

**CITY OF SHERWOOD  
Ordinance No. 98-1063**

**AN ORDINANCE AMENDING ORDINANCE 98-1050 TO CORRECT THE LEGAL DESCRIPTION OF VACATED PROPERTY AND DECLARING AN EMERGENCY.**

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**WHEREAS**, the City Council passed Ordinance 98-1050 on May 12, 1998, in order to vacate a portion of Sunset Boulevard that is no longer needed for public use; and

**WHEREAS**, due to a scrivener's error the legal description of the of the property to be vacated is inaccurate and cannot be recorded by Washington County; and

**WHEREAS**, the City Council wishes to amend Ordinance 98-1050 to correct this legal description.

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

**Section 1. Road Vacation.** The legal description of the property to be vacated in Section 1 of Ordinance 98-1050 is amended as follows:

A portion of land within the tract of land described in deed to Rodney M. Loewer and Gina M. Loewer, husband and wife and recorded on May 28, 1997 in Document Number 97-48848, Washington County Recorder within the southeast one quarter of the southeast one quarter of Section 32, Township 2 South, Range 1 West of the Willamette Meridian, Washington County, Oregon.

The boundary of said portion is more particularly described as follows:

Beginning at the northeast corner of the plat of "Charles Burck Heights", a duly recorded plat, Washington County Plat Records;

Thence N 00°21'02" W, 16.76 feet along the northerly extension of the easterly boundary of said plat of "Charles Burck Heights" to an angle point;

Thence N 89°16'39" E, 42.35 feet to the point of curvature of a curve concave to the southwest having a radius of 565.00 feet;

Thence southeasterly along said curve through a central angle of  $05^{\circ}33'21''$  (the long chord of which bears  $S 87^{\circ}56'40'' E$ , 54.77 feet) 54.79 feet to the easterly right of way of C.R. No. 341 (Sunset Boulevard);

Thence  $S 35^{\circ}19'39'' E$ , 493.89 feet along said easterly right of way of C.R. No. 341 to a point on the west right of way of C.R. No. 2257 (S.W. Murdock Road) and said west right of way being 30.00 feet westerly and parallel with the centerline of said county road and said point being on a non-tangent curve concave to the east having a radius of 1462.39 feet;

Thence southerly along said curve through a central angle of  $03^{\circ}57'16''$  (the long chord of which bears  $S 11^{\circ}58'30'' E$ , 100.91 feet) 100.93 feet to the southerly right of way of said C.R. No. 341 (Sunset Boulevard);

Thence leaving said westerly right of way of C.R. No. 2257 (S.W. Murdock Road)  $N 35^{\circ}19'39'' E$ , 522.94 feet along said southerly right of way of C.R. No. 341 (Sunset Boulevard) to an angle point in the "as-traveled" right of way of said C.R. No. 341 (Sunset Boulevard);

Thence  $N 46^{\circ}20'17'' W$ , 47.80 feet along said "as-traveled" right of way of said C.R. No. 341 (Sunset Boulevard) to an angle point in the "as-traveled" right of way of said C.R. No. 341 (Sunset Boulevard);

Thence  $N 55^{\circ}46'08'' W$ , 35.07 feet along said "as-traveled" right of way of said C.R. No. 341 (Sunset Boulevard) to an angle point in the "as-traveled" right of way of said C.R. No. 341 (Sunset Boulevard);

Thence  $N 79^{\circ}29'39'' W$ , 38.19 feet along the southerly right of way of said C.R. No. 341 (Sunset Boulevard) to the point of beginning.

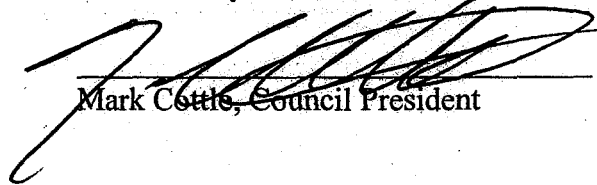
The basis of bearing for this description is Survey Number 25981 filed in Washington County Surveyor's Office.

Contains 23,937 square feet or 0.55 acres more or less. Tax Lot 100, Map 2S 1 32DD

**Section 2. Map.** A map of the proposed vacation is attached and made a part of this Ordinance.

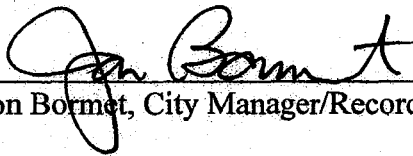
**Section 3.** Because the City Council wishes to avoid further delay in the recording of this right of way vacation, an emergency is hereby declared to exist and this Ordinance shall be effective upon its approval and adoption by the City Council and Mayor

DULY PASSED BY THE CITY COUNCIL this 13th day of October, 1998.



Mark Cottle, Council President

Attest:



Jon Bormet, City Manager/Recorder

	<u>AYE</u>	<u>NAY</u>
Boyle	<u>Absent</u>	<u>    </u>
Cottle	<u>✓</u>	<u>    </u>
Krause	<u>✓</u>	<u>    </u>
Patterson	<u>✓</u>	<u>    </u>
Heironimus	<u>✓</u>	<u>    </u>