

AN ORDINANCE VACATING A PORTION OF C AVENUE**THE CITY OF DRAIN ORDAINS AS FOLLOWS:**

SECTION 1. In accordance with ORS 271.130, the City of Drain hereby vacates a portion of C Avenue, which was dedicated to public use by inclusion in the Plat of Drain. The portion of C Avenue to be vacated is described as follows:

That portion of C Avenue from the intersection of B Avenue to 4th Street lying between Blocks 20 and 21 of the Plat of Drain as platted and recorded in Volume 1, Page 56 of the Douglas County, Oregon Plat Records

The City held a public hearing thereon on February 8, 1999 and March 8, 1999. No objections to the proposed vacation were stated at the hearing.

SECTION 2. The City Council hereby determines that there is no objection by affected property owners and finds the vacation will not substantially affect the market value of abutting property in accordance with the provisions of ORS 271.130 (1).

SECTION 3. The City Council hereby determines that notice was duly given prior to the public hearings on February 8, 1999 and March 8, 1999 in accordance with the provisions of ORS 271.110.

SECTION 4. The City Council hereby determines that the public interest will not be prejudiced by vacation of the property.

SECTION 5. The owner of the property to the north, Theresa Geary, has deeded to the City her share of the area, recorded at Book 1578, Page 228 et seq. Of Douglas County Deed of Records.

SECTION 6. The City Administrator is directed to file a certified copy of this ordinance for recording with the Douglas County Clerk, the Douglas County Assessor, and the Douglas County Surveyor.

PASSED BY THE CITY COUNCIL OF THE CITY OF DRAIN, DOUGLAS COUNTY, OREGON, THIS 8TH DAY OF MARCH, 1999.



ATTEST

Carl A. Patenode
Carl A. Patenode, City Administrator

Brad Borigo
Brad Borigo, Mayor

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This instrument was acknowledged before me on March 19, 1999 by Carl A. Patenode and Brad Borigo as City Administrator and Mayor of Drain, OR

Kathryn K. Palmer
Kathryn K. Palmer
Notary Public for Oregon

My commission expires 6/27/99



STATE OF OREGON] SS
COUNTY OF DOUGLAS]
I, DOYLE SHAVER JR., COUNTY CLERK AND
RECORDER OF CONVEYANCES, DO HEREBY CERTIFY
THAT THIS INSTRUMENT WAS RECORDED

99 MAR 19 AM 9:47

DOYLE SHAVER JR.
DOUGLAS COUNTY CLERK

IN THE OFFICIAL RECORDS OF DOUGLAS COUNTY

BY

Shawn L. Burnett
DEPUTY

80-1000
FEE 10.00
20.00 PL

99-07468