

BILL
ORDINANCE NO. 20 FOR 1983

ORDINANCE NO. 901

AN ORDINANCE VACATING PORTIONS OF SECOND AVENUE, NANDINA STREET AND THE PLAT OF SCHOLL'S ADDITION TO FOSTER IN LINN COUNTY, OREGON; PROVIDING FOR STATUTORY PROCEDURE TO BE FOLLOWED; AND DECLARING AN EMERGENCY

WHEREAS, Leonard R. Hanshew, Elizabeth J. Hanshew, Frank R. Eckles and Joyce E. Eckles filed petitions with the City Council to initiate these vacation proceedings, and the City has had notices published and posted, all as required by ORS Chapter 271, and

WHEREAS, the City Council held the public hearing on June 16, 1983, in accordance with said notice and no objections have been received to the proposed vacation;

NOW, THEREFORE, THE CITY OF SWEET HOME DOES ORDAIN:

Section 1. Those portions of Second Avenue, Nandina Street and the Plat of Scholl's Addition to Foster, in Linn County, Oregon, all situated in the City of Sweet Home, Linn County, Oregon, described as follows:

- (1) That portion of the Plat of Scholl's Addition to Foster in Linn County, Oregon, described as follows:

Lots 8, 9, 10 and 11, Block 10; and Lots 4, 5 and 6, Block 12; Scholl's Addition to Foster, in Linn County, Oregon.

- (2) That portion of Second Avenue, situated in the City of Sweet Home, Linn County, Oregon, described as follows:

Beginning at the Southeast corner of Lot 8, Block 10, Scholl's Addition to Foster, Linn County; thence West-erly on the South line of said Block 10 to the South-west corner of Lot 11, Block 10, of said Scholl's Addition; thence Southerly to the Northwest corner of Lot 4, Block 12, of said Scholl's Addition; thence Easterly along the North line of said Block 12 to the Northeast corner of Lot 6, Block 12, of said Scholl's Addition; thence Northerly to the point of beginning.

- (3) That portion of Nandina Street, situated in the City of Sweet Home, Linn County, Oregon, described as follows:

Beginning at the Northwest corner of Lot 9, Block 13, Scholl's Addition to Foster, Linn County, Oregon; thence Northerly on the same bearing to the South line of Lot 9, Block 12, of said Scholl's Addition; thence Easterly on the South line of said Lot 9 to the South-west Right of Way line of Second Avenue; thence South-easterly on said right of way line to the North line of Lot 11, Block 13, of said Scholl's Addition; thence on the North line of Lots 11, 10 and 9, Block 13 of said Scholl's Addition, to the point of beginning.

shall be and is hereby vacated, as provided by ORS Chapter 271,

with title to said vacated streets to attach to the lands bordering on such area in equal portions as provided by ORS Chapter 271; provided, however, that the City of Sweet Home retains an easement, being 20.0 feet of even width and being 10.0 on either side of the center line and extending the length of that portion of Nandina Street hereinabove described, to construct, maintain, replace, reconstruct and/or remove a sewer pipeline or pipelines and appurtenances, and the right of ingress and egress on the easement for said purposes.

Section 2. The City Recorder shall file with the County Recorder a certified copy of this ordinance, with copies also filed with the County Assessor and County Surveyor, as required by ORS 271.150.

