

*11/6/07
Sent certified
copies to City
for recording*

ORDINANCE NO. 1936
(An ordinance vacating a portion of Wasco Avenue)

WHEREAS, Wasco Avenue is a dedicated and improved right of way located within City limits;

WHEREAS, petition Tracy Hollister initiated a proposed vacation of a portion of the Wasco Avenue right of way pursuant to ORS 271.080;

WHEREAS, petitioner requests vacation of a portion of Wasco Avenue located on the south side of the Wasco Avenue right of way at the intersection of Wasco Avenue and 20th Street. The portion proposed to be vacated is shown on the attached Exhibit A. The portion consists of approximately 879.75 square feet;

WHEREAS, the Planning Commission and the City Council of the City of Hood River have, in accordance with the procedures set forth in Chapter 271 of the Oregon Revised Statutes and Titles 16 & 17 of the Hood River Municipal Code, considered the petition;

WHEREAS, the City Council made findings of fact and conclusions of law in accordance with Title 16 of the Hood River Municipal Code and ORS Chapter 271 with respect to the vacation request, which are attached as Exhibit B;

WHEREAS, the City Council incorporates by reference the findings of fact and conclusions into this Ordinance as if fully set forth herein;

WHEREAS, notice of the proposed vacation has been duly given as required by ORS 271.110 and HRMC Chapter 17.09 (see Exhibit B);

WHEREAS, the public interest will not be prejudiced by the proposed vacation because the area proposed to be vacated is not needed for the Wasco Avenue right of way;

WHEREAS, the City owns real property affected by the proposed vacation in accordance with ORS 271.080 and the City's consent to the proposed vacation is necessary in order to approve the vacation;

WHEREAS, the proposed vacation is consistent with the City's Comprehensive Plan as set forth in Exhibit B; and

WHEREAS, the City Recorder has filed a certificate showing that all city liens and taxes have been paid on the right-of-way to be vacated in the office of the City Recorder, as shown on Exhibit C.

NOW, THEREFORE, the City of Hood River ordains as follows:

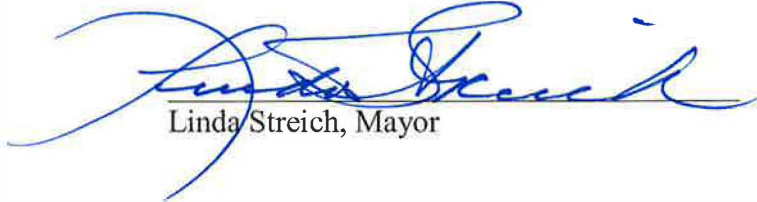
1. The City Council consents to the proposed vacation.

2. The public right-of-way described in Exhibit A is vacated.
3. The petitioner shall obtain a survey of the portion of right of way to be vacated and provide it to the City for preparation of the vacation map. The petitioner shall file a certified copy of the ordinance and map vacating the right of way. The costs of preparing the ordinance and map shall be deducted from the deposit for costs.
4. Title to the vacated street shall attach to the lands bordering the street as provided in ORS 271.140.

Read for the first time: October 9, 2007

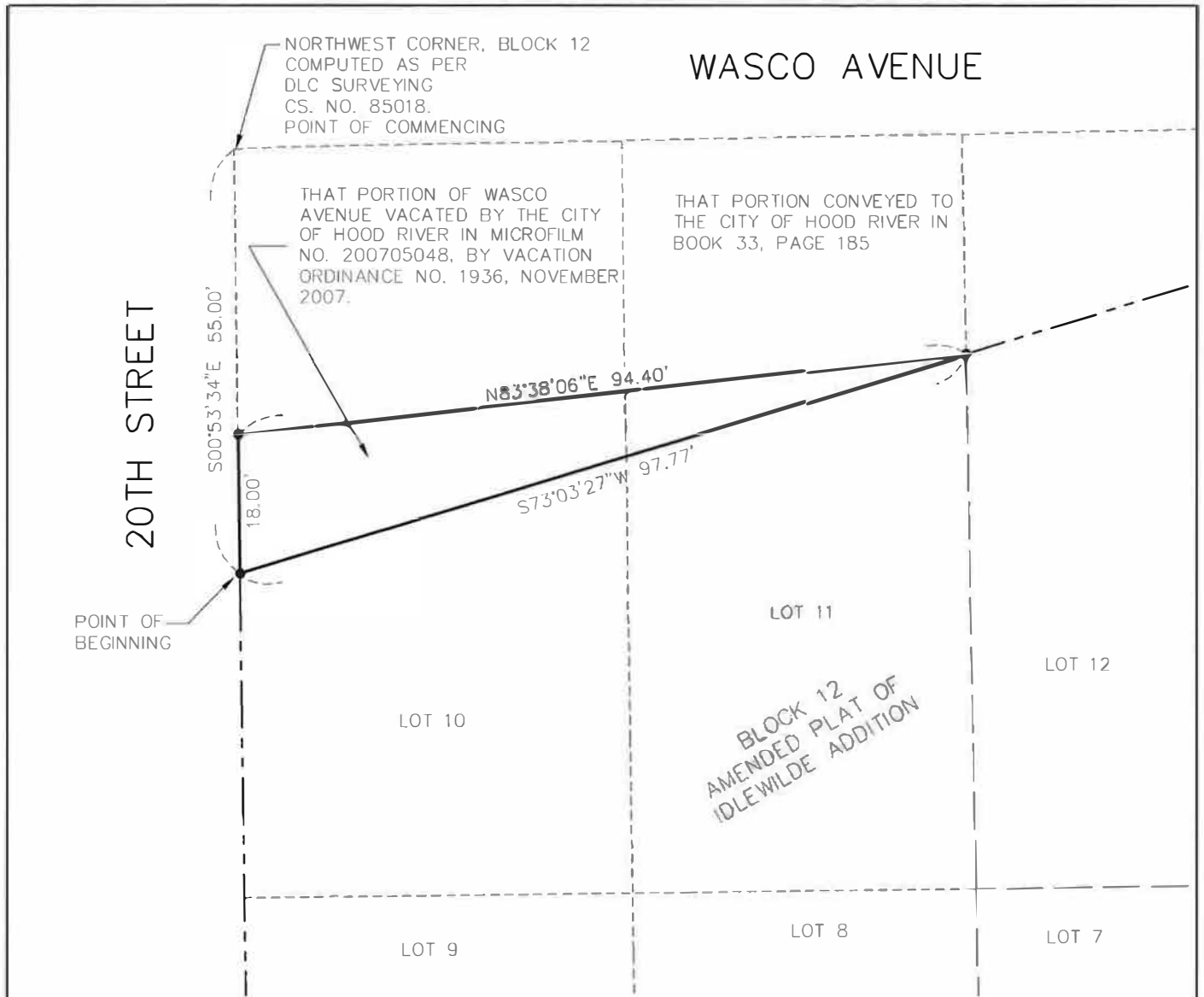
Read for the second time and passed: October 22, 2007, to become effective thirty (30) days hence.

