



**RESOLUTION 2008-046**

**A RESOLUTION TO DIRECT STAFF TO PREPARE AN ORDINANCE TO VACATE THE RIGHT-OF-WAY AND AN ASSOCIATED PUBLIC UTILITY EASEMENT ON 15760 SW DIVISION STREET**

**WHEREAS**, The City has an interest in seeing the orphan right-of-way (ROW) and public utility easement (PUE) vacated to provide for wise development of this property; and

**WHEREAS**, previous ROW was established and then subsequently vacated in 1969 on two adjacent lots per City Ordinance 69-589; and

**WHEREAS**, the PUE was established during the partitioning of the property into 3 lots; and

**WHEREAS**, no utilities have been placed in the new PUE; and

**WHEREAS**, the owner requests that the City vacate the ROW and PUE to provide for wise development of the property.

**NOW, THEREFORE, THE CITY OF SHERWOOD RESOLVES AS FOLLOWS:**

**Section 1:** By approval of this Resolution, Staff is hereby directed to draft an Ordinance and perform appropriate public notice to enact the vacation of the existing right-of-way and public utility easement as identified in the attached descriptions.

**Section 2:** This Resolution is and shall be effective from and after its passage by the City Council.

**Duly passed by the City Council this 15<sup>th</sup> day of July 2008.**

  
Keith S. Mays, Mayor

ATTEST:

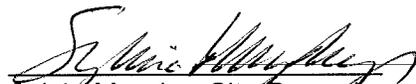
  
Sylvia Murphy, City Recorder

Exhibit A – Legal description and map, 1pg  
Exhibit B – Location Map, 1pg  
Exhibit C – Tax Lot Map of Area, 1pg

# EXHIBIT 'A'

## LEGAL DESCRIPTIONS FOR VACATIONS

A PORTION OF PARCEL 3, PARTITION PLAT NO. 2008-003, LOCATED IN THE NE 1/4 OF THE SW 1/4 OF SECTION 32, TOWNSHIP 2 SOUTH, RANGE 1 WEST, WILLAMETTE MERIDIAN IN THE CITY OF SHERWOOD, WASHINGTON COUNTY, OREGON

