

AFTER RECORDING RETURN TO:
CITY OF STAYTON
362 N Third Ave
Stayton OR 97383

RESOLUTION NO. 967

**A RESOLUTION AFFIRMING ABANDONMENT OF A PORTION OF
W HIGH STREET FOR STREET PURPOSES.**

WHEREAS, the City of Stayton received the right of way for a portion of W High Street in a deed from S.H. and P.J. Burson, dated October 21, 1913 and recorded in the Marion County Deed Records on December 10, 1913 as Volume 131, Page 120.

WHEREAS, the point of beginning of the legal description in the above-reference deed is the "northwest corner of Lot 19, in Ottomar Lutlich's Addition to Stayton Oregon;"

WHEREAS, the Ottomar Lutlich's Addition to Stayton Oregon does not contain a Lot 19 and an August 11, 1960 letter from Union Title Insurance Co. implies the legal description should have referred to Lot 12 in the Ottomar Lutlich's Addition to Stayton Oregon in order for the deed to have extended W High Street from that dedicated in the Ottomar Lutlich's Addition;

WHEREAS, the above-reference deed included a reversion clause, whereby the right of way returned to ownership of the grantor should it not be used for street purposes;

WHEREAS, the City has not extended W High St beyond a point 156.5 feet west of the west right of way of N Cherry Ave;

WHEREAS, the Marion County tax maps show this portion of W High Street as public right of way;

WHEREAS, there are no public utilities located within this portion of right of way;

WHEREAS, the City of Stayton has no plans to extend W High St into this portion of right of way; and

WHEREAS, the City of Stayton desires to clarify ownership of the property described in the deed recorded in Marion County Deed Records Volume 131, Page 120.

NOW THEREFORE, BE IT RESOLVED that the City of Stayton does hereby declare that the portion of the W High St right of way from a point 156.5 feet west of the west right of way of N Cherry Ave to the east right of way N Evergreen Ave is abandoned by the City of Stayton for street purposes.

This Resolution shall become effective upon adoption by the Stayton City Council.

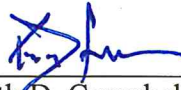
ADOPTED BY THE STAYTON CITY COUNCIL this 18th day of September, 2017

CITY OF STAYTON

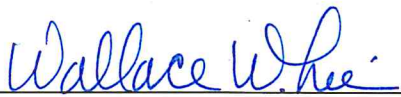
Date: 9/20 / , 2017

By: Henry A. Porter
Henry A. Porter, Mayor

Date: 9/19, 2017

Attest: 
Keith D. Campbell, City Administrator

APPROVED AS TO FORM:


Wallace W. Lien, Acting City Attorney

REEL: 4005

PAGE: 196

October 17, 2017, 12:39 pm.

CONTROL #: 480060

State of Oregon
County of Marion

I hereby certify that the attached instrument was received and duly recorded by me in Marion County records:

FEE: \$ 51.00

BILL BURGESS
COUNTY CLERK

THIS IS NOT AN INVOICE.