Signed this 5th day of ~~September~~ November, 2007.


Linda Streich, Mayor

ATTEST:


Jill Rommel, City Recorder



LEGAL DESCRIPTION

A TRACT OF LAND BEING A PORTION OF LOT 10 AND LOT 11, BLOCK 12 OF THE AMENDED PLAT OF IDLEWILDE ADDITION, LOCATED IN THE SOUTHEAST QUARTER OF SECTION 26, TOWNSHIP 3 NORTH RANGE 10 EAST, WILLAMETTE MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 10, BLOCK 12 OF THE AMENDED PLAT OF IDLEWILDE ADDITION; THENCE SOUTH 00°53'34" EAST, 55.00 FEET ALONG THE WEST LINE OF SAID LOT 10 ALSO BEING THE EAST LINE OF 20TH STREET TO THE POINT OF BEGINNING; THENCE NORTH 00°53'34" WEST, 18.00 FEET ALONG SAID WEST LINE OF SAID LOT 10 TO A POINT; THENCE NORTH 83°38'06" EAST, 94.40 FEET TO A POINT ON THE EAST LINE OF LOT 11 OF SAID BLOCK 12 OF THE AMENDED PLAT OF IDLEWILDE ADDITION; THENCE SOUTH 73°03'27" WEST, 97.77 FEET TO THE POINT OF BEGINNING; CONTAINING 846 SQUARE FEET MORE OR LESS.



SCALE - FEET
1" = 20'

BASIS OF BEARINGS

RECORD OF SURVEY CS. NO. 85018



PORTION OF VACATED WASCO AVENUE STREET
BEING A PORTION OF LOTS 10 AND 11
OF BLOCK 12 OF AMENDED PLAT OF IDLEWILDE ADDITION
TO THE CITY OF HOOD RIVER COUNTY OF HOOD RIVER,
STATE OF OREGON

Klein & Associates, Inc.
LAND SURVEYING
1308 E 21st Street
Hood River, Oregon 97031
Tel: 531-438-2344

| | |
|-----------|----------------|
| PROJECT: | 070307 |
| FILE No: | 070307PP |
| LAYOUT: | LAYOUT |
| SURVEYED: | SURVEYED |
| DESIGN: | DESIGN_BY |
| DRAFT: | GDH |
| APPROVE: | APPR_BY |
| DATE: | 08-14-08 |
| SHEET: | 1 OF 11 SHEETS |

EXHIBIT A

File #
Fee
Date Rec'd

RECEIVED

Page 1
MAY 09 2007

PLANNING DEPARTMENT

CITY OF HOOD RIVER
STREET VACATION APPLICATION

Submit the completed application WITH TWELVE (12) ADDITIONAL COMPLETE COPIES and appropriate fees to the City of Hood River Planning Department, 301 Oak Ave. (P.O. Box 27), Hood River, OR 97031. Please note the review criteria attached to this application. If you have any questions, please contact the Planning Department at (541) 387-5210.

