

A BILL FOR AN ORDINANCE VACATING A)
PORTION OF NORTH MAIN STREET RIGHT-)
OF-WAY BETWEEN THE SANTIAM HIGHWAY)
AND MARY STREET AND DECLARING AN)
EMERGENCY.)

ORDINANCE BILL NO. 20
For 1994
ORDINANCE NO. 2161

WHEREAS, the City of Lebanon has initiated vacation proceedings pursuant to the provisions of ORS 271.130 for a portion of North Main Street right-of-way between the Santiam Highway and Mary Street, more particularly described as follows:

A parcel of land located within the existing 60 foot wide right-of-way of North Main Street that is adjacent to that LEATHERS LIMITED PARTNERSHIP Tract, hereinafter referred to as the Leathers Tract, described by deed recorded in Microfilm Volume 679, Page 571 of the Linn County Deed Records on January 28, 1994, said parcel being more particularly described as follows:

Beginning at the southwesterly corner of said Leathers Tract, which point is on the easterly right-of-way line of said North Main Street; thence North 0°08'00" East, along the westerly line of said Leathers Tract, 221.10 feet; thence South 81°23'13" West 8.23 feet; thence South 00°02'42" West 219.86 feet to a point that is on the westerly extension of the south line of said Leathers Tract; thence South 89°57'00" East, along the extension of said south line, 7.80 feet to the Point of Beginning. Containing 1757 square feet of land, more or less.

WHEREAS, the Council for the City of Lebanon has conducted a public hearing on December 14, 1994, 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 portion of North Main Street;

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. A portion of North Main Street right-of-way between the Santiam Highway and Mary Street, more particularly described as follows:

A parcel of land located within the existing 60 foot wide right-of-way of North Main Street that is adjacent to that LEATHERS LIMITED PARTNERSHIP Tract, hereinafter referred to as the Leathers Tract, described by deed recorded in Microfilm Volume 679, Page 571 of the Linn County Deed Records on January 28, 1994, said parcel being more particularly described as follows:

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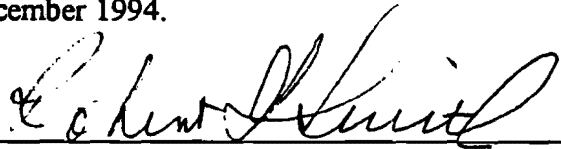
This is hereby declared vacated.

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

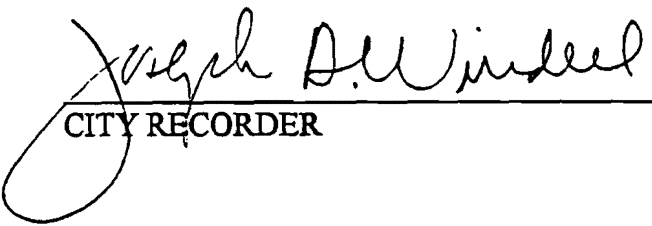
Section 3. A certified copy of this Ordinance shall be also filed with the County Assessor and the County Surveyor for the County of Linn.

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 4 for and 0 against, and approved by the Mayor this 14th day of December 1994.


MAYOR

ATTEST:

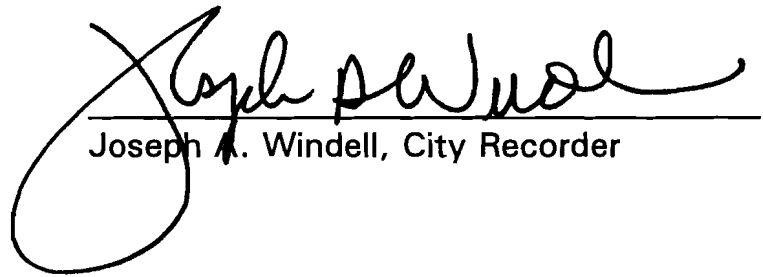

CITY RECORDER

CERTIFICATION OF TRUE COPY

I, JOSEPH A. WINDELL, City Recorder for the City of Lebanon, State of Oregon, certify that I have compared the foregoing copy with the original of record in my office, and the attached is a true copy of said original.

I further certify that Robert G. Smith, whose signature appears on the original of said document, is and was at the time of signing, the Mayor of the City of Lebanon.

Dated this 6TH day of October, 1996.


Joseph A. Windell, City Recorder

STATE OF OREGON
County of Linn

I hereby certify that the attached was received and duly recorded by me in Linn County records.

STEVE DRUCKENMILLER
Linn County Clerk

By RV, Deputy

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R 15
S 10
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MF 839
PAGE 648

8:30 O'clock a.m.

25

DEC 03 1996