

**A BILL FOR AN ORDINANCE VACATING
STORM DRAINAGE UTILITY EASEMENT
ON STOLTZ HILL ROAD**

) **ORDINANCE BILL NO. 2021-10**
)
) **ORDINANCE NO. 2966**
)

WHEREAS, as result of petition, the City of Lebanon has initiated vacation proceedings for a public utility easement, more particularly described as follows:



Beginning at a 5/8" iron rod at the most Easterly Southeast corner of Parcel 2, Partition Plat 2020-38, Linn County Book of Partition Plats, in the Northwest Quarter of Section 15, Township 12 South, Range 2 West of the Willamette Meridian, City of Lebanon, Linn County, Oregon; thence along the South line of said Parcel 2 the following three calls: South 87°30'39" West 10.32 feet to a 5/8" iron rod; North 02°21'31" West 5.07 feet to a 5/8" iron rod; South 87°40'31" West 29.13 feet; thence North 31°16'18" East 4.29 feet; thence North 09°25'52" West 171.89 feet; thence North 04°04'35" West 47.40 feet; thence North 20°37'22" West 169.29 feet; thence North 13°47'32" West 129.09 feet; thence North 05°04'36" West 38.39 feet; thence North 02°38'38" East 70.72 feet to a 5/8" iron rod at the most Easterly Southeast corner of Parcel 3, Partition Plat 2020-38; thence along the East line of said Parcel 3 the following two calls: North 12°11'49" East 161.88 feet to a 5/8" iron rod; North 03°08'46" East 200.23 feet to a 5/8" iron rod at the Northwest corner of said Parcel 2; thence North 89°34'06" East 112.09 feet to a 5/8" iron rod at the Northeast corner thereof; thence South 00°07'43" East 975.67 feet to the Point of Beginning and containing 2.50 acres, more or less. See attached Exhibit "A"; and

WHEREAS, on July 14, 2021, the Council for the City of Lebanon conducted a public hearing, 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 owner of the requisite area has been obtained; and

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

After Recording Return to:
City Recorder's Office
City of Lebanon
925 S. Main Street
Lebanon, OR 97355

LINN COUNTY, OREGON	2021-21098
E-REL	
Cnt=1 Stn=10130 COUNTER	09/03/2021 10:28:31 AM
\$25.00 \$11.00 \$60.00 \$19.00 \$10.00	\$125.00
	
00418358202100210980050053	
I, Steve Druckenmiller, County Clerk for Linn County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.	
Steve Druckenmiller - County Clerk	

NOW, THEREFORE, the City of Lebanon ordains as follows:

Section 1. Public utility easement, more particularly described as follows:

Beginning at a 5/8" iron rod at the most Easterly Southeast corner of Parcel 2, Partition Plat 2020-38, Linn County Book of Partition Plats, in the Northwest Quarter of Section 15, Township 12 South, Range 2 West of the Willamette Meridian, City of Lebanon, Linn County, Oregon; thence along the South line of said Parcel 2 the following three calls: South 87°30'39" West 10.32 feet to a 5/8" iron rod; North 02°21'31" West 5.07 feet to a 5/8" iron rod; South 87°40'31" West 29.13 feet; thence North 31°16'18" East 4.29 feet; thence North 09°25'52" West 171.89 feet; thence North 04°04'35" West 47.40 feet; thence North 20°37'22" West 169.29 feet; thence North 13°47'32" West 129.09 feet; thence North 05°04'36" West 38.39 feet; thence North 02°38'38" East 70.72 feet to a 5/8" iron rod at the most Easterly Southeast corner of Parcel 3, Partition Plat 2020-38; thence along the East line of said Parcel 3 the following two calls: North 12°11'49" East 161.88 feet to a 5/8" iron rod; North 03°08'46" East 200.23 feet to a 5/8" iron rod at the Northwest corner of said Parcel 2; thence North 89°34'06" East 112.09 feet to a 5/8" iron rod at the Northeast corner thereof; thence South 00°07'43" East 975.67 feet to the Point of Beginning and containing 2.50 acres, more or less. See attached Exhibit "A". 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 filed with County Assessor and the County Surveyor for the County of Linn.

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


Passed by the Lebanon City Council by a vote of 4 for and 0 against and approved by the Mayor this 14th day of July 2021.

