

AFFIDAVIT OF POSTING

ORDINANCE #193

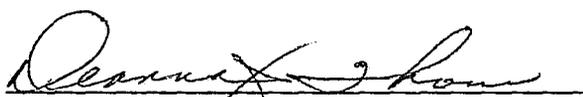
STATE OF OREGON)
)
COUNTIES OF CLACKAMAS)
 AND WASHINGTON)
CITY OF WILSONVILLE)

I, the undersigned, City Recorder of the City of Wilsonville, State of Oregon, being first duly sworn on oath depose and say:

On the 28th day of October, 1981, I caused to be posted copies of the attached Ordinance #193, an ordinance vacating a portion of Willamette Bank Drive, in the following four public and conspicuous places of the City, to wit:

- WILSONVILLE POST OFFICE
- WILSONVILLE CITY HALL
- LOWRIE'S FOOD MARKET
- KOPPER KITCHEN

The ordinance remained posted for more than five (5) consecutive days prior to the time for said public hearing on the 2nd day of November, 1981.


DEANNA J. THOM, City Recorder

Subscribed and sworn to before me
this 8th day of December, 1981.


NOTARY PUBLIC, STATE OF OREGON

My commission expires: August 23, 1985

BELOW IS ATTACHED A COPY OF THE RECORDING NUMBERS FROM CLACKAMAS COUNTY

82 5789

82 5790

ORDINANCE NO. 193

AN ORDINANCE VACATING A PORTION OF WILLAMETTE BANK DRIVE.

WHEREAS, a petition to vacate a portion of a dedicated public street in Wilsonville, Clackamas County, Oregon, was duly filed with the City on May 22, 1979, setting forth the metes and bounds description the portion of said street to be vacated, the reason for the vacation and consent of the owners of all abutting properties and not less than two-thirds in areas of the real property affected thereby as defined in ORS 271.080(2), and finally, said petition was filed, together with required filing fee; and

WHEREAS, on June 18, 1979, it was duly moved, seconded and unanimously passed at said public hearing to hear the matter of the vacation for July 23, 1979; and

WHEREAS, on July 23, 1979, on due notice being published and posted, a public hearing was held before the City Council for the City of Wilsonville at which time there appeared no opponents to said street vacation and petitioner suggested that a certain portion of the requested vacation be excepted and the amended vacation description be submitted to the City pursuant to an engineer's survey and legal description in metes and bounds. It thereafter was moved, duly seconded and unanimously approved by the City Council to allow said vacation as amended and as more specifically to be described pursuant to an engineer's survey at the expense of the applicant, subject to the approval by the City's attorney; and

WHEREAS, there was filed in January, 1980, the following legal description of the area to be vacated in accordance with the July 23, 1979, approval, said description being as follows:

A tract of land situated in Section 23, T.3 S., R.1 W. of the Willamette Meridian, Clackamas County, Oregon, being a part of Willamette Bank Drive, Willamette Bank Townhouses, being more particularly described as follows, to-wit:

Beginning at the initial point of said Willamette Bank Townhouses; thence North 67°51' East along the southerly right of way line of Willamette Bank Drive, 215.49 feet to a 5/8" iron rod; thence North 0°00'30" East along the easterly right of way line of Willamette Bank Drive 96.39 feet to a 1/4" iron rod and angle point in said right of way line; thence North 22°56'30" West along said right of way line, 36.14 feet; thence leaving said right of way line, South 67°03'30" West 30.00 feet to a 5/8" iron rod in the westerly right of way line of said Willamette Bank Drive; thence southerly along said right of way line on a curve to the right having a radius of 70.00 feet thru a central angle of 85°52'50" a distance of 104.92 feet to a 5/8" iron rod at a point of tangent; thence South 67°51' West along said right of way line, 126.77 feet to a 5/8" iron rod; thence South 0°03'30" West 64.80 feet to the place of beginning.

Excepting the following described portion of said Vacation.

Beginning at said 1/4" iron rod in said easterly right of way line of Willamette Bank Drive; thence North 22°56'30" West along said right of way line, 36.14 feet; thence leaving said right of way line, South 67°03'30" West 30.00 feet to a 5/8" iron rod in the westerly right of way line of said Willamette Bank Drive; thence southeasterly along a curve to the left having a radius of 76.38 feet a distance of 60.00 feet, more or less, to the intersection of said easterly right of way line of Willamette Bank Drive; thence North 0°03'30" East along said easterly right of way line, 18.50 feet, more or less to the place of beginning.

NOW, THEREFORE, THE CITY OF WILSONVILLE HEREBY ORDAINS AS FOL-
LWS:

1. The Notice of Hearing requirements of ORS 271.110 have been duly given, and the hearing was duly conducted on July 23, 1979;

2. The vacation of the above described portion of Willamette Bank Drive will not substantially affect the market value of such property, and no damages are payable;

3. All City liens and all taxes have been paid on the land above described and which is to be vacated;

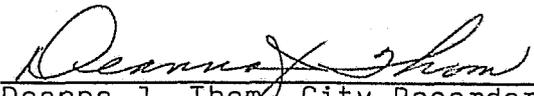
4. The vacation of the above described portion of Willamette Bank Drive will not prejudice the public's interest and is consistent with the City's Comprehensive Plan and Zoning Ordinance.

5. That title to the street area vacated shall attach to the land bordering on said area as provided in ORS 271.040.

6. The above described legal description is a modification of the original proposed vacation order for the City to reserve certain portions of the street in the public interest and therefore reflects the fact of said reservation.

7. This vacation is not intended to nullify any private ingress and egress easements for access to adjacent properties that may be of record, namely that affecting Tax Lot 401 currently known as the Cuppoletti property.

Submitted to the Council and read the first time at a regular meeting thereof on the 19th day of October, 1981, and scheduled for second reading at a regular meeting of the Council on the 2nd day of November, 1981, commencing at the hour of 7:30 o'clock p.m., at the Wilsonville City Hall.


Deanna J. Thom, City Recorder

ENACTED by the Council on the 2nd day of November, 1981,
by the following votes: YEAS 5 NAYS 0.


Deanna J. Thom, City Recorder

DATED and signed by the Mayor this 9th day of November,
1981.


William G. Lowrie, Mayor

SEE MAP 3 IW 23DB

FREEWAY

INTERSTATE

PACIFIC

300
279Ac.

3-19

WILLAMETTE

BANK

DRIVE

WILLAMETTE

BANK

800

200
147Ac

400 500 600 700

TOWNHOUSES

COMMON PROPERTY

1507

WILSONVILLE

WILLAMETTE

CITY

RIVER

SEE MAP 3 IW ?

WTC