

Amended by
Ord 84-808

CITY OF SHERWOOD

ORDINANCE NO. 806

AN ORDINANCE MAKING FINDINGS AND VACATING A PORTION OF MURDOCK ROAD IN THE CITY OF SHERWOOD, WASHINGTON COUNTY, OREGON

WHEREAS, the City Council did, by motion passed April 25, 1984 initiate proceedings to vacate a portion of Murdock Road, pursuant to ORS 271.130; and

WHEREAS, pursuant to due and legal notice given to interested persons and affected owners, a hearing was held by the City Council on June 13, 1984 whereat the council considered any and all written remonstrances and any and all other objections to the proposed vacation;

NOW, THEREFORE, THE CITY OF SHERWOOD DOES ORDAIN AS FOLLOWS:

Section 1. The City Council finds:

(a) That the notice of hearing given regarding the proposed vacation of a portion of Murdock Road, hereinafter more particularly described, was legal and proper.

(b) That the owners of a majority of the area affected, computed on the basis provided in ORS 271.080, (the land lying on either side of the portion of the street to be vacated and extending laterally to the next street that serves as a parallel street, but in any case not to exceed 200 feet, and the land for a like lateral distance on either side of the street for 400 feet along its course beyond each terminus of the part to be vacated) have not objected thereto in writing.

(c) That the vacation will not substantially affect the market value of the abutting properties, and no abutting owner has objected thereto in writing.

(d) That there will be no prejudice to the public good, health, or safety by reason of the proposed vacation, said vacation being only of a strip of right of way in excess of that necessary for the construction and maintenance of Murdock Road as an improved public street.

Section 2. The following described, unopened, unused, and undeveloped portion of Murdock Road be and the same is hereby vacated.

A tract of land situated in the Northeast one-quarter of Section 32, Township 2 South, Range 1 West of the Willmette Meridian in the City of Sherwood, Washington County, Oregon, more particularly described as follows:

Commencing at an iron rod at the southeast corner of Block 4 of the duly recorded plat of Sherwood Acres; thence North $52^{\circ}00'15''$ East along the southeasterly line of that certain tract conveyed to Archie Campbell et ux. by deed recorded in Book 129, Page er1, Washington County Deed Records, 179.00 feet; thence South $37^{\circ}59'45''$ East 95.75 feet to an iron rod; thence South $86^{\circ}16'45''$ East 536.38 feet to a point on the West line of Murdock Road; thence North $86^{\circ}13'00''$ West 5.01 feet to a point that is 35.00 feet westerly from the centerline of Murdock Road; when measured at right angles, and the point of beginning of the tract herein to be described; thence South $0^{\circ}07'30''$ West, parallel with the

centerline of Murdock Road, 130.82 feet to a point on the North line of that easement recorded September 20, 1972 in Book 888, Page 492; thence North $86^{\circ}13'00''$ West along said North line 10.02 feet; thence North $0^{\circ}07'30''$ East, 130.82 feet; thence South $86^{\circ}13'00''$, East 10.02 feet to the point of beginning.

A sketch of the area to be vacated is attached hereto as Exhibit A.

Section 3. This ordinance shall be effective on and after the 31st day after its passage by the City Council and approval by the Mayor. The City Recorder shall, upon its approval by the Mayor, cause certified copies of same to be sent to the County Recorder of Washington County, the Washington County Assessor, and the Washington County Surveyor, as required by ORS 271.150.

PASSED:

By the council by UNANIMOUS vote of all council members present, after being read by caption three times, this 13 day of June, 1984.

Polly Blankenbaker
Polly Blankenbaker, City Recorder

APPROVED:

By the Mayor this 15th day of June, 1984.

Mary L. Tobias
Mary Tobias, Mayor