APPLICANT:

Name: Tracy Hollister

Address: 1833 Wasco St
(physical) Hood River, OR 97031

(mailing) same

(email) michelle@gorge.net

Telephone: 386.7044 Cell Phone: (541) 806-0638

Signature: [Handwritten Signature]

STREET INFORMATION:

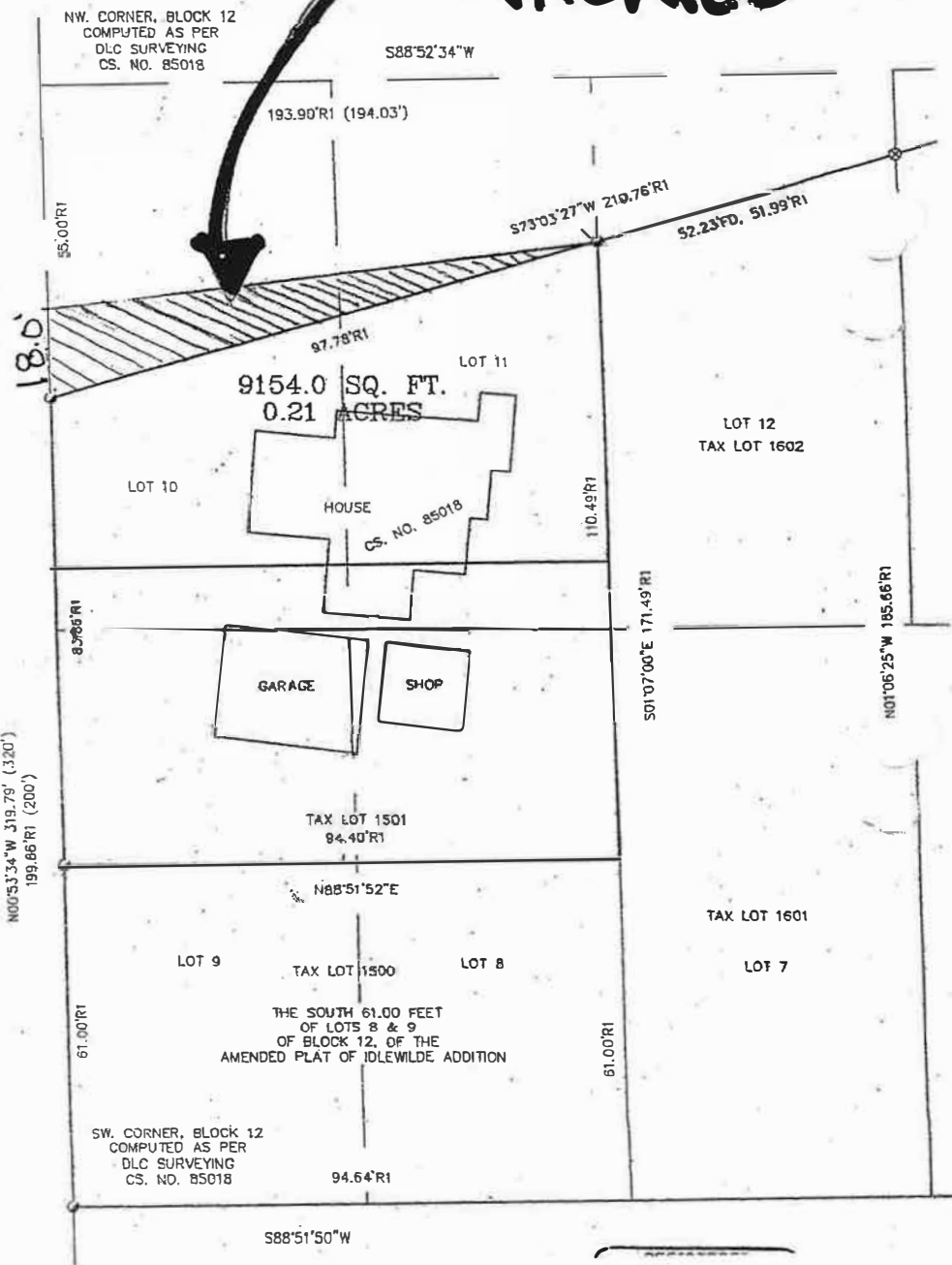
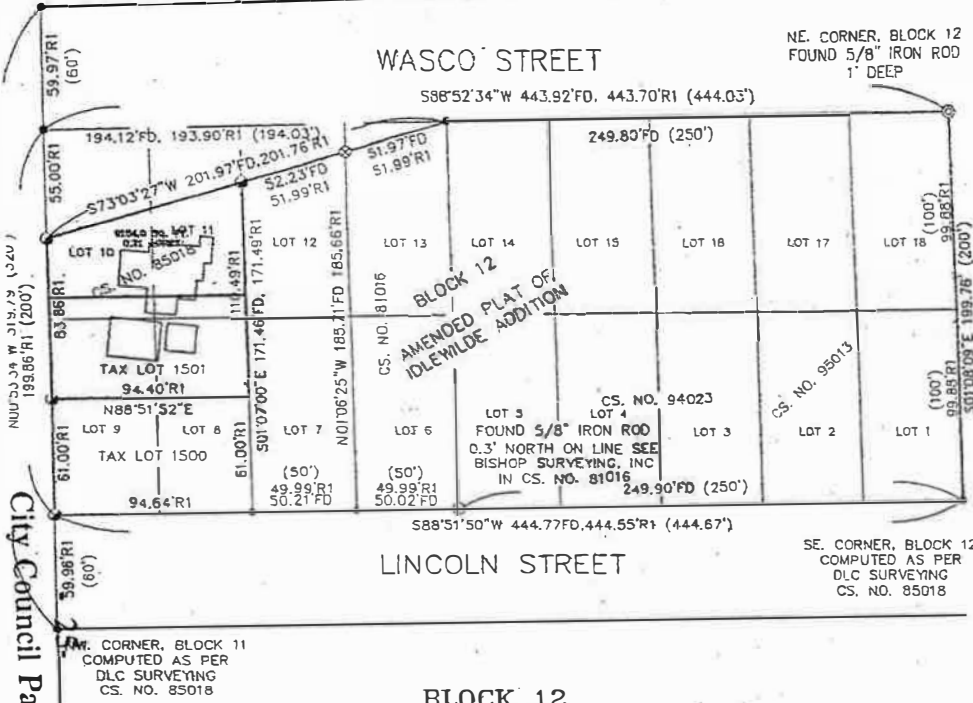
Township 3N Range 10E Section 26 DB Tax Lot(s) 1501

