

**ORDINANCE NO. 1164**

**AN ORDINANCE VACATING A PORTION OF NE 4<sup>th</sup> STREET**

**WHEREAS**, pursuant to provisions of ORS Chapter 271, on April 14, 2009, the City Council of the City of Prineville, through the City Council's own motion, initiated proceedings to vacate a portion of NE 4<sup>th</sup> Street; which is specifically described in attached Exhibit A "Legal Description", Exhibit B "Aerial Map" and Exhibit C "Tax Map" attached hereto and hereby adopted by reference as though set forth in full herein; and

**WHEREAS**, notice of the proposed vacation and of June 23, 2009, 6:30 p.m. public hearing concerning the vacation was published once each week for two consecutive weeks in the Central Oregonian newspaper; and

**WHEREAS**, notice of vacation was posted at or near each end of the proposed property to be vacated. The posting of the notice and the first day of publication of the notice were at least 14 days prior to June 23, 2009; and

**WHEREAS**, a public hearing was held by the City of Prineville on June 23, 2009. There were no objections to the vacation of said property ; and

**WHEREAS**, the Planning and Public Works Departments deem that it is in the best interest of the City of Prineville and the affected property owners that said vacation be granted; and

**NOW THEREFORE, THE PEOPLE OF THE CITY OF PRINEVILLE ORDAIN AS FOLLOWS:**

1. The public interest will not be prejudiced by the vacation of the property described on Exhibits A, B, and C.
2. The portion of NE 4<sup>th</sup> Street as described on Exhibits A, B, and C is vacated.

PASSED by the City Council this \_\_\_\_ day of July, 2009.

SIGNED by the Mayor this \_\_\_\_\_ day of July, 2009.

\_\_\_\_\_  
Mike Wendel, Mayor

Attest: \_\_\_\_\_  
Steve Forrester, City Manager/Recorder

## EXHIBIT A

### Legal Description

#### **Armstrong Surveying & Engineering, Inc.**

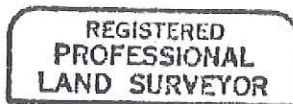
267 NE Second Street, STE 100 - Prineville, Oregon 97754-(541) 447-7791 - fax: (541) 416-1602

#### EXHIBIT A

VACATION DESCRIPTION OF A PORTION OF NE FOURTH STREET IN FOURTH  
ADDITION TO CITY OF PRINEVILLE, CROOK COUNTY, OREGON

#### LEGAL DESCRIPTION

A portion of NE Fourth Street located in Fourth Addition to the City of Prineville, Crook County, Oregon, more particularly described as follows: Beginning at a point on the North line of Block Fifteen (15) of said plat located 180 feet West of the Northeast corner of said Block 15, thence West along the North line of said Block 15 a distance of 60 feet to the Northwest corner of said Block 15; thence North a distance of 80 feet to the Southwest corner of Block Seventeen (17) of said plat; thence East along the South line of said Block 17 a distance of 60 feet to a point located North of the point of beginning; thence South a distance of 80 feet to the point of beginning.



*David B. Armstrong*  
3/25/09 OREGON  
AUGUST 22, 1973  
DAVID B. ARMSTRONG  
1026  
*Renew 12/31/09*

EXHIBIT B

Aerial Map

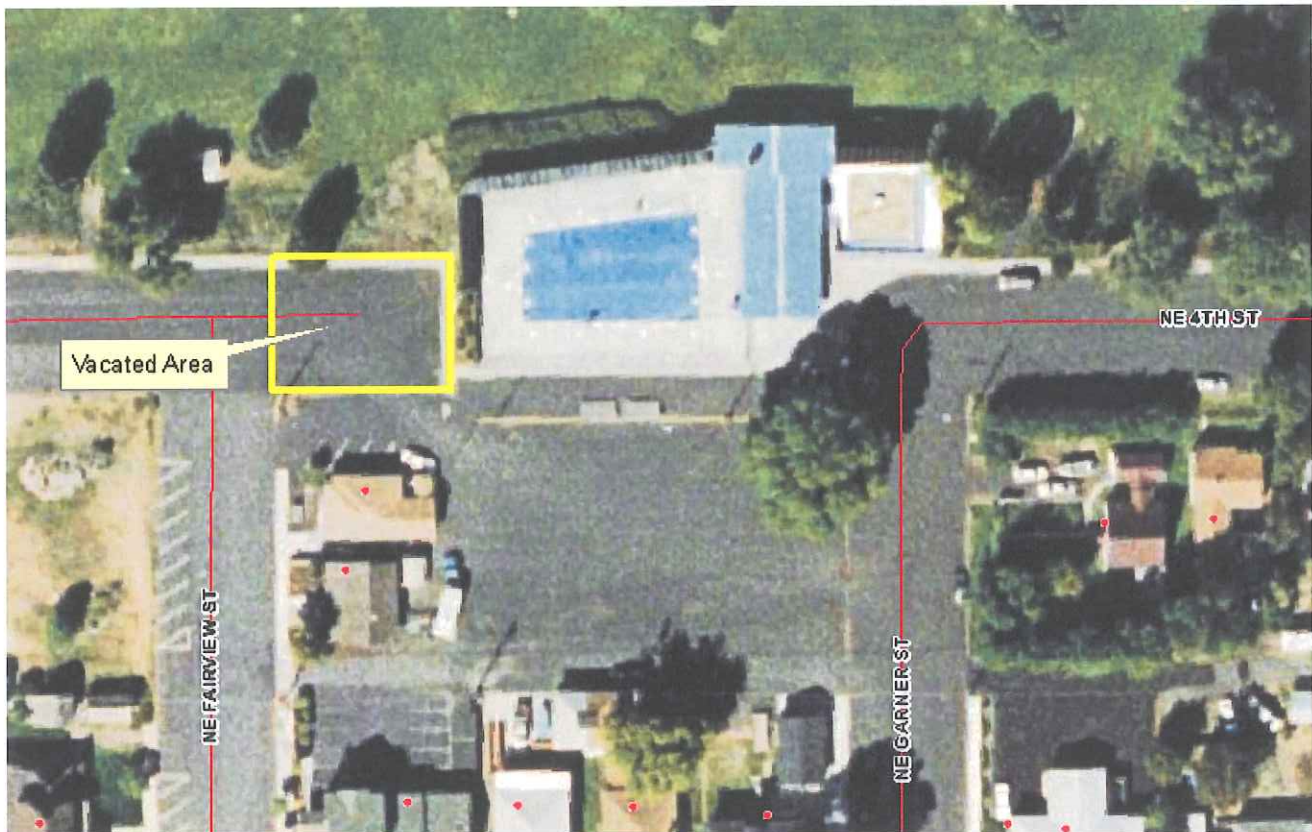


EXHIBIT C

Tax Map

