

A BILL FOR AN ORDINANCE VACATING A)	ORDINANCE BILL NO. <u>13</u>
DRAINAGE EASEMENT BETWEEN THE)	For 1996
SANTIAM HIGHWAY AND DIVISION WAY)	
AND DECLARING AN EMERGENCY.)	ORDINANCE NO. <u>2190</u>

WHEREAS, as a result of petition from abutting property owners, the City of Lebanon has initiated vacation proceedings for a drainage easement between the Santiam Highway and Division Way, more particularly described as follows:

A parcel of land lying in Block 1 and Block 2 of Alvin Subdivision situated in T 12 S, R 2 W, WM, Linn County, Oregon, the said parcel being that portion of said Blocks land 2 included in a strip of land 25 ft. in width, the Easterly line of said strip being described as follows: Beginning at Engineer's Station 837+54.79 on the center line of the Santiam Highway, said Station being 76.35 ft. N and 25.22 ft. W of the most Northerly corner of Lot 6 of said Block 1; thence S 20°08' W, 240.53 ft; the S 42°06' W, 332.91 ft; thence S 29°14' W, 115.61 ft; thence S 58°18' W, 257.97 ft; thence S 74°30' W, 201.76 ft to a point, which point is 33.14 ft. South and 15.78 ft. West of the NW corner of Lot 18 of the Horn Subdivision in T 12 S, R 2 W, WM.

WHEREAS, the Council for the City of Lebanon has conducted a public hearing on November 13, 1996, 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 drainage 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. A portion of a drainage easement between the Santiam Highway and Division Way, more particularly described as follows:

A parcel of land lying in Block 1 and Block 2 of Alvin Subdivision situated in T 12 S, R 2 W, WM, Linn County, Oregon, the said parcel being that portion of said Blocks land 2 included in a strip of land 25 ft. in width, the Easterly line of said strip being described as follows: Beginning at Engineer's Station 837+54.79 on the center line of the Santiam

✓ After Recording Return to: City of Lebanon, Public Works Dept.
925 Main St., Lebanon, OR 97355

Highway, said Station being 76.35 ft. N and 25.22 ft. W of the most Northerly corner of Lot 6 of said Block 1; thence S 20°08' W, 240.53 ft; the S 42°06' W, 332.91 ft; thence S 29°14' W, 115.61 ft; thence S 58°18' W, 257.97 ft; thence S 74°30' W, 201.76 ft to a point, which point is 33.14 ft. South and 15.78 ft. West of the NW corner of Lot 18 of the Horn Subdivision in T 12 S, R 2 W, WM.

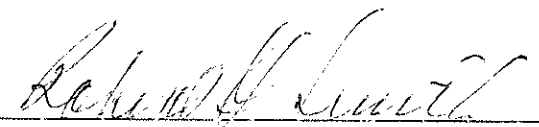
is hereby declared vacated.


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 4 for and 0 against, and approved by the Mayor this 13th day of November 1996.


MAYOR

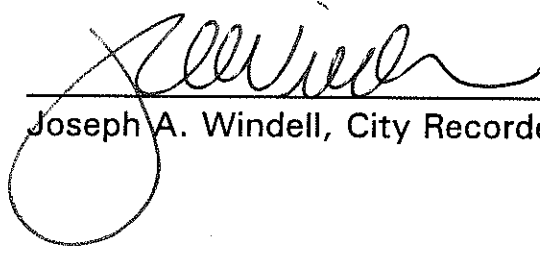
ATTEST:

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 06 day of January, 1996.7




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 , Deputy

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MF 850
PAGE 996

8:30 O'clock a.m.

25
FEB 05 1997