Current Zoning: R 3

Street Location (name and cross streets) Wasco 3 20th

LOTS 8, 9, 10 AND 11 OF BLOCK 12 OF AMENDED PLAT OF IDLEWILDE ADDITION TO THE CITY OF HOOD RIVER COUNTY OF HOOD RIVER, STATE OF OREGON
 3N 10E 26 DBTAX LOT 1501

TRIMMED AREA TO BE VACATED



BLOCK 12
 AMENDED PLAT OF IDLEWILDE ADDITION
 1" = 60'

TYPE OF SURVEY

REFERENCE SURVEYS

TRIM CS. NO. 85018
 SURVEYING, INC. CS. NO. 81016
 SURVEYING, INC. CS. NO. 95013
 SURVEYING, INC. CS. NO. 94023

REFERENCE DEEDS

20025552 HOOD RIVER COUNTY DEED RECORDS

REMARKS:

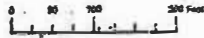
NOTE:

| | OLD AREA | NEW AREA |
|-----|----------|----------|
| 501 | | |

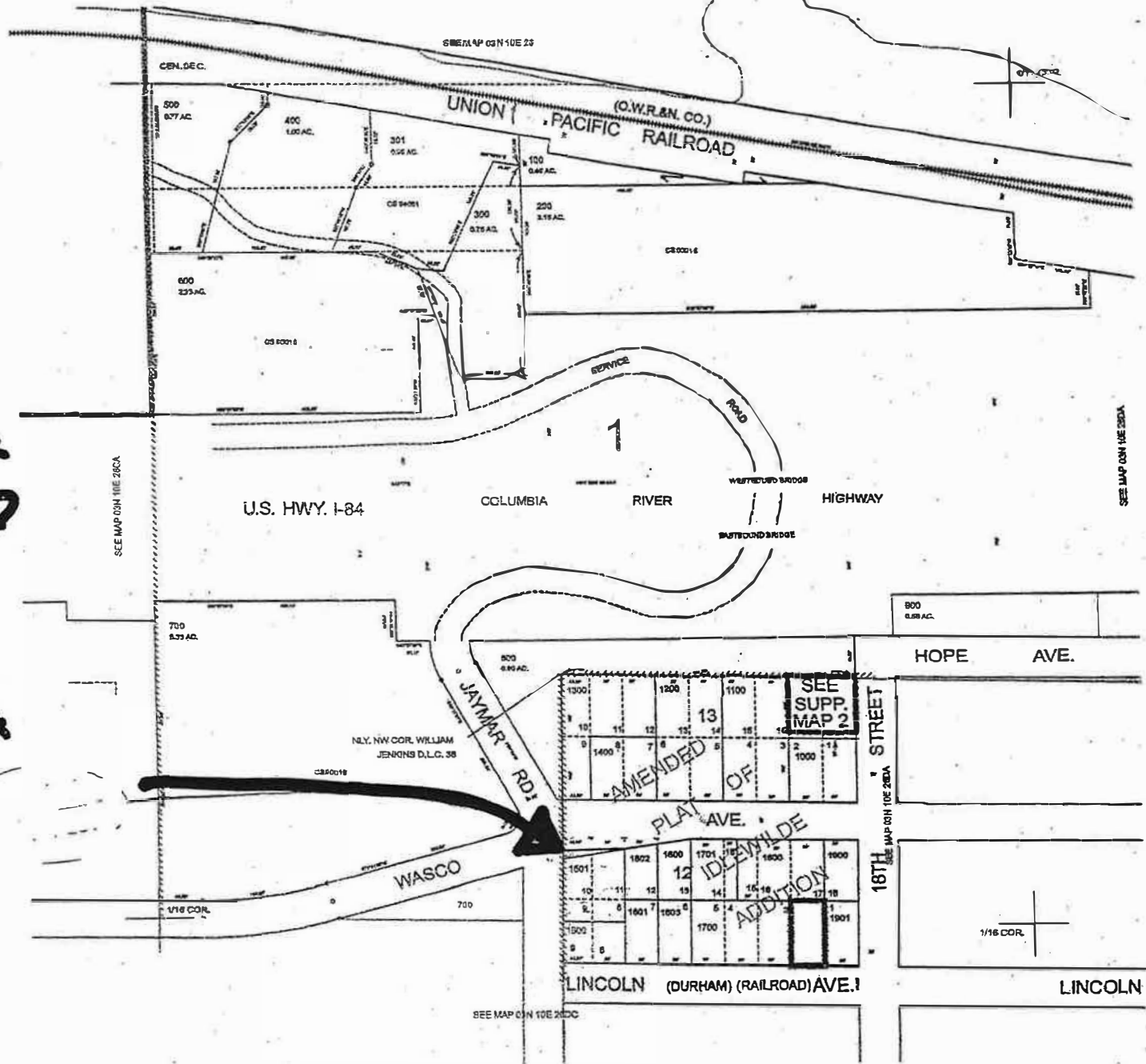
LEGEND

- SET 5/8" X 30" REBAR W/YELLOW PLASTIC CAP (KLEIN & ASSOCIATES OR 59002 LS)
- FOUND 1/2" REBAR W/YELLOW PLASTIC CAP DLC SURVEYING 1028. (C.S. NO. 85018)
- ⊙ FOUND 5/8" REBAR W/YELLOW PLASTIC CAP BISHOP SURVEYING, INC. (C.S. NO. 81016)
- ⊙ FOUND 5/8" IRON PIPE
- ⊙ FOUND P.K. NAIL
- ANGLE POINT, NOT MONUMENTED
- RM REFERENCE MONUMENT
- ROS RECORD OF SURVEY
- R1 RECORD DATA PER RECORD OF SURVEY CS. NO. 85018
- FD FOUND DATA
- (XX.XX') DISTANCE AS PER THE AMENDED PLAT OF IDLEWILDE ADDITION

THIS MAP WAS PREPARED FOR
ASSESSMENT PURPOSE ONLY.



NW 1/4 SE 1, SECTION 26, T6N R10E W1W
HOOD RIVER COUNTY
1"=100'



**PROPOSED AREA
TO BE VACATED**
3210E
26 DB #
1501

City Council Packet

- 26 -

SEE MAP ON 10E 26DA

SEE MAP ON 10E 26CA

SEE MAP ON 10E 26CC

SEE SUPP.
MAP 2

AMENDED
PLAT OF
IDLEWILDE
ADDITION

Exhibit B
Consent of Abutting and Affected Property Owners

By executing this document, we, the owners of all the property abutting on that portion of Wasco Street / Avenue to be vacated as described in the petition, consent to the vacation of such ground.

Name of abutting owner:

Signature: _____ Address: _____

Printed Name: Scott Norton

Description of abutting lot: 1827 wasco st. east neighbor

Township 3N Range 10E Section 26 DB Tax Lot(s) 1602

Name of abutting owner:

Signature: _____ Address: 1821 Lincoln

Printed Name: Shearer, Robert

