

**ORDINANCE NO. 1230**

**AN ORDINANCE VACATING NE DUNHAM STREET BETWEEN NE 2<sup>ND</sup> STREET AND E 1<sup>ST</sup> STREET**

**WHEREAS**, pursuant to provisions of ORS Chapter 271, the City Council on February 14<sup>th</sup> 2017, on its own motion directed staff to proceed with the vacation process to vacate a portion of NE Dunham Street between NE 2<sup>nd</sup> Street and E 1<sup>st</sup> Street. The area to be vacated is specifically described on Exhibit A, and shown on Exhibits B & C attached hereto and hereby adopted by reference as though set forth in full herein; and

**WHEREAS**, this vacation is in response to a request from Crook County to acquire the land in preparation for the construction of a new County Jail; and

**WHEREAS**, a public hearing was held by the City Council on March 14, 2017. There were no objections to the vacation of said street at that hearing; and

**WHEREAS**, notice of the proposed petition for vacation and hearing on the petition was published in the Central Oregonian newspaper once each week for two consecutive weeks prior to the March 14, 2017, public hearing with the first publication date being at least 14 days prior to March 14, 2017; and

**WHEREAS**, notice of hearing of the petition for vacation was posted at or near each end of the proposed portion of NE Dunham Street to be vacated. The posting of the notice was at least 14 days prior to March 14, 2017; and

**WHEREAS**, City sewer and other public utilities are located in the portion of NE Dunham Street to be vacated. The vacation of this street does not prohibit the existing function and maintenance of these facilities. Agreements shall be made to accommodate these facilities or relocate them within existing rights-of-way or newly established easements.

Based upon the above premises, the people of the City of Prineville ordain as follows:

1. Public interest will not be prejudiced by the vacation of that portion of NE Dunham Street described on Exhibit A and shown on Exhibits B and C.
2. That portion of NE Dunham Street described on Exhibit A is hereby vacated with equal portions of property being conveyed to the adjacent land owners.
3. The Mayor and City Manager are authorized to execute any agreements necessary to accommodate existing public utilities including re-location and/or easements.

PASSED by the City Council this \_\_\_\_\_ day of April, 2017.

\_\_\_\_\_  
Betty J. Roppe, Mayor

Attest: \_\_\_\_\_  
Lisa Morgan/Recorder

# Exhibit A

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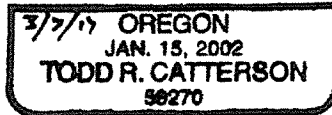
LEGAL DESCRIPTION FOR THE NORTH DUNHAM STREET VACATION,  
LOCATED IN THE NW1/4 OF SECTION 5, T.15S., R.16E., W.M., CITY OF  
PRINEVILLE, CROOK COUNTY, OREGON

Legal Description

Legal description for the vacation of North Dunham Street, located in the Northwest one-quarter (NW1/4) of Section 5, Township 15 South, Range 16 East, W.M., City of Prineville, Crook County, Oregon, more particularly described as follows: Beginning at the Northwest corner of Block 13 of the First Addition to Prineville, thence South along the West line of said Block 13 a distance of 250 feet to the Southwest corner of said Block 13; thence West along the North right-of-way line of East First Street a distance of 80 feet to the Southeast corner of Block 12 of the First Addition to Prineville; thence North along the East line of said Block 12 a distance of 250 feet to the Northeast corner of said Block 12; thence East along the South right-of-way line of East Second Street a distance of 80 feet to the Point of Beginning.



*Todd R. Catterson*



*REVIEWS 12/21/17*

Exhibit B

PREPARED BY  
ARMSTRONG SURVEYING, INC.  
267 NE SECOND ST., STE 100  
PRINEVILLE, OR 97754  
(541) 447-7791

EXHIBIT MAP FOR THE NORTH  
DUNHAM STREET VACATION,  
LOCATED IN THE NW $\frac{1}{4}$  OF SECTION  
5, T.15S., R.16E., W.M., CITY OF  
PRINEVILLE, CROOK COUNTY,  
OREGON

