

ORDINANCE NO. 400

AN ORDINANCE VACATING A PORTION OF DATE STREET AND PORTION OF TWO ALLEYS THAT FALL WITHIN DUCO-LAM PROPERTY LINES.

THE CITY OF DRAIN ORDAINS AS FOLLOWS:

SECTION 1. The City received in accordance with ORS 271.080, on November 23, 2005, a petition to vacate the following described real property:

1. That certain alley way 20 ft. in width lying between the south half of Lot 3 and south half of Lot 6, and lying between the north half of Lot 4 and the north half of Lot 5, all in Block 23, all in south Drain, an addition to the City of Drain, Douglas County Oregon.
2. That certain street 60 ft. in width called Date Street lying between the south half of Lot 3 of Block 23 and the south half of Lot 6 of Block 22, and lying between the north half of Lot 4 of Block 23, and the North half of Lot 5 of Block 22, all in south Drain, an addition to the City of Drain, Douglas County, Oregon.
3. That certain alley way 20 ft. in width lying between the south half of Lot 3 and the south half of Lot 6, and lying between the north half of Lot 4, and the north half of Lot 5, all in Block 22, all in south Drain, an addition to the City of Drain, Douglas County, Oregon

The City held a public hearing on January 9, 2005. No objections to the proposed vacation were stated at the hearing.

SECTION 2. The City council hereby determines that the consent of the owners of all abutting property and of not less than two-thirds in area of the real property affected thereby has been obtained as required by ORS 271.080(2) and is on file herein.

SECTIONS 3. The City Council hereby determines that notice was duly given prior to the public hearing on January 9, 2005, 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. NOW, THEREFORE, the Petition filed with the City is granted and the property described in Section 1 above is hereby vacated.

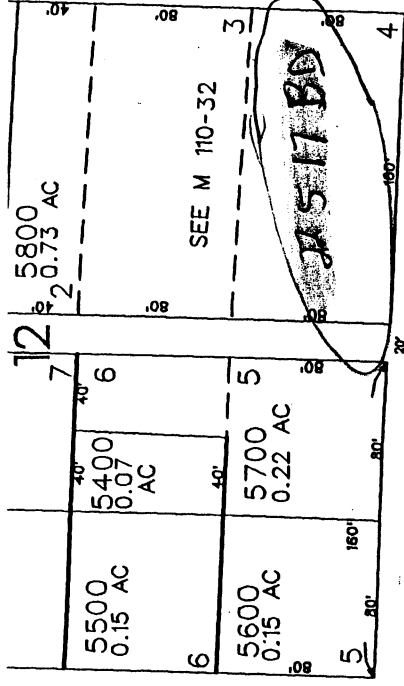
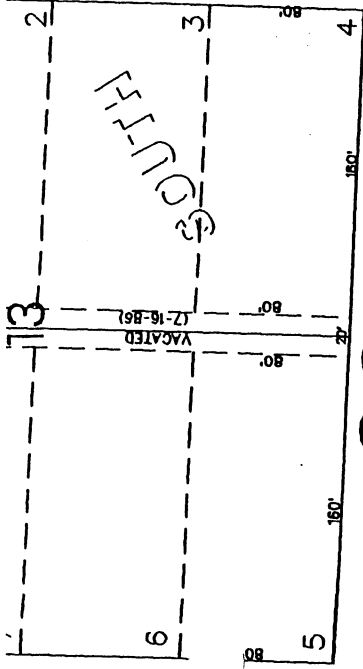
SECTION 6. The City Administrator is directed to file a certified copy of this ordinance for recording with the Douglas County Clerk, the Douglas County Assessor and the Douglas County Surveyor. The Petitioner, Duco-Lam, shall bear the recording cost and the cost of preparing and filing the certified copies.