Description of abutting lot: _____

Township 3N Range 10E Section 26 DB Tax Lot(s) 400

Name of abutting owner:

Signature: _____ Address: 1824 Wasco St.

Printed Name: James + Andrea Klaus

Description of abutting lot: _____

Township 3N Range 10E Section 26 DB Tax Lot(s) 1200

Name of abutting owner:

Signature: _____ Address: 1825 Wasco

Printed Name: Josh Scava

Description of abutting lot: _____

Township 3N Range 10E Section 26 DB Tax Lot(s) 1601, 1603

Name of abutting owner:

Signature: _____ Address: 1826 Wasco St.

Printed Name: Dzung De Bolt

Description of abutting lot: _____

Township 3N Range 10E Section 26 DB Tax Lot(s) 1300, 1400

Per ORS 271.130(3).

I certify that all City liens and all taxes have been paid on the lands to be vacated.

**Exhibit B
Consent of Abutting and Affected Property Owners**

By executing this document, we, the owners of all the property abutting on that portion of Wasco Street / Avenue to be vacated as described in the petition, consent to the vacation of such ground.

Name of abutting owner:

Signature: _____ Address: _____

Printed Name: _____

Description of abutting lot: _____

Township _____ Range _____ Section _____ Tax Lot(s) _____

Name of abutting owner:

Signature: Benjamin Lewitt Address: 1816 Lincoln St

Printed Name: Benjamin Lewitt

Description of abutting lot: _____

Township 3N Range 10E Section 26 DB Tax Lot(s) 1700, 1701

Name of abutting owner:

Signature: Martha Patten Address: _____

Printed Name: Martha Patten

Description of abutting lot: _____

Township 3N Range 10E Section 26 DB Tax Lot(s) 1600

Name of abutting owner:

Signature: Michelle Hollister Address: 1833 Wasco St

Printed Name: Michelle Hollister Hood River, OR 97031

Description of abutting lot: _____

Township 3N Range 10E Section 26 DB Tax Lot(s) 1501

Name of abutting owner:

Signature: _____ Address: _____

Printed Name: _____

Description of abutting lot: _____

Township _____ Range _____ Section _____ Tax Lot(s) _____

Per ORS 271.130(3)

I certify that all City liens and all taxes have been paid on the lands to be vacated.

