

ORDINANCE NO. 327 A

Introduced by Commissioner Noel Rawls

AN ORDINANCE, VACATING THAT PART OF THE PLAT KNOWN AS BLOCK 8, FLAVEL, CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON AND ALL OF THE ALLEYWAYS IN THIS BLOCK AND THAT PART OF THE PLAT KNOWN AS LOTS 1 TO 16 INCLUSIVE, BLOCK 13, FLAVEL, CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON AND THE ALLEYWAY IN BLOCK 13 SEPARATING THE NORTH AND SOUTH HALF OF BLOCK 13 AND THAT PART OF THE STREETS IN FLAVEL KNOWN AS OHIO AVENUE FROM THE NORTH LINE OF CLATSOP STREET TO THE SOUTH LINE OF MULTNOMAH STREET IN FLAVEL, CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON AND THAT PART OF MULTNOMAH STREET FROM THE WEST LINE OF OHIO AVENUE EXTENDED NORTH TO THE NORTH LINE OF MULTNOMAH STREET, THENCE EAST TO THE WEST LINE OF PENNSYLVANIA AVENUE EXTENDED NORTH TO THE NORTH LINE OF MULTNOMAH STREET AND CLACKAMAS STREET FROM THE EAST LINE OF OHIO AVENUE EAST TO THE WEST LINE OF PENNSYLVANIA AVENUE AND THE ALLEYWAY BETWEEN THE NORTH AND SOUTH HALF OF BLOCK 8 AND THE ALLEYWAY BETWEEN THE NORTH AND SOUTH HALF OF BLOCK 13, FLAVEL, CITY OF WARRENTON, COUNTY OF CLATSOP, STATE OF OREGON.

WHEREAS, Eben H. Carruthers filed a Petition with the City Auditor and Police Judge asking for the vacation of that part of the plat known as Block 8, Flavel, City of Warrenton, County of Clatsop, State of Oregon and all of the alleyways in this block and for the vacation of that part of the plat known as Lots 1 to 16 inclusive, Block 13, Flavel, City of Warrenton, County of Clatsop, State of Oregon and the alleyway in Block 13 separating the North and South half of Block 13 and for the vacation of that part of the streets in Flavel known as Ohio Avenue from the North line of Clatsop Street to the South line of Multnomah Street in Flavel, City of Warrenton, County of Clatsop, State of Oregon and that part of Multnomah Street from the West line of Ohio Avenue extended North to the North line of Multnomah Street, thence East to the West line of Pennsylvania Avenue extended North to the North line of Multnomah Street and Clackamas Street from the East line of Ohio Avenue East to the West line of Pennsylvania Avenue and the alleyway between the North and South half of Block 8 and the alleyway between the North and South half of Block 13, all being in Flavel, City of Warrenton, County of Clatsop, State of Oregon, and

WHEREAS, the Petitioner is interested in the above described real property and said Petition has been presented to the City Auditor and Police Judge who has examined said Petition and found it sufficient; and

WHEREAS, said Petition was presented to the City Commission of the City of Warrenton on January 18, 1954, who found no reason manifestly existing why said Petition should not be allowed in whole or in part and by Resolution fixed the time for a formal hearing upon said Petition as March 1, 1954, at the hour of 7:30 o'clock P.M. of said day, at the City Hall of the City of Warrenton, at Warrenton, Oregon, and

WHEREAS, due notice of the time and place of this hearing was given as by law required, and as set out in the Affidavit of the City Auditor and Police Judge, E. R. Baldwin, which was filed by him, and

WHEREAS, said formal hearing was held at the appointed time and place and the Petition and objections thereto were heard by the City Commission who ascertained and determined that the consent of the owners of the requisite area had been obtained and that notice had

been duly given and that the public interest of the City of Warrenton would not be prejudiced by the vacation of that part of the plat and of that part of the streets in the plat described herein and which the petitioners ask to be vacated and these matters having been determined in favor of the Petitioner by the City Commission;

NOW THEREFORE THE CITY OF WARRENTON DOES ORDAIN AS FOLLOWS:

Section 1. That that part of the plat known as Block 8, Flavel, City of Warrenton, County of Clatsop, State of Oregon and all of the alleyways in this block and that part of the plat known as Lots 1 to 16 inclusive, Block 13, Flavel, City of Warrenton, County of Clatsop, State of Oregon and the alleyway in Block 13 separating the North and South half of Block 13 and that part of the streets in Flavel known as Ohio Avenue from the North line of Clatsop Street to the South line of Multnomah Street in Flavel, City of Warrenton, County of Clatsop, State of Oregon and that part of Multnomah Street from the West line of Ohio Avenue extended North to the North line of Multnomah Street, thence East to the West Line of Pennsylvania Avenue extended North to the North line of Multnomah Street and Clackamas Street from the East line of Ohio Avenue East to the West line of Pennsylvania Avenue and the alleyway between the North and South half of Block 8 and the alleyway between the North and South half of Block 13, all being in Flavel, City of Warrenton, County of Clatsop, State of Oregon, be and the same are hereby vacated, and that said vacation of said part of the plat and said parts of said streets and alleys in the plat is hereby made a matter of record, but is hereby expressly provided that the Petitioner shall forthwith pay into the City Treasury the cost of obtaining the necessary changes on the public records so as to indicate as required by law such vacation, and it is hereby provided that the City Auditor and Police Judge shall file with the County Clerk of Clatsop County, State of Oregon, a certified copy of this ordinance and file with the County Assessor and the County Surveyor a certified copy of this ordinance. Nothing contained herein shall cause or require the removal or abandonment of any sewer, water main, conduit of any kind, wires, poles, or any other thing used or intended to be used for any public service, and the right is hereby reserved to maintain, continue, repair, reconstruct, renew, replace, rebuild and/or enlarge any and all such things.

Passed by the City Commission of the City of Warrenton, State of Oregon, this 1st day of March, 1954.

Submitted and approved by the Mayor of the City of Warrenton, State of Oregon, this 1st day of March, 1954.

Harold Gramson



Mayor

ATTEST:

E. R. Baldwin

  
Auditor and Police Judge

STATE OF OREGON            )  
                                  ) ss.  
County of Clatsop        )

I, E. R. Baldwin, City Auditor and Police Judge and custodian of all the City Records of the City of Warrenton, State of Oregon, do hereby certify that the foregoing copy of an Ordinance vacating that part of the plat known as Block 8, Flavel, City of Warrenton, County of Clatsop, State of Oregon and all of the alleyways in this block and vacating that part of the plat known as Lots 1 to 16 inclusive, Block 13, Flavel, City of Warrenton, County of Clatsop,

State of Oregon and the alleyway in Block 13 separating the North and South half of Block 13 and vacating that part of the streets in Flavel known as Ohio Avenue from the North line of Clatsop Street to the South line of Multnomah Street in Flavel, City of Warrenton, County of Clatsop, State of Oregon and that part of Multnomah Street from the west line of Ohio Avenue extended North to the North line of Multnomah Street, thence East to the West line of Pennsylvania Avenue extended North to the North line of Multnomah Street and Clackamas Street from the East line of Ohio Avenue East to the West line of Pennsylvania Avenue and the alleyway between the North and South half of Block 8 and the alleyway between the North and South half of Block 13, all being in Flavel, City of Warrenton, County of Clatsop, State of Oregon has been compared by me with the original, and that it is a correct transcript therefrom, and of the whole of such original Ordinance as the same appears of record in my office and in my custody.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the City of Warrenton, Oregon, this 1 day of March, 1954.

  
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City Auditor and Police Judge

(SEAL)