MAY 9, 2008

### PUBLIC UTILITY EASEMENT PER PARTITION PLAT NO. 2008-03

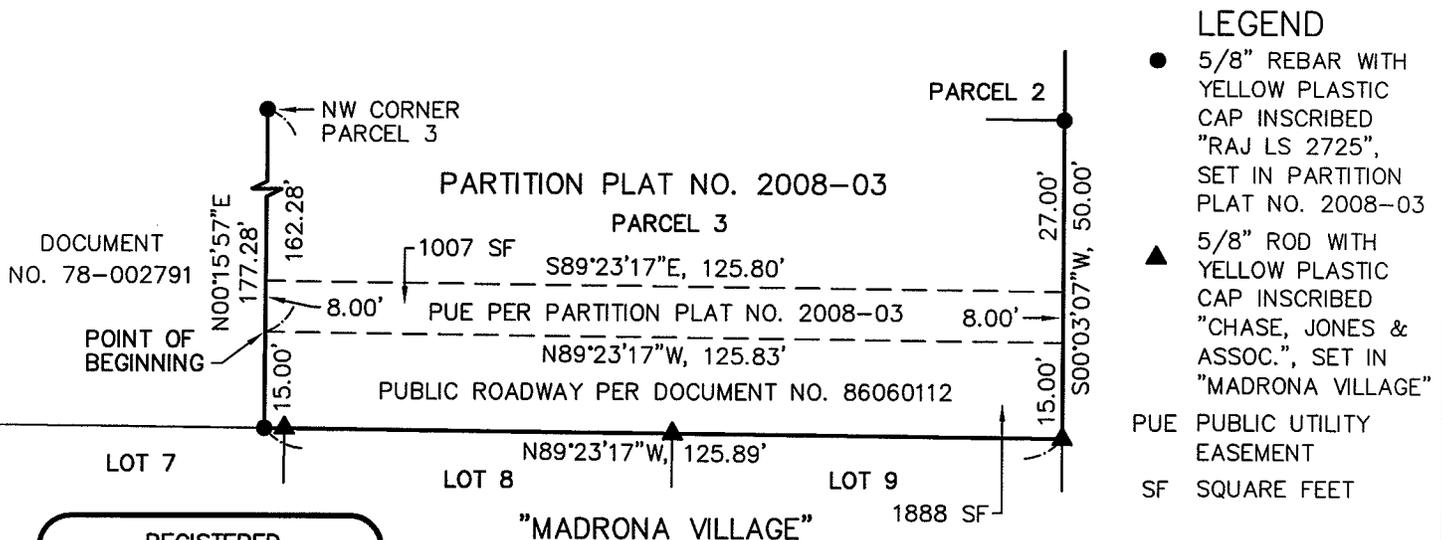
A PORTION OF PARCEL 3, PARTITION PLAT NO. 2008-03, WASHINGTON COUNTY PLAT RECORDS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE OF SAID PARCEL 3, SAID POINT BEARS N00°15'57"E, 15.00 FEET FROM A 5/8" IRON REBAR WITH YELLOW PLASTIC CAP INSCRIBED "RAJ LS 2725" AT THE SOUTHWEST CORNER OF SAID PARCEL 3; THENCE N00°15'57"E ALONG THE WEST LINE OF SAID PARCEL 3, 8.00 FEET; THENCE S89°23'17"E, 125.80 FEET TO THE EAST LINE OF SAID PARCEL 3; THENCE S00°03'07"W ALONG SAID EAST LINE, 8.00 FEET, SAID POINT BEARS N00°03'07"E, 15.00 FEET FROM A 5/8" IRON REBAR WITH YELLOW PLASTIC CAP INSCRIBED "RAJ LS 2725" AT THE SOUTHWEST CORNER OF SAID PARCEL 3; THENCE N89°23'17"W 125.83 FEET TO THE POINT OF BEGINNING. THE LAND DESCRIBED ABOVE CONTAINS 1007 SQUARE FEET, MORE OR LESS, AND IS SUBJECT TO AND TOGETHER WITH ALL EASEMENTS AND RESERVATIONS OF RECORD.

### PUBLIC ROADWAY PER DOCUMENT NO. 86060112

A PORTION OF PARCEL 3, PARTITION PLAT NO. 2008-03, WASHINGTON COUNTY PLAT RECORDS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE OF SAID PARCEL 3, SAID POINT BEARS S00°15'57"W, 162.28 FEET FROM A 5/8" IRON REBAR WITH YELLOW PLASTIC CAP INSCRIBED "RAJ LS 2725" AT THE NORTHWEST CORNER OF SAID PARCEL 3; THENCE S89°23'17"E, 125.83 FEET TO THE EAST LINE OF SAID PARCEL 3; THENCE S00°03'07"W ALONG SAID EAST LINE, 15.00 FEET TO A 5/8" IRON REBAR WITH YELLOW PLASTIC CAP INSCRIBED "RAJ LS 2725" AT THE SOUTHWEST CORNER OF SAID PARCEL 3; THENCE N89°23'17"W ALONG THE SOUTH LINE OF SAID PARCEL 3, 125.89 FEET TO A 5/8" IRON REBAR WITH YELLOW PLASTIC CAP INSCRIBED "RAJ LS 2725" AT THE SOUTHWEST CORNER OF SAID PARCEL 3; THENCE N00°15'57"E 15.00 FEET TO THE POINT OF BEGINNING. THE LAND DESCRIBED ABOVE CONTAINS 1888 SQUARE FEET, MORE OR LESS, AND IS SUBJECT TO AND TOGETHER WITH ALL EASEMENTS AND RESERVATIONS OF RECORD.

