

A BILL FOR AN ORDINANCE)
VACATING RAILROAD SPUR)
EASEMENT)

ORDINANCE BILL NO. 13
For 2002
ORDINANCE NO. 2300

WHEREAS, as a result of petition from abutting property owners, the City of Lebanon has initiated vacation proceedings for a railroad easement, more particularly described as follows:

An easement on a strip of land 20.00 feet in width being 10.00 feet on each side of, when measured at right angles to, the center line hereof, and described as follows:

Commencing at a point which is South 231.83 feet and East 252.82 feet from the Northeast corner of Block 2 of Wassom's Addition to the City of Lebanon, in Section 10, Township 12 South, Range 2 West, W.M. Linn County, Oregon and being on the Easterly right-of-way of the Santiam Highway (U.S. Highway No. 20); thence South 89°38'58" East 289.21 feet to a point on the arc of a circular curve concave to the Northwest; thence Easterly and Northeasterly along the arc of said curve having for its elements a radius of 303.70 feet and a central angle of 70°13'02" for 372.19 feet to the point of tangency which is the true point of beginning. Thence continuing Northerly along the arc of a compound curvature of a circular curve concave to the West, said curve having for its elements a radius of 617.80 feet and a central angle 18°11'24" for 196.14 feet to the point of tangency; thence North 02°10'49" East 111.49 feet to the terminus of this segment of the herein described centerline.

WHEREAS, the Council for the City of Lebanon has conducted a public hearing on May 22, 2002, 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;

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

After recording please return to:
City of Lebanon
Public Works Administration
925 Main Street, Lebanon, OR 97355

Section 1. Railroad spur, more particularly described as follows:

An easement on a strip of land 20.00 feet in width being 10.00 feet on each side of, when measured at right angles to, the center line hereof, and described as follows:

Commencing at a point which is South 231.83 feet and East 252.82 feet from the Northeast corner of Block 2 of Wassom's Addition to the City of Lebanon, in Section 10, Township 12 South, Range 2 West, W.M. Linn County, Oregon and being on the Easterly right-of-way of the Santiam Highway (U.S. Highway No. 20); thence South $89^{\circ}38'58''$ East 289.21 feet to a point on the arc of a circular curve concave to the Northwest; thence Easterly and Northeasterly along the arc of said curve having for its elements a radius of 303.70 feet and a central angle of $70^{\circ}13'02''$ for 372.19 feet to the point of tangency which is the true point of beginning. Thence continuing Northerly along the arc of a compound curvature of a circular curve concave to the West, said curve having for its elements a radius of 617.80 feet and a central angle $18^{\circ}11'24''$ for 196.14 feet to the point of tangency; thence North $02^{\circ}10'49''$ East 111.49 feet to the terminus of this segment of the herein described centerline.

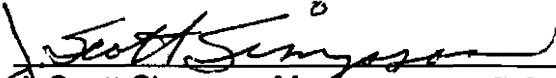
is hereby declared vacated.

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.

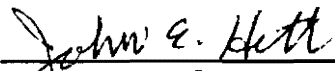
Section 3. A certified copy of this Ordinance shall be also filed with the County Assessor and the County Surveyor for the County of Linn.

Section 4. This Ordinance shall be in full force and effect thirty (30) days after the date this ordinance is signed and approved by the City Council and the Mayor.

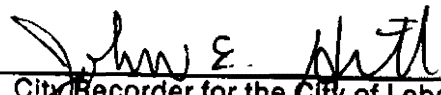
Passed by the Council by a vote of 6 for and 0 against and approved by the Mayor this
22nd day of May, 2002.

