

A BILL FOR AN ORDINANCE VACATING A)
PUBLIC ALLEY LOCATED EAST OF SOUTH)
FIFTH STREET BETWEEN WEST ROSE AND)
WEST ASH STREETS AND DECLARING AN)
EMERGENCY.)

ORDINANCE BILL NO. 13
For 1997

ORDINANCE NO. 2208

WHEREAS, as a result of petition from abutting property owners, the City of Lebanon has initiated vacation proceedings for a public alley east of South Fifth Street between West Rose and West Ash Streets, more particularly described as follows:

A strip of land 12.80 feet of even width more particularly described as follows:

Beginning at the northwest corner of Lot 4, Block 4 of Smith's First Addition to the City of Lebanon in Section 10, Township 12 South, Range 2 West of the Willamette Meridian, Linn County, Oregon; thence easterly, along the north line of said Lot 4, 165 feet to a point on the easterly boundary line of said Smith's First Addition, said point also being the northeast corner of said Lot 4; thence northerly, along said easterly boundary line, 12.8 feet to the southeast corner of Lot 3, of said Block 4; thence westerly along the south line of Lots 1, 2 and 3 of said Block 4, 165 feet to a point on the easterly right-of-way of 5th Street, said point also being the southwest corner of said Lot 1; thence southerly, along said easterly right-of-way 12.8 feet to the point of beginning.

WHEREAS, the Council for the City of Lebanon has conducted a public hearing on July 23, 1997, 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 public alley, 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 public alley east of South Fifth Street between West Rose and West Ash Streets, more particularly described as follows:

✓ AFTER RECORDING RETURN TO:

City of Lebanon
Public Works
925 S. Main Street
Lebanon, OR 97355

A strip of land 12.80 feet of even width more particularly described as follows:

Beginning at the northwest corner of Lot 4, Block 4 of Smith's First Addition to the City of Lebanon in Section 10, Township 12 South, Range 2 West of the Willamette Meridian, Linn County, Oregon; thence easterly, along the north line of said Lot 4, 165 feet to a point on the easterly boundary line of said Smith's First Addition, said point also being the northeast corner of said Lot 4; thence northerly, along said easterly boundary line, 12.8 feet to the southeast corner of Lot 3, of said Block 4; thence westerly along the south line of Lots 1, 2 and 3 of said Block 4, 165 feet to a point on the easterly right-of-way of 5th Street, said point also being the southwest corner of said Lot 1; thence southerly, along said easterly right-of-way 12.8 feet to the point of beginning.

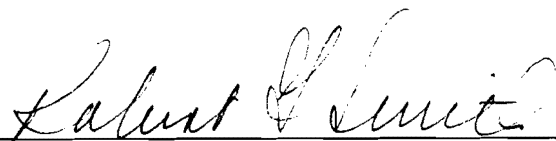
is hereby declared vacated.


Section 2. A certified copy of this Ordinance vacating the above-described public alley 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.

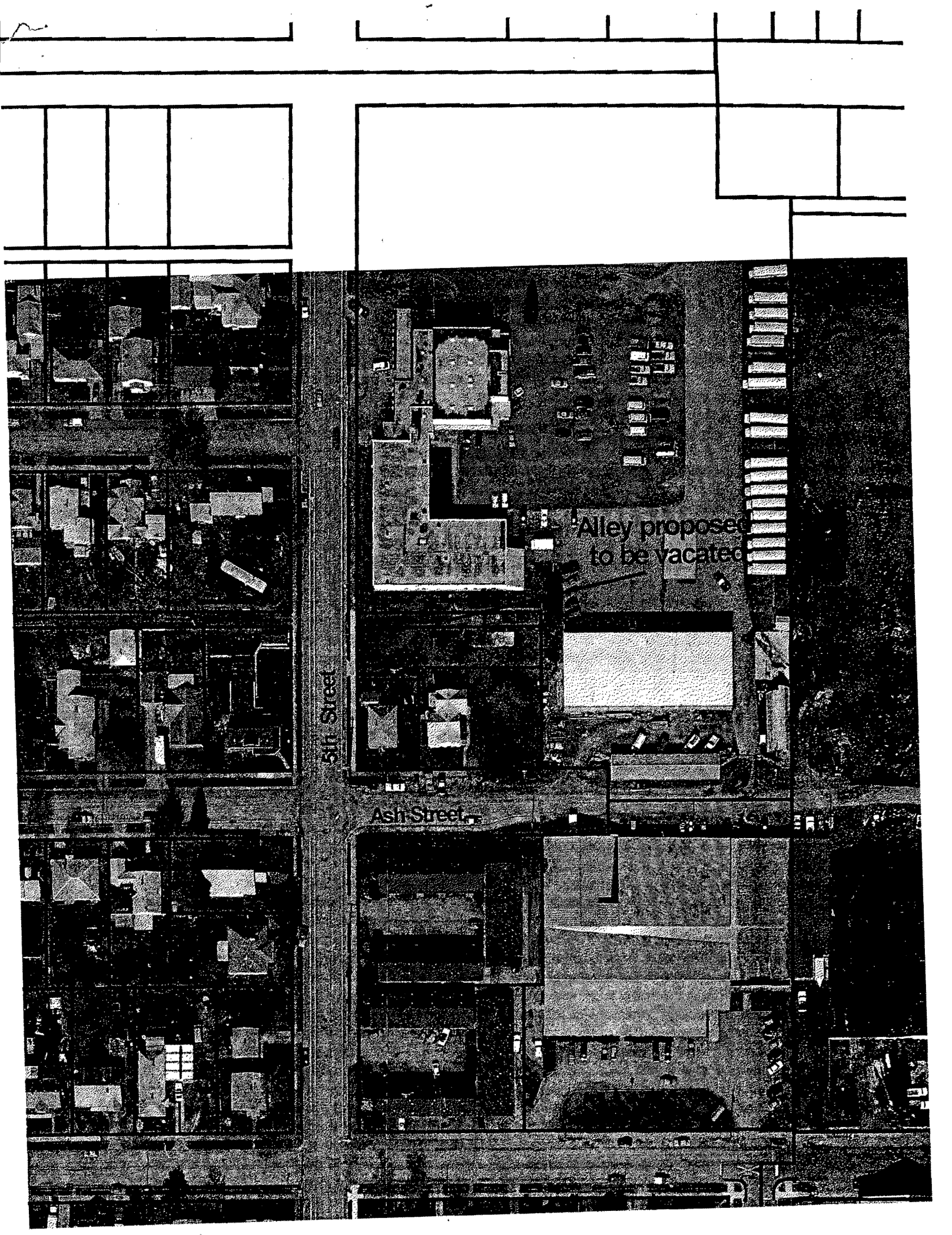
Section 4. Inasmuch as the provisions of this Ordinance are necessary for the immediate preservation of the peace, health, and safety of the people of the City of Lebanon, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect immediately upon its passage by the 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 23rd day of July 1997.


MAYOR

ATTEST: 
CITY RECORDER

I hereby certify that I am the City Recorder for the City of Lebanon, State of Oregon; that the foregoing is a full, true, correct copy of the original; and that Robert G. Smith, whose signature appears on the original document, was at the time of signing the Mayor of the City of Lebanon.

Joseph A. Windell, City Recorder



5th Street

Ash Street

Alley proposed
to be vacated

STATE OF OREGON
County of Linn

M
R 15
S 70
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8:30 O'clock a.m.

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

AUG 06 1997

STEVE DRUCKENMILLER
Linn County Clerk

MF 885

By RJ, Deputy

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