

ORDINANCE NO. 244-19

AN ORDINANCE DECLARING THE VACATION OF CERTAIN PROPERTY PLOTTED AS CUL DE SAC STREET PORTION AND DECLARING SAID PROPERTY VACATED FOR FUTURE STREET DEVELOPMENT

WHEREAS, the Irrigon City Council, by council motion in accordance with ORS 271.130, initiated vacation proceedings as authorized by Oregon Revised Statute 271.080, and

WHEREAS, the Irrigon City Council properly noticed a public hearing at City Hall, 500 NE Main, Irrigon, Oregon, on the 3rd day of August 2019, at 6:00 p.m. in accordance with Oregon Revised Statute 271.080, and

WHEREAS, the Irrigon City Council properly conducted a public hearing at City Hall, 500 NE Main, Irrigon, Oregon on the 20th day of August 2019, at 6:00 p.m., and at said hearing no objections or remonstrances to the vacation were received, and

WHEREAS, an assessor's map identifying the portion of street to be vacated as depicted in Morrow County Partition Plat No. 2005-4 of Section 19, Township 5 North, Range 27 East, W.M., Morrow County, Oregon is referenced by "Exhibit A – 2 pages" to this ordinance.

NOW, THEREFORE, THE CITY OF IRRIGON DOES ORDAIN AS FOLLOWS:

The following described property is hereby vacated as a portion of SE Thirteenth Street and said property reverts to be vacated for future dedication of a full street right of way to be known as Bethany Way in the new Riviera Addition.

EMERGENCY, an emergency is declared, in that this Ordinance, being necessary for the immediate preservation of the public peace, health safety and/or welfare, shall take effect upon passage.

IT IS FURTHER ORDAINED, that the city manager see that this ordinance be promptly filed, with a certified copy and the vacation proceeding, with the county clerk, county assessor and the county surveyor of Morrow County.

IN WITNESS WHEREOF, the City Council of the City of Irrigon has duly adopted this ordinance and caused it to be executed by the Mayor on this 20 day of August 2019.

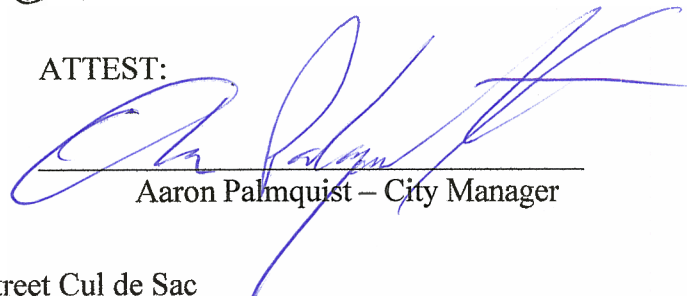
Yeas 3 Nays 0 Absent 2

SIGNED:



Daren Strong - Mayor

ATTEST:



Aaron Palmquist – City Manager

A description for a right of way vacation of Southeast 13th Place, also known as S.E. 13TH PL., SE 13th PL, or S.E. 13th Place, the right of way dimensions being depicted in Morrow County Partition Plat No. 2005-04, all being contained entirely within the boundary of said Partition Plat. Located in the Southeast Quarter of the Southwest Quarter of Section 19, Township 5 North, Range 27 East, Willamette Meridian, City of Irrigon, Morrow County, Oregon.

Description for portion of vacated right of way to be attached to Parcel 1 of said Partition Plat No 2005-04.

BEGINNING at the Southeast corner of said Parcel 1; thence South 89°53'31" West a distance of 126.70 feet to a point, (platted dimension in error being North 89°53'31" West a distance of 126.70 feet); thence along the arc of a 50.00 foot radius curve to the left a distance of 141.08 feet to a point; (long chord bears South 69°03'33" West a distance of 98.72 feet); thence North 78°13'35" East a distance of 50.00 feet to the radius point of the Cul-de-sac on the centerline of said Southeast 13th Place; thence North 89°53'31" East along said centerline a distance of 170.00 feet to a point, (platted dimension in error being South 89°53'31" East a distance of 170.00 feet); thence North 00°06'29" West a distance of 25.00 feet to the POINT OF BEGINNING.

Contains 7234.27 square feet, more or less.