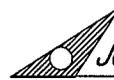
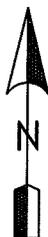


REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Robert Alan Johnson*

OREGON  
JULY 25, 1995  
ROBERT ALAN JOHNSON  
#2725

EXPIRES 6/30/09



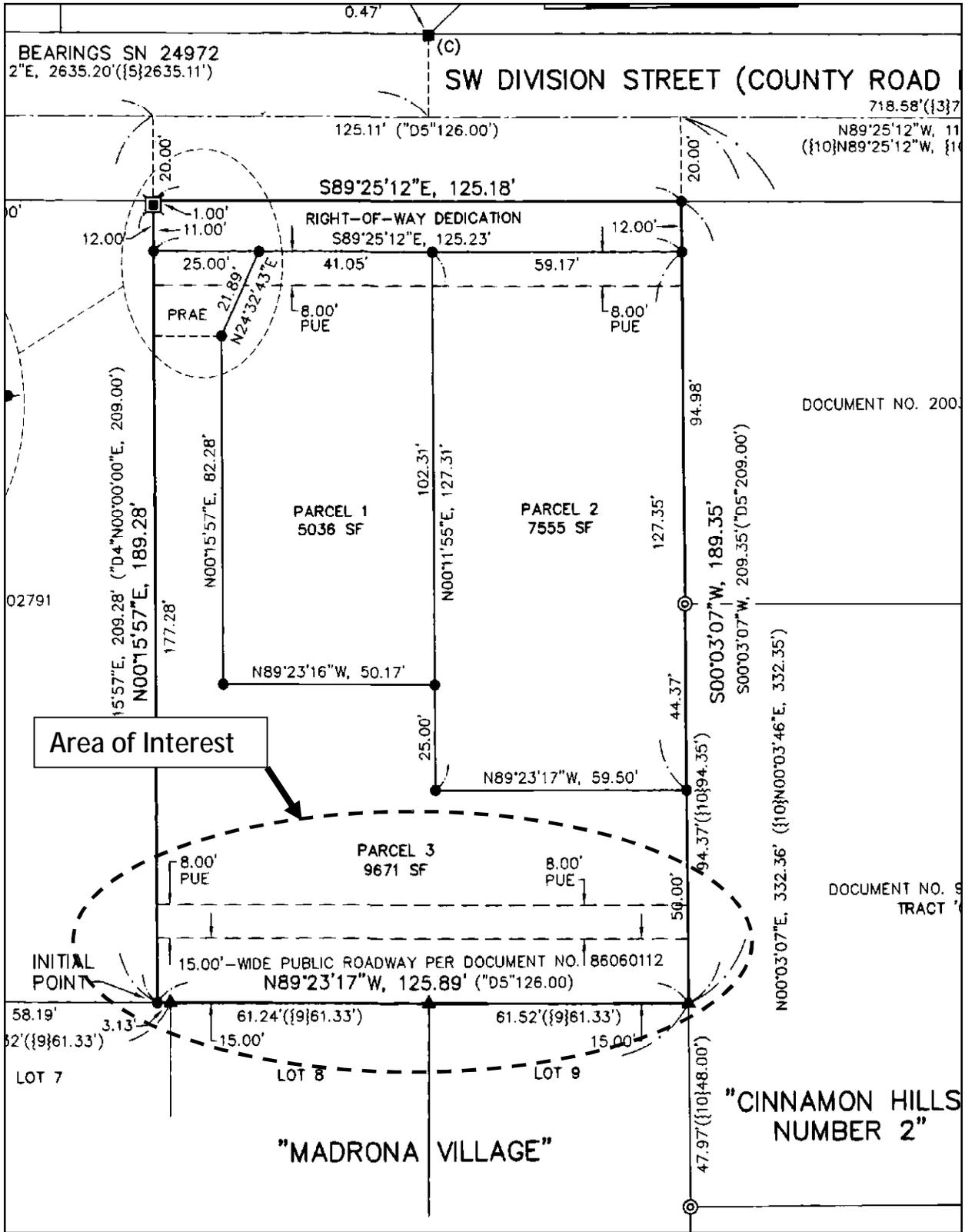
JOHNSON LAND SURVEYING, INC.