CITY OF LEBANON, OREGON



Paul R. Aziz, Mayor
Jason Bolen, Council President

Attested:



Kim Scheafer, MMC, City Recorder

Exhibit A

Beginning at a 5/8" iron rod at the most Easterly Southeast corner of Parcel 2, Partition Plat 2020-38, Linn County Book of Partition Plats, in the Northwest Quarter of Section 15, Township 12 South, Range 2 West of the Willamette Meridian, City of Lebanon, Linn County, Oregon; thence along the South line of said Parcel 2 the following three calls: South 87°30'39" West 10.32 feet to a 5/8" iron rod; North 02°21'31" West 5.07 feet to a 5/8" iron rod; South 87°40'31" West 29.13 feet; thence North 31°16'18" East 4.29 feet; thence North 09°25'52" West 171.89 feet; thence North 04°04'35" West 47.40 feet; thence North 20°37'22" West 169.29 feet; thence North 13°47'32" West 129.09 feet; thence North 05°04'36" West 38.39 feet; thence North 02°38'38" East 70.72 feet to a 5/8" iron rod at the most Easterly Southeast corner of Parcel 3, Partition Plat 2020-38; thence along the East line of said Parcel 3 the following two calls: North 12°11'49" East 161.88 feet to a 5/8" iron rod; North 03°08'46" East 200.23 feet to a 5/8" iron rod at the Northwest corner of said Parcel 2; thence North 89°34'06" East 112.09 feet to a 5/8" iron rod at the Northeast corner thereof; thence South 00°07'43" East 975.67 feet to the Point of Beginning and containing 2.50 acres, more or less.

EXHIBIT B



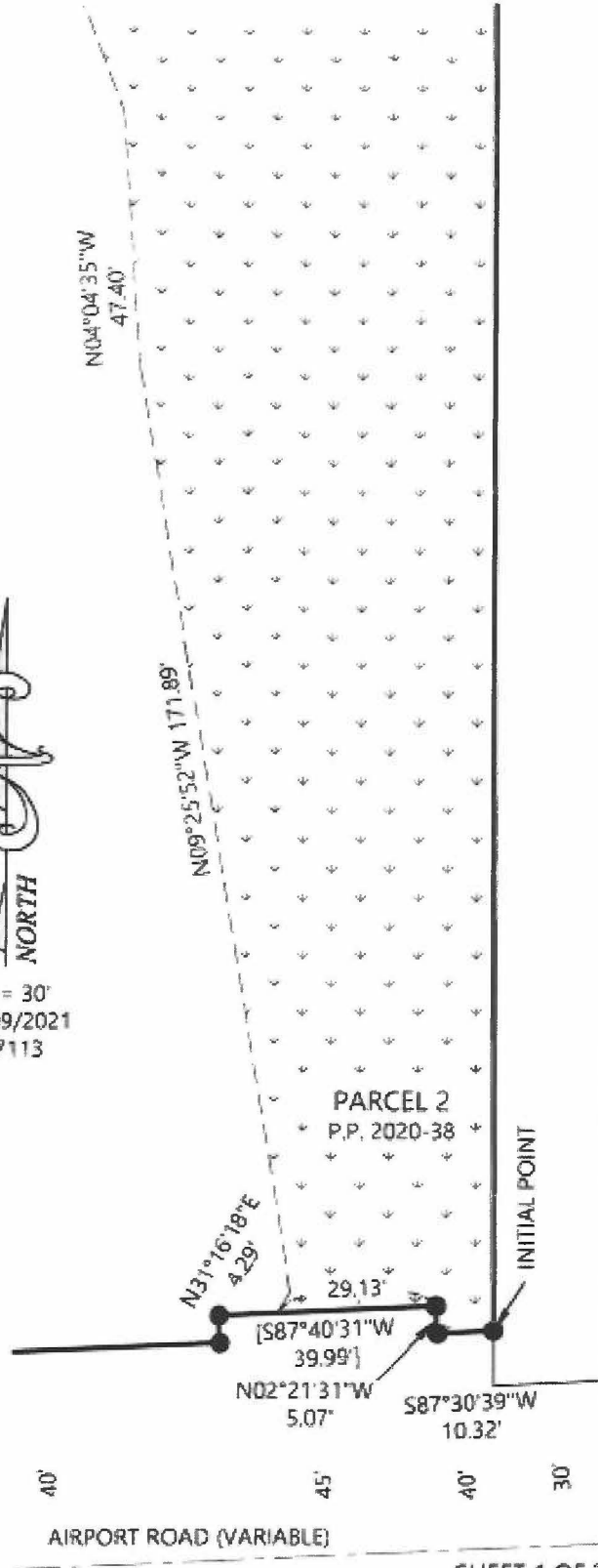
1" = 30'
06/09/2021
#7113

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
JULY 14, 2020
LEO LITOWICH
91070