Description for portion of vacated right of way to be attached to Parcel 2 of said Partition Plat No 2005-04.

BEGINNING at the Northeast corner of said Parcel 2; thence South 89°53'31" West a distance of 126.70 feet to a point, (platted dimension in error being North 89°53'31" West a distance of 126.70 feet); thence along the arc of a 50.00 foot radius curve to the right a distance of 120.72 feet to a point, (long chord bears North 80°56'27" West a distance of 93.46 feet); thence North 78°13'35" East a distance of 50.00 feet to the radius point of the Cul-de-sac on the centerline of said Southeast 13th Place; thence North 89°53'31" East along said centerline a distance of 170.00 feet to a point, (platted dimension in error being South 89°53'31" East a distance of 170.00 feet); thence South 00°06'29" East a distance of 25.00 feet to the POINT OF BEGINNING.

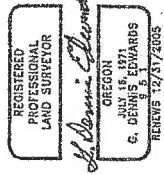
Contains 6726.58 square feet, more or less.

There is a scrivener's error in the platted bearing along the centerline of said Southeast 13th Place per Partition Plat No. 2005-04. The bearing on the Plat should read North 89°53'31" East, rather than South 89°53'31" East as platted to allow Parcels 1 and 2 to mathematically close.

PARTITION PLAT 2005-4

REPLAT OF PARCEL 1, PARTITION PLAT 1997-4
 IN BLOCK 7E, IN SE 1/4, SW 1/4, SECTION 19, T 5 N R 27 E,
 W.M., CITY OF IRRIGON, MORROW COUNTY, OREGON

SURVEYOR'S NARRATIVE & CERTIFICATE:
 I, G. DENNIS EDWARDS, AM A REGISTERED SURVEYOR OF THE STATE OF OREGON AND HAVE MARKED WITH PROPER MONUMENTS THE LAND SHOWN ON THIS PLAT.
 THIS SURVEY IS BASED ON MY PARTITION PLAT, 1997-4, DESCRIBED IN PARCEL 1, PARTITION PLAT 1997-4, IN THE SE 1/4 OF THE SW 1/4, SECTION 19, T 5 N, R 27 E, COUNTY OF MORROW, WILLAMETTE MERIDIAN, MORROW COUNTY, OREGON.



RADIUS	ARC	DELTA	CHORD
C1 50.00'	141.06'	161.50° 35' E	38.72'
C2 50.00'	120.72'	135.20° 04' E	33.45'

LINE TABLE
LT S 78°13'35" W 50.00'

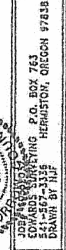
OWNER'S DECLARATION:

WE, THE OWNERS OF THE ABOVE DESCRIBED LAND, HEREBY DECLARE THAT WE HAVE CAUSED THIS PLAT TO BE PREPARED. WE HEREBY DEDICATE TO THE PUBLIC THE 50 FOOT WIDE STREET & 50 FOOT WIDE ALLEY TO THE EAST OF THE 13TH PLACE. WE HEREBY VACATE THE 50 FOOT WIDE IRRIGATION CANAL CENTER LINE OF WHICH IS A 20 FOOT IRRIGATION EASEMENT. WE HEREBY DEDICATE A 20 FOOT IRRIGATION EASEMENT AS SHOWN ALONG THE EAST SIDE OF THIS PROPERTY FOR IRRIGATION LINES OF THE WEST EXTENSION IRRIGATION DISTRICT, AND FOR THE USE OF BOTH PARCELS.