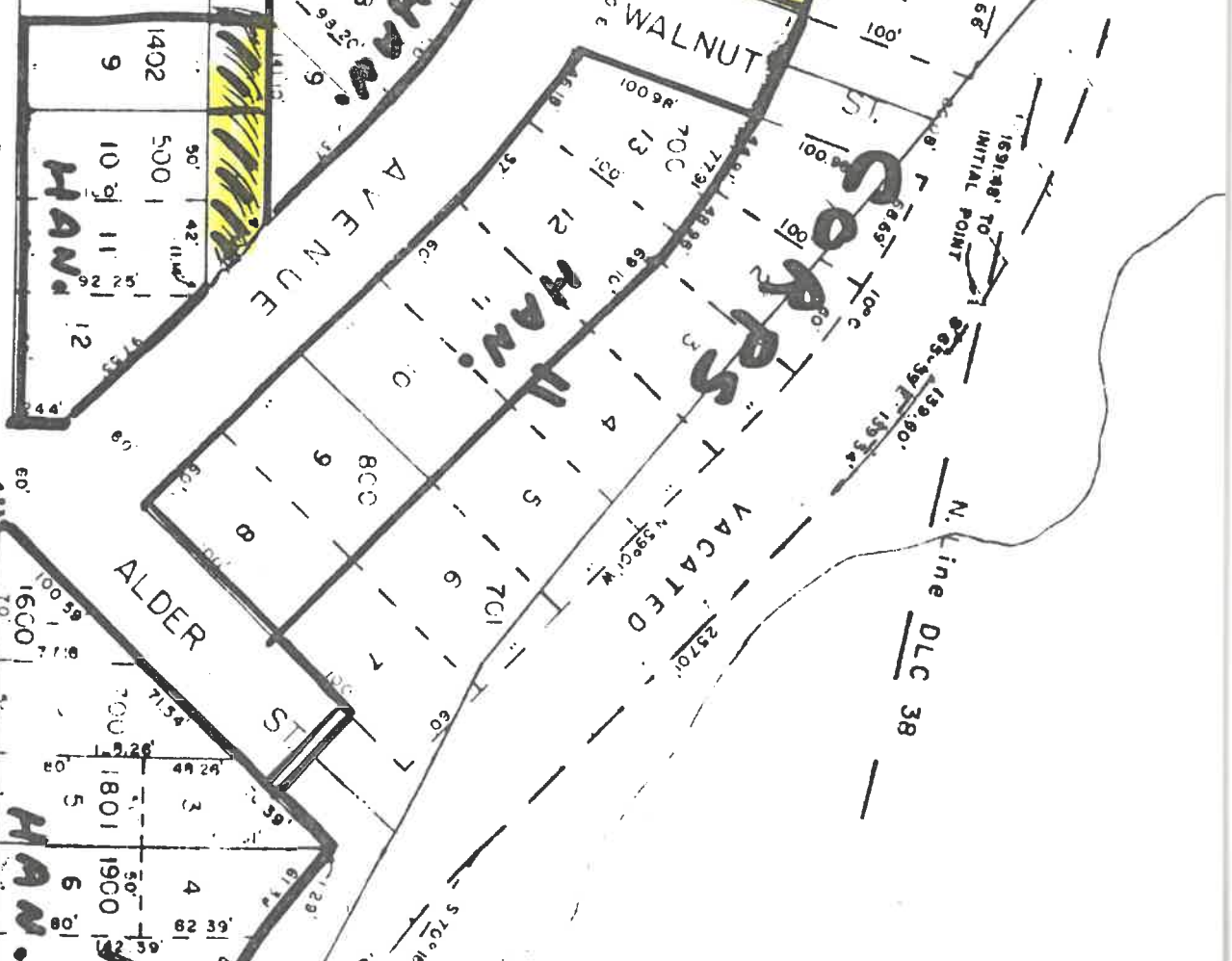
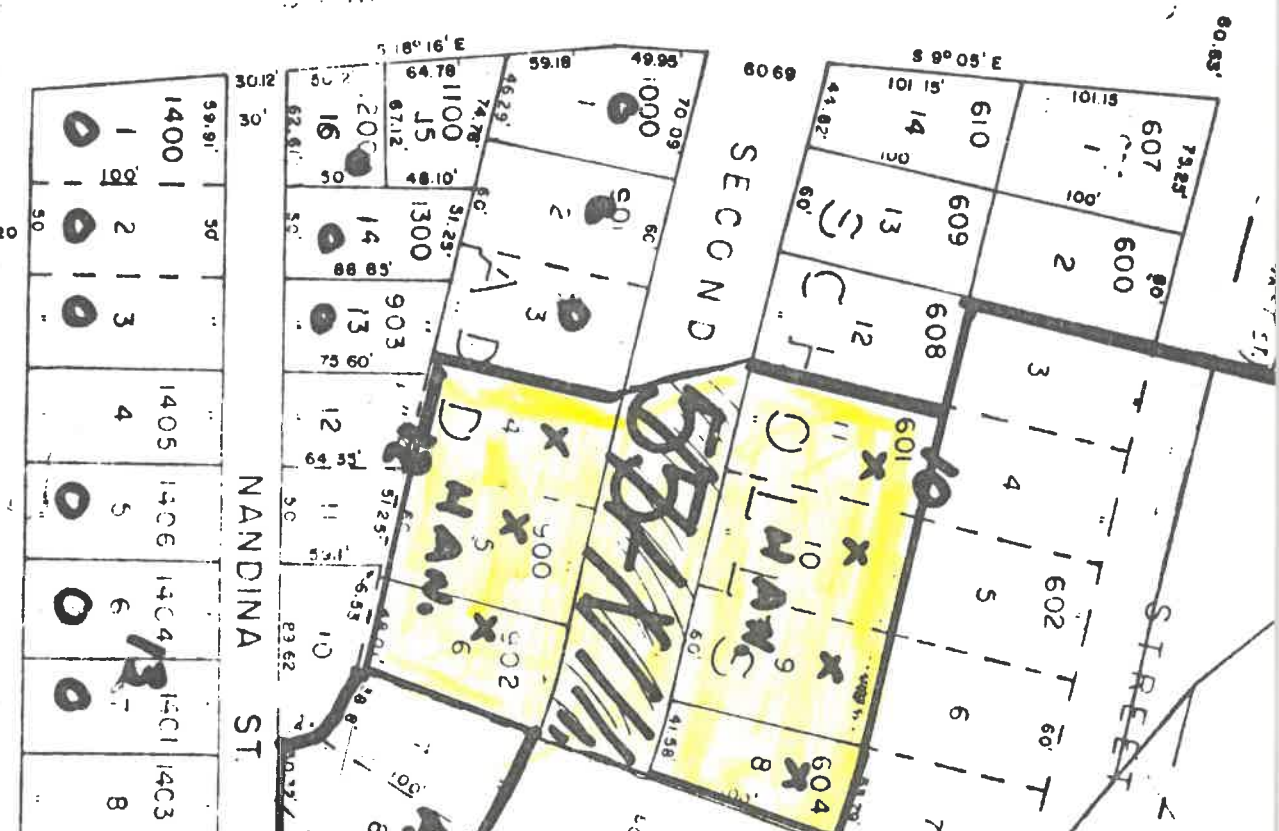
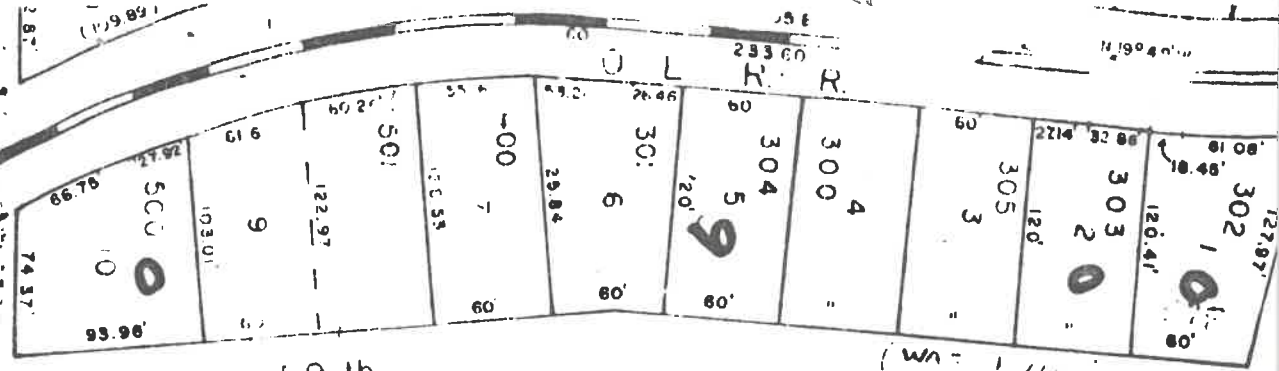
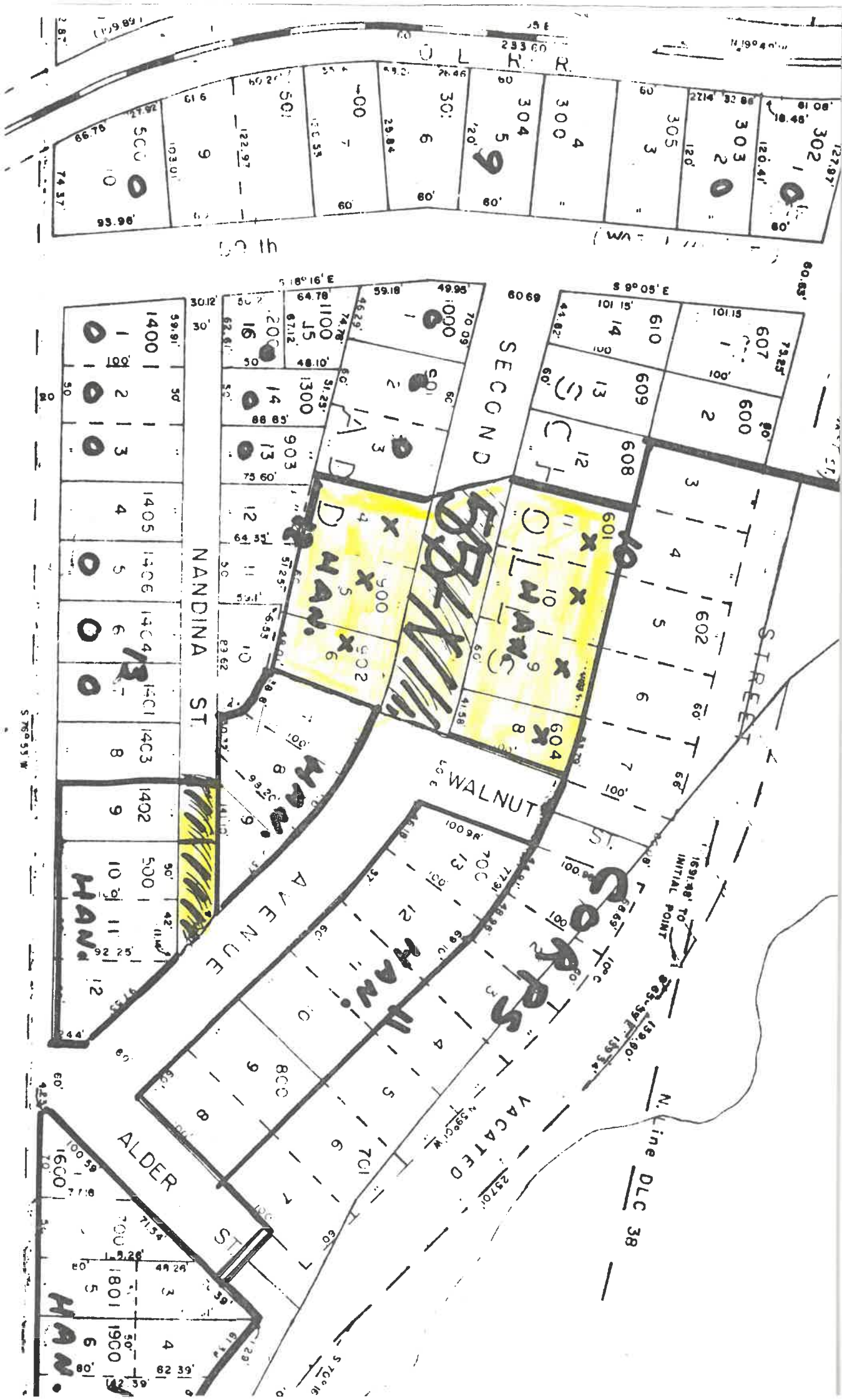
Section 3. It is deemed necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Sweet Home that this Ordinance go into effect at once, and this ordinance shall be immediately effective and in full force upon its adoption by the Common Council and its approval by the Mayor.

PASSED by the City Council and approved by the Mayor this 29th day of June, 1983.

Ruth V. Santa

ATTEST:

Max C. Thompson
City Manager



CORPERS VACATED

HAW.

HAW.

HAW.

INITIAL POINT

N. line DLC 38