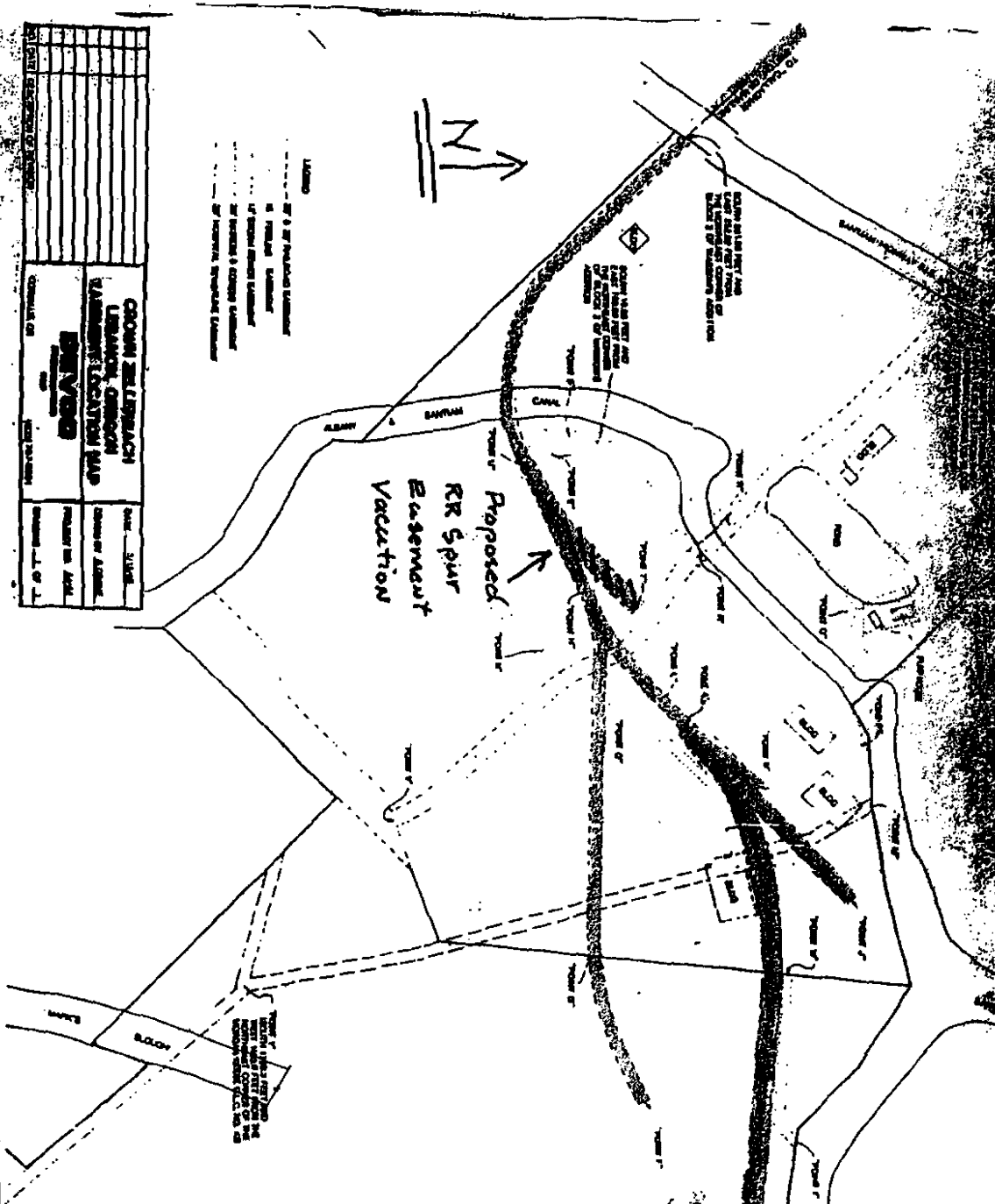

J. Scott Simpson, Mayor
Ken Toombs, Council President

ATTEST:


John E. Hitt, City Recorder

I certify that I have compared the foregoing
copy with the original of record in our office
and this is a true and exact copy.


City Recorder for the City of Lebanon



CROWN BELLEVUE LIMBACH, OSWEGO MANAGEMENT ASSOCIATION		DATE: 5/15/86
PREPARED BY: DEL W. RILEY		APPROVED BY: DEL W. RILEY
DRAWN BY: J. J. J.		DATE: 5/15/86

ENTERED MAY 15 1986

At 8: A O'clock a.m.
DEL W. RILEY
Line County Clerk

STATE OF OREGON
County of Linn

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

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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 BAM, Deputy

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S 10
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MF 1303

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JUN 18 2002
9:03 am