

A BILL FOR AN ORDINANCE VACATING AN ) ORDINANCE BILL NO. 25  
 EASEMENT BETWEEN AND ON LOTS 5 AND 6 ) For 1990  
 OF BLOCK 1, JODY PLACE, FULTON AND )  
 KAUFFMAN REPLAT OF VAUGHN LANE ACRES ) ORDINANCE NO. 2090  
 AND DECLARING AN EMERGENCY. )

WHEREAS, the City of Lebanon has initiated vacation proceedings pursuant to the provisions of ORS 271.130 for an easement between and on Lots 5 and 6 of Block 1, Jody Place, Fulton and Kauffman Replat of Vaughn Lane Acres, more particularly described as follows:

Beginning at a point South 89°56'35" East approximately 74 feet and North 0°29' East approximately 103 feet from the Northwest corner of Lot 3, Block 2 as described in the Aspen Park boundary description in Township 12 South, Range 2 West of the Willamette Meridian in Linn County, Oregon; thence South 37°46' West 134.34 feet along the centerline of a 10 foot easement; and.

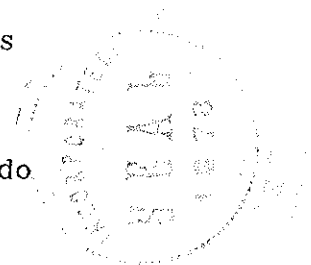
WHEREAS, the Council for the City of Lebanon has conducted a public hearing on December 12, 1990, having duly considered the testimony of interested persons and the general public; and

WHEREAS, the City Council finds that notice has been duly given, that the consent of the owners of the requisite area has been obtained, and

WHEREAS, the City Council has determined that the public interests will not be prejudiced by the vacation of such easement; and

WHEREAS, the City Recording Officer has filed in the office of the City Recording Officer a certificate showing that all city liens and all taxes have been paid on the lands covered by the portion to be vacated;

NOW, THEREFORE, the people of the City of Lebanon do ordain as follows:



**Section 1.** An easement between and on Lots 5 and 6 of Block 1, Jody Place, Fulton and Kauffman Replat of Vaughn Lane Acres, more particularly described as follows:

Beginning at a point South 89°56'35" East approximately 74 feet and North 0°29' East approximately 103 feet from the Northwest corner of Lot 3, Block 2 as described in the Aspen Park boundary description in Township 12 South, Range 2 West of the Willamette Meridian in Linn County, Oregon; thence South 37°46' West 134.34 feet along the centerline of a 10 foot easement; and

is hereby declared vacated.

**Section 2.** A certified copy of this Ordinance vacating the above-described easement on any map in regard thereto shall be filed for record with the County Clerk for Linn County.

**Section 3.** A certified copy of this Ordinance shall be also filed with the County Assessor and the County Surveyor for the County of Linn.

**Section 4.** Inasmuch as the provisions of this Ordinance are necessary for the immediate preservation of the peace, health, and safety of the people of the City of Lebanon, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council of the City of Lebanon by a vote of 5 for and 0 against, and approved by the Mayor this 12th day of December, 1990.

*Robert G. Smith*  
MAYOR

ATTEST:

*Joseph DeWidell*  
City Recorder

