that the charters and ordinances of the City of Warrenton pertaining to the vacation of streets and plats have in all respects been complied with;

Now, Therefore, the City of Warrenton does ordain as follows:

Section I: That blocks 18, 45, 46, 47, 48, 49, 50, 51, 55, 56, 57, 58, 104, 105, 106, 107, 108, 109, 110, 107, 108, 120, 130, 101 and 143, Plat of 2nd Extension of Warrenton, Clatsop County, Oregon, as laid out and recorded by D. K. Warren and Sarah E. Warren, his wife, on the 50th day of March, 1897, in Book 5, Pages 20 and 21, Records of Town Plats of Clatsop County, Oregon, be and the same is hereby vacated.

Section II: That all of Birch Street, all of Olive Street, all of Lombardy Street, that part of Alder Street running south-westerly from the south line of Adams Avenue, that part of Sycamore Street running south-westerly from the south line of Adams Avenue, that part of Sycamore Street running south-westerly from the south line of Adams Avenue, that part of Pine Street running south-westerly from the south line of Adams Avenue, that part of Jackson Avenue running south-easterly from the north boundary of said plat to the west line of Alder Street, that part of Lombardy Avenue running south-easterly from the west boundary line of said plat to the west line of Alder Street, that part of Madison Avenue running south-easterly from the west line of said plat to the west line of Alder Street, that part of Jefferson Avenue running south-easterly from the west line of Alder Street, that part of Adams Avenue running south-easterly from the west line of said plat to the west line of Alder Street; that part of Washington Avenue running south-easterly from the west line of said plat to the west line of Oak Street; that part of First Street running south-easterly from the west line of said plat to the west line of Oak Street, that part of Second Street running south-easterly from the west line of said plat to the west line of Oak Street, that part of Third Street running south-easterly from the west line of said plat to the west line of Oak Street, that part of Fourth Street running south-easterly from the west line of said plat to the west line of Oak Street; and all unnumbered strips along the west boundary of said plat, all unnumbered strips along the north line of said plat from the west boundary thereof to the west boundary of Alder Street in said plat of the 2nd Extension of Warrenton, Clatsop County, Oregon, as laid out and recorded by D. K. Warren and Sarah B. Warren, his wife, on the 20th day of March, 1897, and recorded in Book 3, Pages 80 and 81, records of Town Plats of Clatsop County, Oregon; and which streets, avenues and unnumbered strips bordering upon the blocks above vacated be, and the same are hereby vacated and vested in Clatsop County, the owner of all of the blocks bordering upon said streets, avenues and unnumbered strips in the Plat of 2nd Extension of Warrenton, as laid out and recorded by D. K. Warren and Sarah B. Warren, his wife, on the 20th day

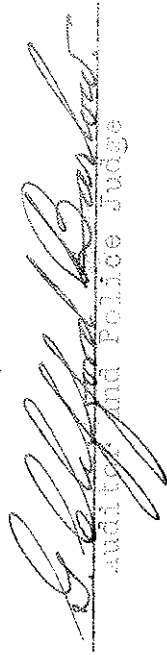
of Karch, 1907, and recorded in book 5, Pages 20 and 21, Records of Town Plats of Clatsop County, Oregon, and included within the boundaries more particularly heretofore described.

Section III: That the petitioner herein shall record a certified copy of this ordinance with the County Clerk of Clatsop County, Oregon, and thereafter, upon the payment of the sum of \$2.50 by said petitioner to the Surveyor of Clatsop County, Oregon, said Surveyor shall be hereby authorized to trace upon the original plat of said ~~plotted~~ 2nd Extension to ~~hereon~~ with red ink the portion of said plat so vacated and write thereon the word "Vacated" and making a notation thereon of the recording of this ordinance.

Passed by the City Commission this 20th day of Nov, 1934.

Mayor

Attest:



Auditor and Police Judge