**PASSED BY THE CITY COUNCIL OF THE CITY OF DRAIN, DOUGLAS COUNTY,
OREGON THIS 13TH DAY OF FEBRUARY, 2006.**

Suzanne Anderson
Suzanne Anderson, Mayor

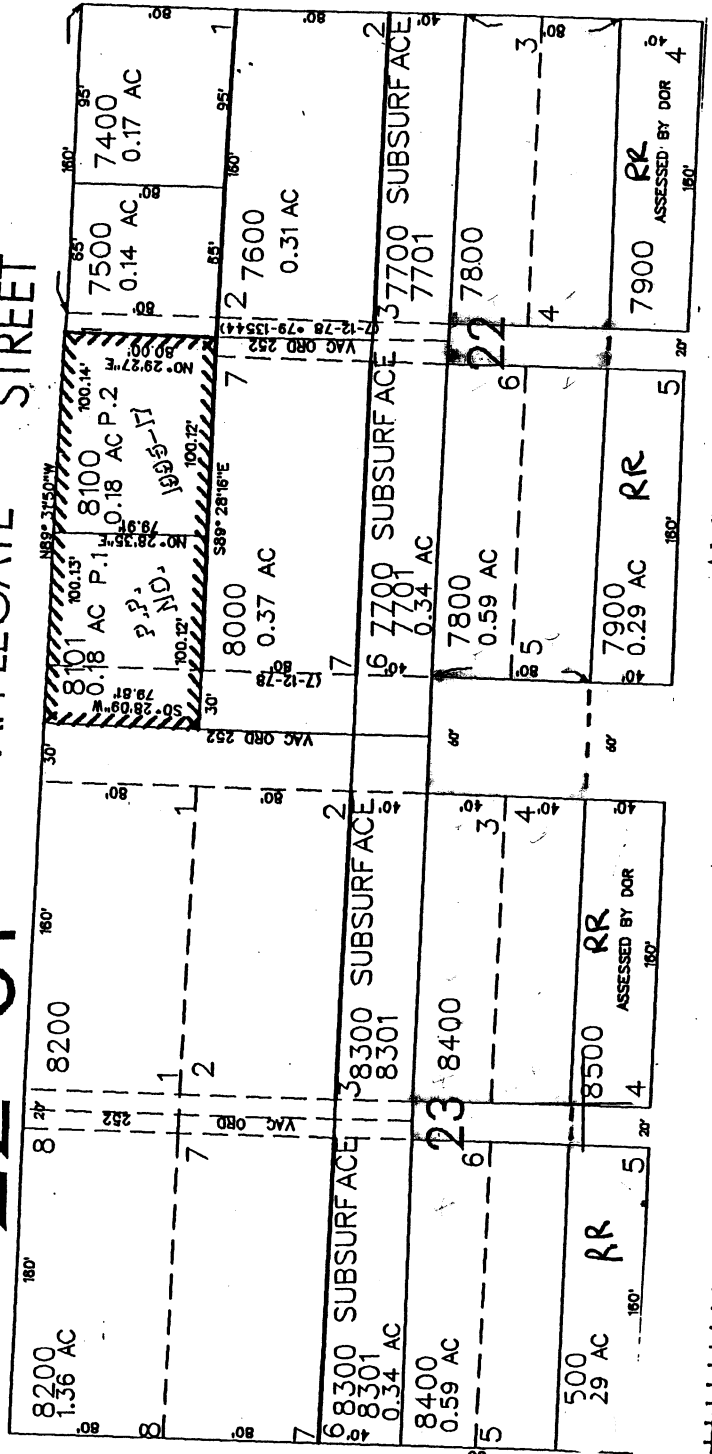
ATTEST:

Carl A. Patenode
Carl A. Patenode, City Administrator



22-01

APPLEGATE STREET



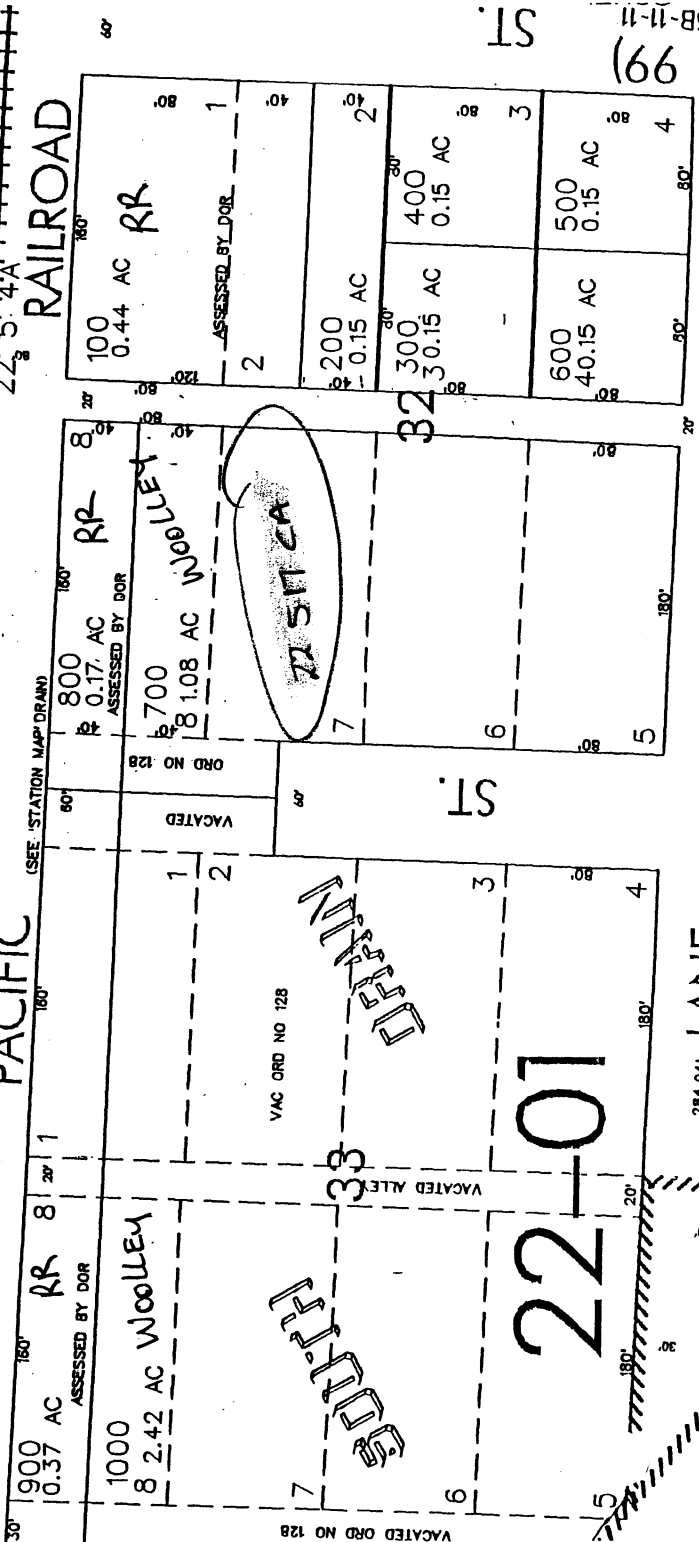
FELDER

CEDAR

RAILROAD

PACIFIC

AVE. TAXIOLIED ON



22-01

LANE

STREET



ST. NO. 99

DRWG NO 38-11-11

DATE

(OLD HWY N