10185 SW HOODVIEW DR, TIGARD, OR 97224

(503)639-7919, FAX(503)670-9050

jsurvey@verizon.net

# Exhibit B



# NE 1/4 SW 1/4 SECTION 32 T2S R1W WM.

2S | 32CA

WASHINGTON COUNTY OREGON

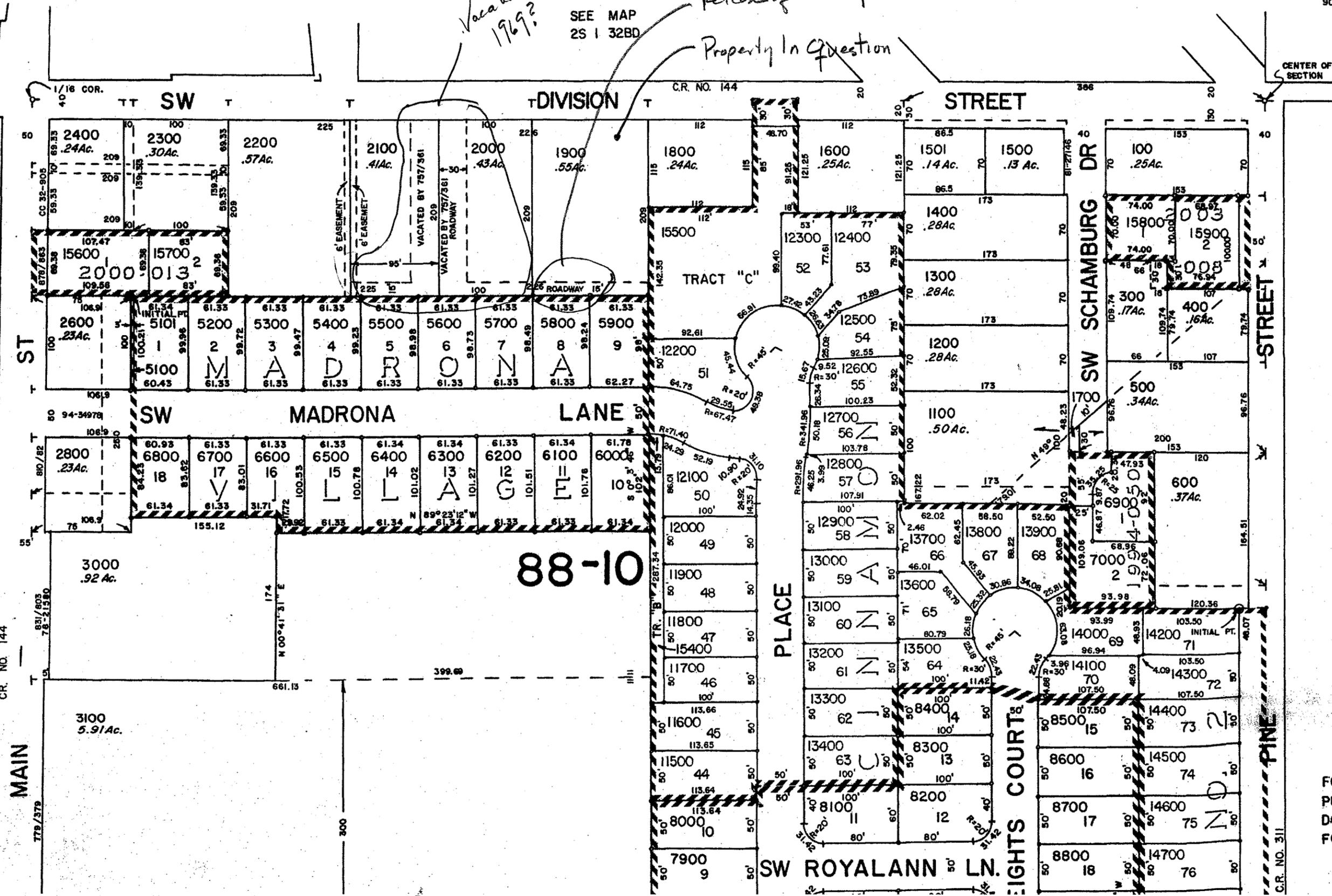
SCALE 1"=100'

CANCELLED TAX LOTS  
2900, 3001, 2700, 3002, 700,  
900, 2500, 200,

SEE MAP  
2S | 32BD

*Vacated in  
1969?*

*Release of Row requested  
Property in question*



SEE MAP  
2S | 32D

FOR ASSESSMENT  
PURPOSES ONLY  
DO NOT RELY ON  
FOR ANY OTHER USE