

ORDINANCE NO. 1560

A Bill For

AN ORDINANCE vacating Maplewood Addition to the City of Albany, Linn County, Oregon, as is shown in the maps and plats on file with the Recorder of said Linn County, Oregon, and declaring an emergency.

WHEREAS, by Resolution No. 7 passed by the Council of the City of Albany, Oregon, on May 7, 1943, there is provided authority for the notice as required by law, of the petition of Lewis and Clark College for the vacation of said platted Maplewood Addition to the City of Albany, Linn County, Oregon; and

WHEREAS, pursuant to said Resolution, the Recorder of said City made notice of the petition for the vacation of said platted Maplewood Addition to the City of Albany, Linn County, Oregon, by publishing the same in the Albany Democrat Herald, a newspaper of general circulation published in the City of Albany, Linn County, Oregon, once a week for four successive weeks, a copy of said notice, together with due proof of publication thereof now being on file in the office of the Recorder of said City. First publication was made May, 8, 1943, and more than 28 days have elapsed since the first publication thereof; and

WHEREAS, the Recorder of said City made further notice of the petition for the vacation of the platted Maplewood Addition to the City of Albany, Linn County, Oregon, by having caused to be posted on the 8th day of May, 1943, at two places within said Addition, a copy of the notice setting out the fact that the petition for the vacation of the platted Maplewood Addition had been filed and that the same would be acted upon on June 9, 1943 at 7:30 P.M. by the Council, and any objections thereunto shall be presented on or before said time and at said place.

WHEREAS, it appears from the petition that the said Lewis and Clark College are the owners of all the property which is contained in Maplewood Addition to the City of Albany, Linn County, Oregon, and that none of the Streets so mentioned in the plat have ever been laid out or used; and

WHEREAS, the time set for hearing objections to the proposed vacation was June 9, 1943 at 7:30 o'clock in the evening, and that the Council of said City met for the purpose of hearing objections, and that no objections or remonstrances were made or filed with the Recorder or the Council at or before said time and at said place or at all; and

WHEREAS, it appearing to the Council that it is expedient and necessary that the said platted Maplewood Addition be vacated and that the whole of the same be had and that the only roads that are used in connection with this property are County roads, which right of way has been deeded to the County, located both on the portion to the Westerly of the property sought to be vacated and on the Northern boundary line of said property; and

WHEREAS, it further appearing to the Council that the following is a legal description of the plat and the property sought to be vacated; to-wit:

Beginning at the Southeast corner of the Donation Land Claim of George Cline Notification No. 1812 and claim No. 84 in township 11 South Range 4 West of Willamette Meridian in Linn County, Oregon, running from thence West 11.25 $\frac{2}{3}$ chains, thence North $10\frac{1}{2}^{\circ}$ East 25.44 $\frac{1}{2}$ chains, thence North $37\frac{1}{2}^{\circ}$ East 6.89 chains, thence South $10\frac{1}{2}^{\circ}$ West 40.57 chains, to the place of beginning.
thence East 400 chains, thence North $10\frac{1}{2}^{\circ}$ East 14.79 $\frac{1}{2}$ chains,

THEREFORE

THE PEOPLE OF THE CITY OF ALBANY DO AORDAIN AS FOLLOWS:

Section 1. That the plat of Maplewood Addition to the City of Albany, Linn County, Oregon, as the same appears upon the books and records of the County Recorder of Linn County, Oregon, and in the Plat Book No. 2, page 31 thereof, together with all of the streets therein mentioned, save and except the roadways that have been deeded to the County as County Roads on the North and upon the West, be and the same is hereby vacated.

Section 2. Whereas, the peace, health and safety of the people of the City of Albany, Oregon requires that this Ordinance shall become immediately effective, therefore an emergency is hereby declared to exist and this Ordinance shall be and become effective immediately upon its final passage by the Council and approval by the Mayor.

Passed by the Council June 9, 1943

Approved by the Mayor June 9, 1943

Attest:

C.R. Ashton
Recorder

G.C. Knodell
Mayor

I, C.R. Ashton, Recorder of the City of Albany, Linn Co. Oregon, do hereby certify that the foregoing copy of Ordinance No. 1560 has been by me carefully compared with the original Ord. Bill #1681 as passed by the Council on the 9th day of June, 1943 and approved by the Mayor on the same date.

Witness my hand and official signature and seal of the City of Albany, Oregon this 9th day of June, 1943.

C.R. Ashton C.R. Ashton
Recorder of the City of Albany, Oregon

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