

ORDINANCE NO. 860

AN ORDINANCE TO VACATE THAT PORTION OF THE ALLEY LOCATED IN BLOCK THREE OF THE ORIGINAL MONROE HODGES PLAT FORMING THE SOUTHERLY BOUNDARY OF THE EAST 50 FEET OF LOT 2; ALL BEING LOCATED IN SECTION 6AA, TOWNSHIP 15 SOUTH, RANGE 16 EAST OF THE WILLAMETTE MERIDIAN.

WHEREAS, pursuant to provisions of Chapter 271, Oregon Revised Statutes, the Council of the City of Prineville, through the Time of Prineville Planning Commission by request of the Elks Club has initiated vacation proceedings for that area referred to above and more specifically described herein below;

WHEREAS, the City of Prineville Planning Commission held two public reviews on the vacation on April 6, 1982 and April 20, 1982, and unanimously recommended approval of the street vacation and also with the recommendation that a sewer easement be executed through the Elk's property to the Calvin property and upon a cost agreement being executed between the Elk's Club, "Cal" Calvin, and/or the City of Prineville which would absolve the city of any monetary responsibility to provide a sewer extension to the Calvin property.

WHEREAS, the Council and Mayor of the City of Prineville have considered the vacation of said portion of the alley and held a public hearing thereon after giving notice as required by ORS Chapter 271, and said Council deems that in the best interest of the City of Prineville, and the area property owners that said vacation be granted, and said portion of the alley vacated;

NOW THEREFORE, BE IT RESOLVED that the people of the City of Prineville ordain as follows:

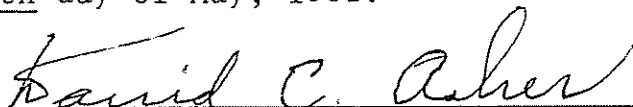
- 1) That upon the cost agreement between the Elk's Club, S.L. Calvin and/or the City of Prineville concerning the monetary responsibility to provide a sewer extension to the Calvin property being delivered to the Prineville City Administrators, that the alleyway located between North Main and Beaver Streets in Monroe Hodges Plat is hereby vacated and said portion of alleyway being more particularly described as:

Vacation of that portion of the alley located in Block Three (3) of the Original Monroe Hodges Plat to the City of Prineville, Oregon, as on file and of record in the Crook County, Oregon, Clerk's Office, lying between a line parallel to the western boundary of the East 50 feet of Lot Two (2), Block Three (3) of the said Monroe Hodges Plat, and the Easterly boundary of the vacation of said alley, pursuant to City of Prineville Ordinance No. 541, recorded at Book 87, page 290, of the Deed Records of Crook County, Oregon, all being located in Section 6AA, Township 15 South, Range 16 East of the Willamette Meridian.

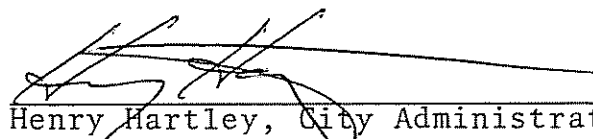
- 2) All of the subject property of this vacation proceeding shall, upon this vacation taking effect, become the property of the owners of the adjacent parcels identified as Tax Lot 200 of T15S, R16E, Section 6AA.

Passed by the City Council this 25th day of May, 1982.

Approved by the Mayor this 25th day of May, 1982.



David C. Asher, Mayor



Henry Hartley, City Administrator/Recorder