**Exhibit B
Consent of Abutting and Affected Property Owners**

By executing this document, we, the owners of all the property abutting on that portion of 1833 Wasco St. Street / Avenue to be vacated as described in the petition, consent to the vacation of such ground.

Name of abutting owner:

* Signature:  Address: 105 N. 20th

Printed Name: WANDA M AGUERA

Description of abutting lot: _____

Township 3 N Range 10 E Section 26 DB Tax Lot(s) 1500

Name of abutting owner:

Signature: _____ Address: _____

Printed Name: _____

Description of abutting lot: _____

Township _____ Range _____ Section _____ Tax Lot(s) _____

Name of abutting owner:

Signature: _____ Address: _____

Printed Name: _____

Description of abutting lot: _____

Township _____ Range _____ Section _____ Tax Lot(s) _____

Name of abutting owner:

Signature: _____ Address: _____

Printed Name: _____

Description of abutting lot: _____

Township _____ Range _____ Section _____ Tax Lot(s) _____

Name of abutting owner:

Signature: _____ Address: _____

Printed Name: _____

Description of abutting lot: _____

Township _____ Range _____ Section _____ Tax Lot(s) _____

Per ORS 271.130(3)

I certify that all City liens and all taxes have been paid on the lands to be vacated.

EXHIBIT B

BEFORE THE CITY OF HOOD RIVER
HOOD RIVER, OREGON

In the matter of a request by)
Tracy Hollister to vacate)
a portion of Wasco Avenue) STAFF REPORT

I. **BACKGROUND INFORMATION:**

- A. **REQUEST:** A request by Tracy Hollister to vacate a portion of Wasco Avenue.
- B. **APPLICANT:** Tracy Hollister.
- C. **PROPERTY LOCATION:** The portion of Wasco Avenue to be vacated is located on the south side of the Wasco Avenue right of way at the intersection of Wasco Avenue with 20th Street. See Attachment "A". The amount proposed to be vacated is approximately 879.75 square feet, which is 18' north of the northwest corner of the Hollister property, then east the length of the property 97.75'.
- D. **HISTORY:**
1. Notice of public hearing mailed July 31, 2007.
 2. Notice of public hearing published in the Hood River News August 8, 2007, and August 15, 2007.
 3. Notice of public hearing posted on site in two places on July 31, 2007.
 4. Planning Commission public hearing scheduled August 20, 2007; City Council public hearing scheduled August 27, 2007.
- E. **ORDINANCE APPROVAL CRITERIA:**
1. HRMC, Section 16.08.060 – Replatting and Vacation of Plats
 2. Goal 12/Transportation Systems Plan
 3. ORS 271
 4. HRMC, Section 17.09.040 – Quasi-Judicial Actions

II. **FINDINGS OF FACT AND CONCLUSIONS**

- A. **Hood River Municipal Code (HRMC), Chapter 16 – Land Divisions 16.08.060**
1. **Replatting and Vacations.** Any plat or portion thereof may be replatted or vacated upon receiving an application signed by all of the owners as appearing on the deed.
Finding: Because this is a vacation of a street and this provision states that street vacations are to be made in accordance with ORS Chapter 271, the applicable property owner signatures for this vacation are those required by ORS Chapter 271.
 2. **Procedure.** All applications for a replat or vacation shall be processed in accordance with the procedures and standards for a subdivision or partition. The same appeal rights provided through the subdivision and partition process shall be afforded to the plat vacation process.
Finding: This provision is complied with by processing the application in accordance with the criteria in Title 16 and as a quasi-judicial action.

3. **Basis for Denial.** A replat or vacation application may be denied if it abridges or destroys any public right in any of its public uses, improvements, streets or alleys; or if it fails to meet any applicable criteria.

Finding: This proposed street vacation is for a triangular shaped sliver of Wasco Avenue right of way at the intersection of Wasco Avenue and 20th Street. The City Engineer states that because of an angle point in Wasco Avenue, there is more right of way than is used or needed by Wasco Avenue at the intersection with 20th Street. Based on foregoing, the proposed street vacation will not abridge or destroy any public rights to any of the street.

4. **Recording of Vacations.** All approved plat vacations shall be recorded in accordance with the Filing and Recording requirements of this title (Section 16.08.040) and the following procedures:
- a. Once recorded, a replat or vacation shall operate to eliminate the force and effect of the plat prior to vacation; and
 - b. Vacations shall also divest all public rights in the streets, alleys, and public grounds, and all dedications laid out or described on the plat.

Finding: This standard shall be complied with if the street vacation is approved by imposing a condition of approval requiring recording of the approved vacation plat. The decision approving the vacation shall have the effect described in this section.

5. **After Sale of Lots.** When lots have been sold, the plat may be vacated only in the manner herein, and provided that all of the owners of lots within the platted area consent in writing to the plat vacation.

Finding: This is a street vacation to which this standard does not apply.

6. **Vacation of streets.** All street vacations shall comply with the procedures and standards set forth in ORS Chapter 271.

