

ORDINANCE No. 1451

AN ORDINANCE vacating Broadalbin Street from the South line of Fourth Street to the North line of Fifth Street in the City of Albany, Oregon, and declaring an emergency.

WHEREAS, By Ordinance No. 1421 passed by the Council April 28, 1937, and approved by the Mayor April 28, 1937, it was provided for the time and manner of vacating Broadalbin Street from the South line of Fourth Street to the North line of Fifth Street in said City; and

WHEREAS, the Mayor and Council have deemed it expedient and of advantage to the City of Albany and Linn County that said portion of said Street be vacated in order that the same may be utilized by said County as a building site for the new Linn County Court House now proposed to be constructed; and

WHEREAS, the Mayor and Council of said City have deemed it expedient and necessary that said portion of said Street be vacated; and

WHEREAS, pursuant to said Ordinance the Recorder of said City made notice of the vacation of said portion of said street by publishing the same in the Albany Democrat Herald, a newspaper of general circulation, published in the City of Albany, Linn County, Oregon, once a week for four successive weeks, a copy of said notice, together with due proof of publication thereof now being on file in the office of the Recorder of said City; and

WHEREAS, it was provided in said Ordinance and notice for the time of the hearing of objections or remonstrances to the vacation of said portion of said street; and

WHEREAS, pursuant to said ordinance the Recorder posted notices of said street vacation for the time and in the manner provided by law, proof of said posting of said notices by said Recorder now being on file in said Recorder's office; and

WHEREAS, the time set in said notice for the hearing of objections to the vacation of said portion of said street was May 27, 1937, at ten o'clock A.M. in the office of the Recorder in said City of Albany; and

WHEREAS, on the 27th day of May, 1937, at ten o'clock A.M. of said day at the City Recorder's Office the Council of said City met for the purpose of hearing objections or remonstrances to the vacation of said portion of said Street; and

WHEREAS, no objections or remonstrances were made or filed with the Recorder or with the Council at said time and place or at all; and

WHEREAS, the Council thereupon continued said matter and no objections having made or filed since said date;

THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1. That Broadalbin Street from the South line of Fourth Street to the North line of Fifth Street in the City of Albany, Linn County, Oregon, be and the same is hereby vacated.

Section 2. Whereas, the peace, health and safety of the people of the City of Albany, Oregon, requires that this ordinance shall become immediately effective, therefore an emergency is hereby declared to exist and this ordinance shall be and become effective immediately upon its final passage by the council and approval by the Mayor.

Passed by the Council June 28, 1938.
Approved by the Mayor June 28, 1938.

C.R. Ashton
Mayor

ATTEST K.R. Horton
Recorder of the City of Albany, Oregon.

STATE OF OREGON)
COUNTY OF LINN) ss.
CITY OF ALBANY)

I, K.R. Horton, Recorder of the City of Albany, Linn County, Oregon, do hereby certify that the annexed and foregoing copy of Ordinance # 1451, has been by me carefully compared with the original Ordinance Bill # 1564, and that it is a true and correct copy of the whole of said Ordinance Bill # 1564, passed by the Council June 28, 1938, and approved by the Mayor, June 28, 1938.

Witness my hand and official signature and the seal of the city of Albany, this 29th day of June, 1938.

K.R. Horton
Recorder of the City of Albany, Oregon.

Deed Records, Linn County, Oreg. Book 445 Page 296