

39A

ORDINANCE NO. ~~38~~

AN ORDINANCE VACATING A PORTION OF  
WASHINGTON STREET LOCATED IN GARI-  
BALDI PARK ADDITION TO GARIBALDI,  
OREGON.

WHEREAS, School District No. 14, Tillamook County, Oregon, a political subdivision of the State of Oregon, has filed a Petition requesting the vacation of the following described portion of Washington Street:

That part of Washington Street in Garibaldi Park Addition to Garibaldi, Tillamook County, Oregon, bounded on the West by Block 15, bounded on the East by Block 14, bounded on the South by the north line of Garibaldi Avenue, and bounded on the North by the south line of Bay Avenue;

and,

WHEREAS, the consent of the owners of all property abutting upon the described portion of said Street, and the consent of not less than two-thirds in area of the real property affected thereby, as defined in the Oregon Revised Statutes 271.080, has been filed with said Petition; and

WHEREAS, notices have been duly and regularly posted upon the portion of said street described, giving notice of said School District's filing of said Petition for the vacation of the portion of said described street and giving notice of the time and place for hearing of objections to said vacation; and

WHEREAS, no objections to the allowance of said Petition have been made or filed; and

WHEREAS, a certificate of posting of said notice has been duly and regularly made and filed; and

WHEREAS, all other requirements relating to said proposed vacation have been complied with;

NOW, THEREFORE, THE PEOPLE OF THE CITY OF GARIBALDI, OREGON, DO ORDAIN AS FOLLOWS:

That all that portion of Washington Street located in Garibaldi Park Addition to Garibaldi, Oregon, and more particularly described as follows:

That part of Washington Street in Garibaldi Park Addition to Garibaldi, Tillamook County, Oregon, bounded on the West by Block 15, bounded on the East by Block 14, bounded on the South by the North line of Garibaldi Avenue, and bounded on the North by the south line of Bay Avenue,

be and the same hereby is vacated, and said vacation of said portion of said street is hereby made a matter of record in the records of the City Recorder of Garibaldi, Oregon. It is hereby expressly provided that petitioner shall within ten days after this Ordinance takes effect, pay to the City Recorder the full amount of costs incident to making the necessary changes in the public records, so as to indicate such vacation as is by law required;

It is hereby provided that the City Recorder shall file with the County Clerk of Tillamook County, Oregon, a certified copy of this Ordinance and shall obtain from the County Surveyor the proper entry on the plat records of said county, as provided by law.

The Foregoing Ordinance was:

Read the first time in full in open Council on the 27th day of December, 1954 at the hour of 9:15 o'clock p.m.

Read the second time in open council by title only on the 27th day of December, 1954 at the hour of 9:18 o'clock p.m.

Read the third time in full in open Council on the 27th day of December, 1954 at the hour of 9:25 o'clock p.m., all members of the Council being present.

And being then and there before the Council upon the question "Shall the Ordinance Pass?" the roll being called in accordance with Section 34 of Chapter VIII of the Charter of the City of Garibaldi, resulted as follows:

C.E. Cornutt	<u>aye</u>	Ruth Lindley	<u>aye</u>
Fred Wolfsen	<u>aye</u>	Herbert T. Martin	<u>aye</u>
Eric Carlson	<u>aye</u>		

Approved this 31 day of December, 1954.

C. E. Cornutt  
Mayor

Attest:

Arthur L. Moore  
City Recorder

STATE OF OREGON }  
County of Tillamook } ss

I, ARTHUR L. MOORE, hereby certify that I am the duly appointed, qualified and acting Recorder for the City of Garibaldi, Oregon and that the foregoing copy of Ordinance No. 38 is a true, full and complete copy of said Ordinance as is on file in my records in my office as Recorder of the City of Garibaldi, Oregon.

Arthur L. Moore

Subscribed and sworn to before me this 5th day of January, 1955.

Geoff Goodrich  
Notary Public for Oregon  
My Commission expires: 3-26-58



STATE OF OREGON, }  
County of Tillamook. }

I Hereby Certify that the within instrument of writing was received for record on the 21st day of February, A. D. 1955 at 9:40 o'clock a M., and recorded in Book 146 Page 147 Record of Deeds of said county.

Witness my hand and seal of said county affixed.

GLADYS L. HOOVER  
County Clerk  
By Margaret J. Prebenek  
Deputy

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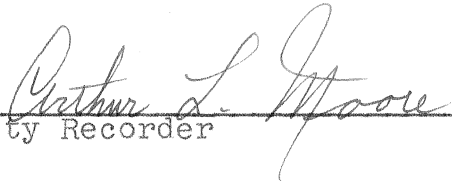
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Mayor

Attest:

  
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City Recorder

STATE OF OREGON

County of Tillamook

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I, ARTHUR L. MOORE, hereby certify that I am the duly appointed, qualified and acting Recorder for the City of Garibaldi, Oregon and that the foregoing copy of Ordinance No. 38 is a true, full and complete copy of said Ordinance as is on file in my records in my office as Recorder of the City of Garibaldi, Oregon.

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Subscribed and sworn to before me this 5th day of January,  
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Notary Public for Oregon  
My Commission expires: 3-26-58