Finding: As of the date of this staff report, this street vacation complies with ORS Chapter 271, see below for findings.

B. Goal 12/Transportation Systems Plan

Finding: The TSP's future street plan does not anticipate widening of Wasco Avenue, and is already one of the City's widest streets. Therefore, the proposed vacation is consistent with the City's TSP and Goal 12.

C. ORS Chapter 271

ORS 271.080 Vacation in incorporated cities; petition; consent of property owners. This provision allows any person with any interest in any real property in the City desiring to vacate all or part of any street to submit a petition containing the request. This provision requires the petition to contain "the consent of the owners of all abutting property and of not less than two-thirds in area of the real property affected thereby." **The City is an affected property owner making a large portion of the affected area, and necessary to meet the 2/3 requirement. Because the City's consent to the vacation would not be determined until a hearing on the proposed vacation was held, the petition is accepted without**

the requisite 2/3 consent. If the City Council approves the vacation, a condition stating that the Council's approval constitutes the City's consent will be included to satisfy this criterion.

ORS 271.090 Filing of petition; notice. This provision requires the petition to be filed with the City Recorder or other recording officer of the City. For purposes of street vacations, the Planning Assistant is the recording officer. The petition was filed with the Planning Assistant, who found the petition consistent (subject to the considerations set forth above) and notified the petitioner of the public hearing dates.

"Notice shall be given as provided in ORS 271.110[.]" ORS 271.110 requires publication of notice once each week for two consecutive weeks prior to the hearing, and requires the notice to **"describe the ground covered by the petition, give the date it was filed, the name of at least one of the petitioners and the date when the petition, and any objection or remonstrance, which may be made in writing and filed with the recording officer of the city prior to the time of hearing, will be heard and considered."** The City provided the notices required (see record above for reference to dates), and the notices contained the information required by this provision (See Attachments B & C). This provision also required the notice to be posted at or near the proposed vacation, and this was done by the Planning Assistant on July 31, 2007. The deposit required by ORS 271.110(3) has been obtained and is being held pursuant to this provision.

ORS 271.120 Hearing; determination. **"At the time fixed . . . for hearing the petition and any objections filed thereto . . . the governing body shall hear the petition and objections and shall determine whether the consent of the owners of the requisite area has been obtained, whether notice has been duly given and whether the public interest will be prejudiced by the vacation of such . . . street. If such matters are determined in favor of the petition the governing body shall by ordinance make such determination a matter of record and vacate such plat or street; otherwise it shall deny the petition."** The public interest will not be prejudiced by approving the proposed vacation because, as noted above, the area proposed to be vacated is not needed for the Wasco Avenue right of way. In addition, protection of the public interest is addressed by the provision in HRMC Section 16.08.060(C) that requires the vacation to be denied if "it abridges or destroys any public right in any of its public uses, improvements, streets or alleys[.]" As stated above, the proposed vacation does not abridge or destroy any public right in the street.

The applicant submitted the written consent of a number of the affected property owners; with the City's approval, requisite consents will be present.

D. HRMC 17.09.040 QUASI-JUDICIAL ACTIONS

This application has been processed as a quasi-judicial action pursuant 17.09.040 review procedures.

III. RECOMMENDATION AND CONDITIONS: Based on the above findings and conclusions, staff recommends that the Planning Commission recommend approval of the proposed vacation with the following conditions: ³¹ City Approval Packet

1. The applicant shall obtain a survey of the portion of Wasco Avenue to be

vacated and provide it to the City for preparation of the vacation map. The applicant shall file a certified copy of the ordinance and map vacating the portion of Wasco Avenue. The costs of preparing the ordinance and map shall be deducted from the deposit for costs.

2. The vacation is for the portion of Wasco Avenue as shown on Attachment A.
3. Title to the vacated street shall attach to the lands bordering the street as provided in ORS 271.140.
4. The ordinance approving this vacation shall not be passed until the City Recorder has filed a certificate showing that all city liens and all taxes have been paid on the lands to be vacated (ORS 271.130(4)).

PLANNING COMMISSION DECISION: Planning Commission recommends _____ of the street vacation. Commissioner _____ moved and Commissioner _____ seconded a motion to recommend _____ of the street vacation based on the above findings of fact and subject to the conditions of approval. The motion passed with a _____ vote.

APPROVED BY THE CITY OF HOOD RIVER PLANNING COMMISSION THE _____ DAY OF August, 2007.

John Everett, Chair

Attest:

Cindy Walbridge, Planning Director

CITY COUNCIL DECISION: Councilor _____ moved and Councilor _____ seconded the motion to _____ the street vacation based on the above findings of fact and subject to the conditions of approval. The motion passed with a _____ vote.

APPROVED BY THE CITY COUNCIL the _____ day of _____, 2007.

Linda Streich, Mayor

ATTEST:

Jill Rommel, City Recorder

Please publish the following notice in the Legal Notices section of the Hood River News. I would also appreciate an email receipt. Thank you.