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

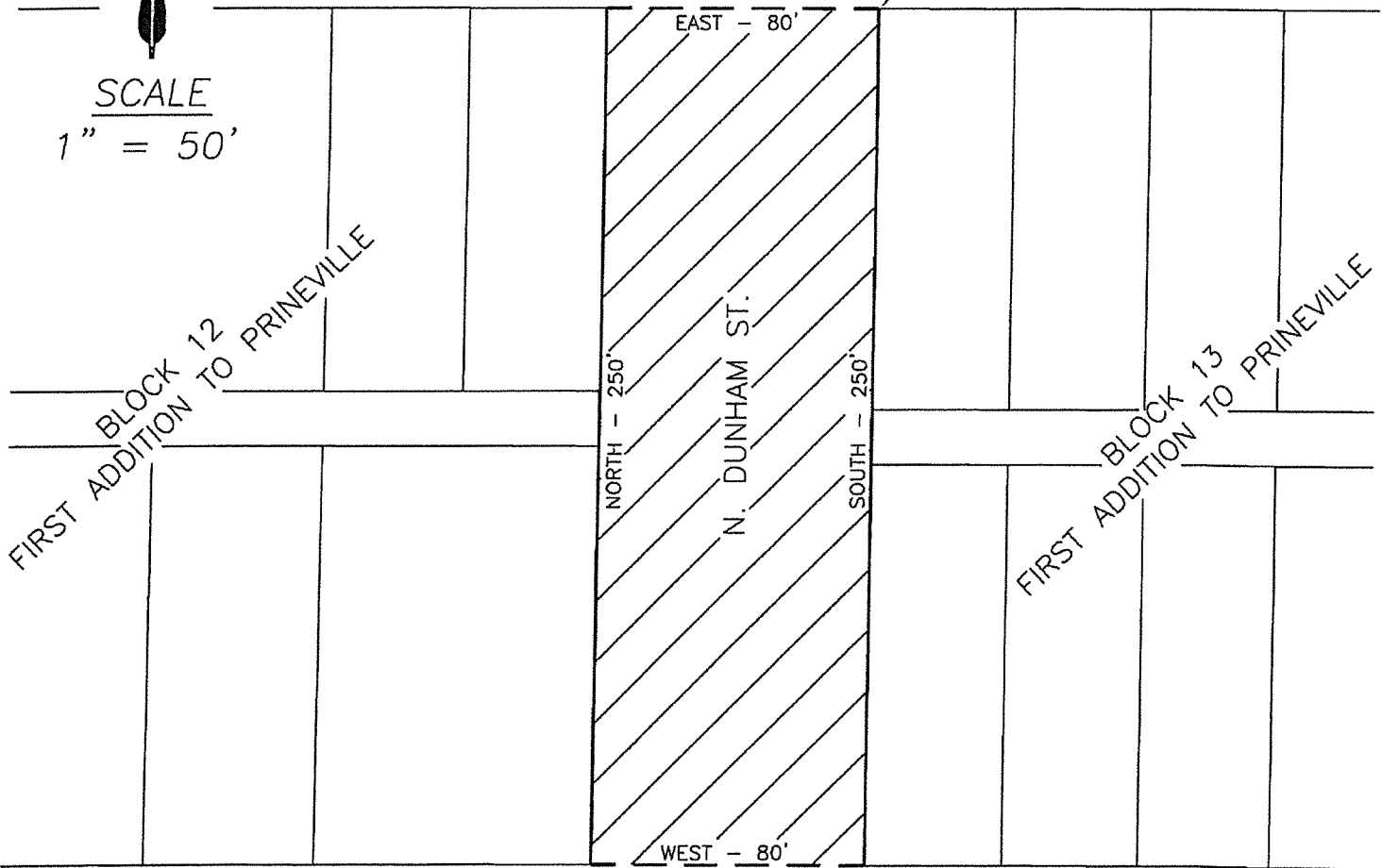
*Todd R. Catterson*  
3/7/17 OREGON  
JAN. 15, 2002  
TODD R. CATTERSON  
58270  
RENEW 12/31/17



SCALE  
1" = 50'

EAST SECOND ST.

POINT OF  
BEGINNING  
NW CORNER  
BLOCK 13



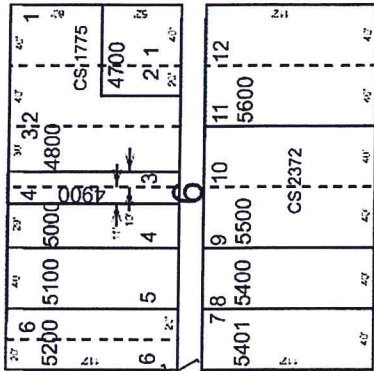
EAST FIRST ST.

# Exhibit C

CS 2135

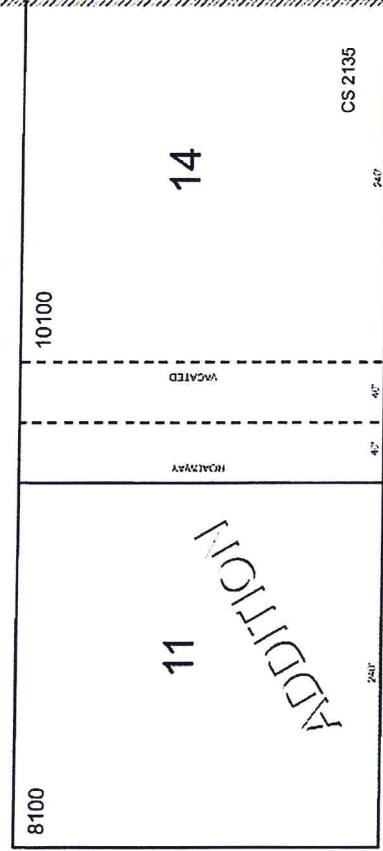
THIRD

2



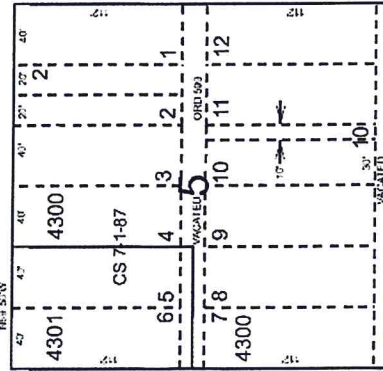
ST

- 1. N 37° 24' 56" W 80.32'
- 2. N 60° 26' E 24.15'
- 3. N 60° 26' E 24.15'
- 4. NORTH 17.35' 19.50'
- 5. S 59° 57' 03" E 36.13'
- 6. SOUTH 112.0'



E THIRD ST

SECOND



ST

E SECOND ST

FIRST

SEE MAP 15S 16E 05BC

ST

E FIRST ST

Revised: EB  
11/13/2009

PRINEVILLE  
15S16E05BB

(21)