RENEWS: 12-31-2022
BY:

MULTI/TECH ENGINEERING SERVICES, INC.
1155 13TH ST. S.E. SALEM, OREGON 97302
503-363-9227



SHEET 1 OF 2

PARCEL 1
PARTITION PLAT 2014-07
N89°34'06"E 390.94'

PARCEL 3
2.16 ACRES

PARCEL 2
3.61 ACRES

PARCEL 1
1.42 ACRES



1" = 80'
06/09/2021
#7113

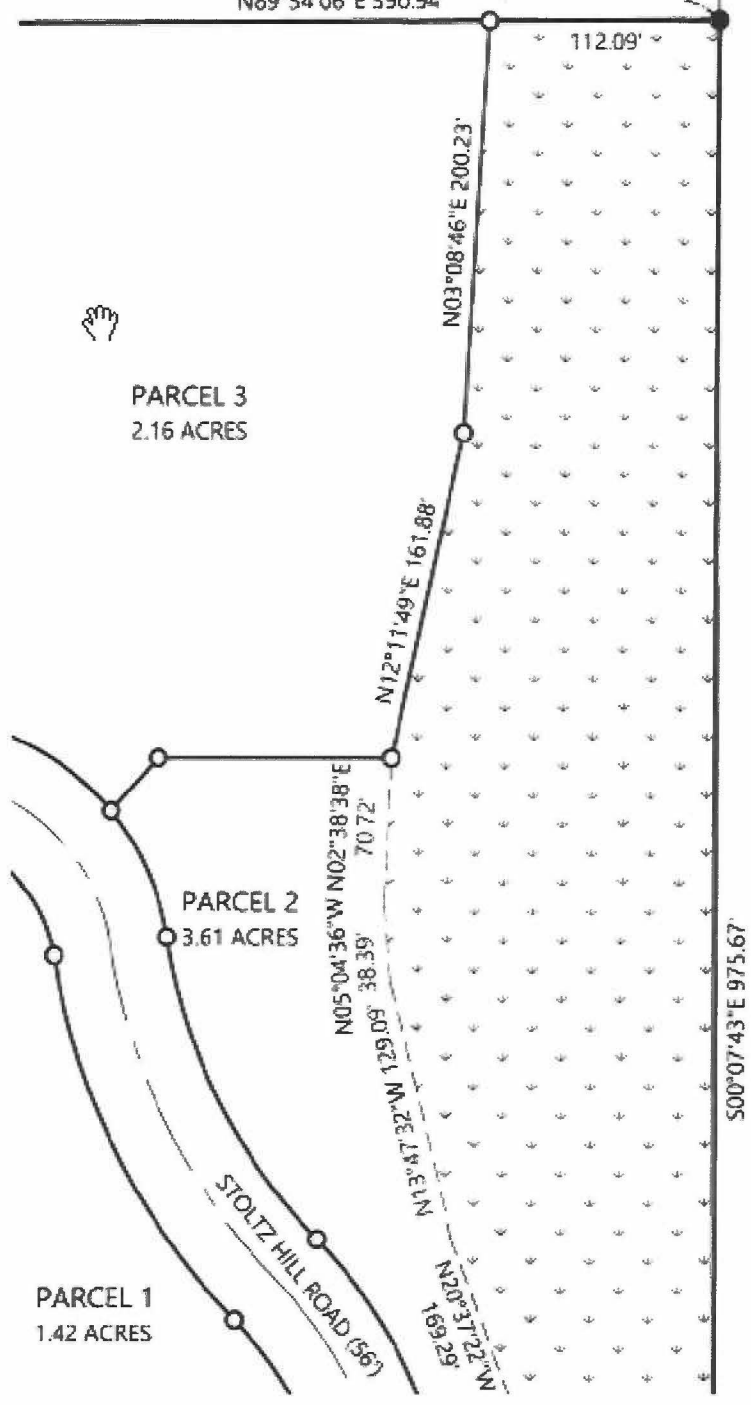
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SHEET 2 OF 2