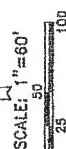
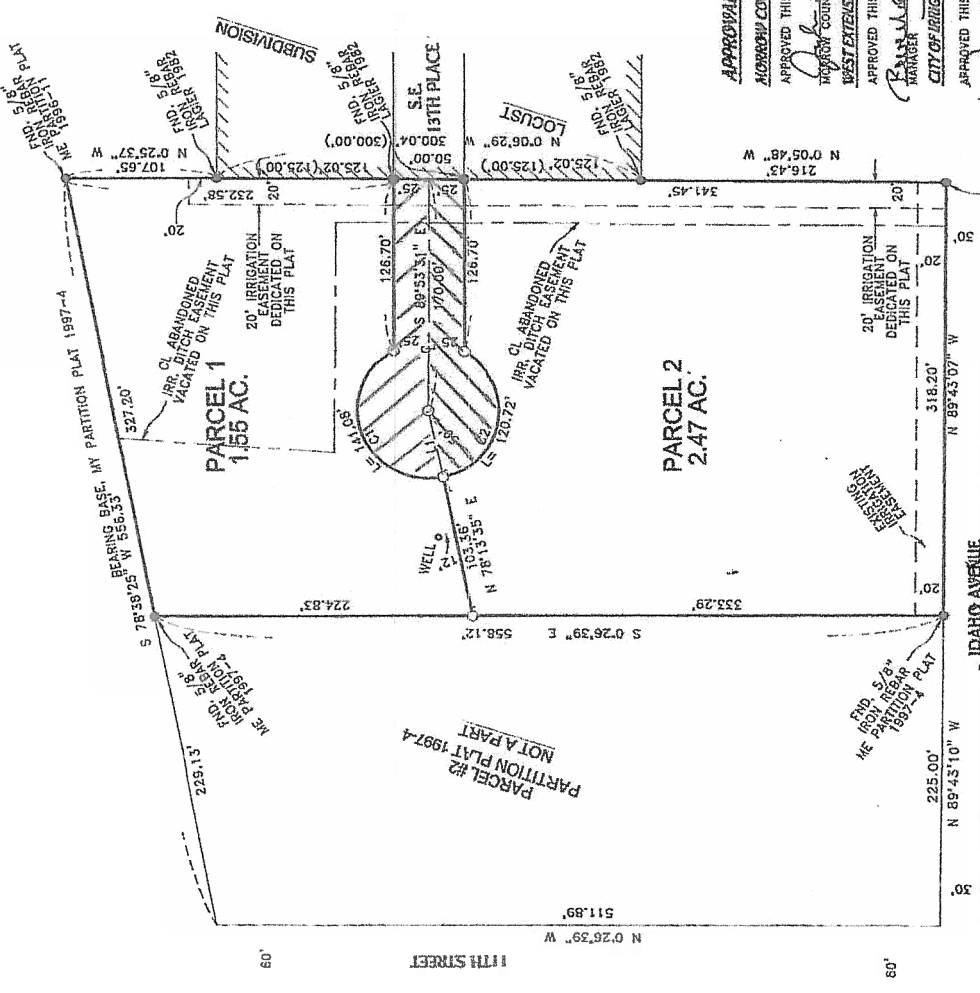
WARREN R. FRODY
 STATE OF OREGON
 COUNTY OF MORROW
 SUBSCRIBED AND SWORN BEFORE ME ON THIS 5th DAY OF AUGUST, 2005
 NOTARY PUBLIC FOR OREGON
 PHILIP H. HANSEN
 COMMISSION NO. 372,575
 MY COMMISSION EXPIRES 10/13/2007

RECEIVED BY
 Morrow County Surveyor
 Date 8-31-05
 Rec'd By [Signature]
 No. 1434

STATE OF OREGON } 55
 COUNTY OF MORROW }
 I HEREBY CERTIFY THAT THE WITHIN INSTRUMENT WAS RECEIVED AND FILED FOR RECORD ON THE 31st DAY OF AUGUST, 2005, A.D. ALLEGED TO CLOCK A.M. AND RECORDED AS FILE NO. 05014504



Robert Childers
 MORROW COUNTY CLERK
 My Commission Expires 12/31/2005



APPROVALS
 MORROW COUNTY SURVEYOR: Approved this 5th day of Aug., 2005.
 MORROW COUNTY CLERK: Approved this 5th day of Aug., 2005.
 WEST EXTENSION IRRIGATION DISTRICT: Approved this 8th day of July, 2005.
 CITY OF IRRIGON PLANNING COMMISSION: Approved this 8th day of July, 2005.
 MORROW COUNTY ASSESSOR & TAX COLLECTOR: Approved this 5th day of August, 2005.
 MORROW COUNTY TAX ASSESSOR: Approved this 5th day of August, 2005.

LEGEND:

- FOUND MONUMENTS AS NOTED
- SET 5/8"x30" IRON REBAR WITH PLASTIC CAP #951
- (050) OF RECORD, PLAT OF "LOCUST SUBDIVISION"

THIS IS AN EXACT COPY OF Dennis Edwards