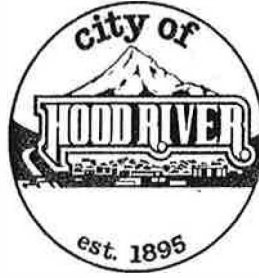
Jessica Kinder
Planning Assistant
City of Hood River
P.O. Box 27
Hood River, OR 97031
(541) 387-5210

FREQUENCY: Two Times
DATE: August 8, 2007
August 15, 2007

CITY OF HOOD RIVER PURCHASE ORDER #: 29321

CITY OF HOOD RIVER NOTICE OF PUBLIC HEARING FOR STREET VACATION

Notice is hereby given that the City Planning Commission and the City Council will conduct quasi-judicial public hearings to consider a petition made by Tracy Hollister for a street vacation filed May 9, 2007; File 2007-37. The request is for vacation of a portion of a public dedicated right of way between located at Wasco St. and 20th Ave, located on 3N 10E 26DB tax lot 1501. This is the legal notice for both hearings. The Planning Commission will conduct their public hearing on Monday, August 20, 2007 beginning not earlier than 5:30 p.m. in the City Council Chambers, 211 Second St., Hood River. After receiving a recommendation from the Planning Commission, the City Council will conduct a public hearing on Monday, August 27, 2007 beginning not earlier than 6:00 p.m. in the City Council Chambers, 211 Second St., Hood River, to consider the same application. The City Council makes the final decision. All interested parties are urged to submit written testimony prior to the hearing dates and/or present oral or written testimony at the public hearing. Written comments can be mailed to P.O. Box 27, Hood River, OR 97031; delivered to 301 Oak Street; or e-mailed to cindy@ci.hood-river.or.us prior to the hearing dates. Contact the City Planning Department at 387-5210 for further information. Oregon Relay Service 1-800-735-2900



301 OAK STREET
P.O. BOX 27
HOOD RIVER, OREGON 97031

(541) 386-1488

July 31, 2007

CITY OF HOOD RIVER
Notice of Right-of-Way Vacation Public Hearings

Dear Affected and Adjacent Property Owners:

Notice is hereby given that the **City Planning Commission** and the **City Council** will conduct quasi-judicial public hearings to consider a request by the City to vacate an alley.

The Planning Commission will conduct their public hearing on **Monday, August 20, 2007** beginning not earlier than 5:30 p.m. in the City Council Chambers, 211 Second Street, Hood River.

After receiving a recommendation from the Planning Commission, the City Council will conduct a public hearing on **Monday, August 27, 2007** beginning not earlier than 6:00 p.m. in the City Council Chambers, 211 Second Street, Hood River to consider the same application. The City Council makes the final decision. Please contact the City Planning Department at (541) 387-5210 after August 20, 2007 for details on the Planning Commission's recommendation to City Council.

This is the legal notice for both public hearings.

The hearing bodies will consider the following:

APPLICANT: Hollister; File No. 2007-37

PROPOSAL: Vacation of a portion of a public dedicated right of way located at Wasco St. & 20th Ave, 3N 10E 26DB tax lot 1501 (See Attached Map).

The hearing bodies will evaluate the request according to ORS 271.110 and the City of Hood River's Comprehensive Plan and Transportation System Plan.

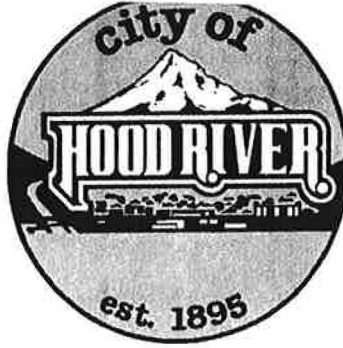
You have until August 20, 2007 to file a written objection or to remonstrate to the proposed vacation or appear in person at one or both hearings to object or remonstrate.

All interested parties are urged to submit **written testimony** to the Planning Director prior to **5:00 p.m. on August 13, 2007 for the Planning Commission** and prior to **5:00 p.m. on August 20, 2007 for City Council** and/or present oral or written testimony at the public hearing. Written testimony may be mailed to the City Planning Department, PO Box 27, Hood River, OR 97031 or delivered to the City Administration Building, 301 Oak Street, or e-mailed to cindy@ci.hood-river.or.us. City administration hours are between 8 a.m. and 5 p.m. Failure to raise an issue at the hearing, in person or by letter, or failure to provide statements or evidence sufficient to afford the hearing bodies an opportunity to respond to the issue precludes appeal of their decision based on that issue.

A copy of the application, all documents and evidence submitted by or on behalf of the applicant and applicable criteria are available for inspection at no cost and will be provided at a cost of \$.37 per page. A copy of the staff report will be available for inspection at no cost at least seven (7) days prior to the hearing.

If you have any questions, please call Cindy Walbridge, Planning Director, at 387-5217.

EXHIBIT C



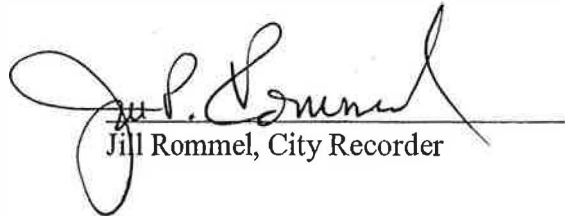
AFFIDAVIT OF CERTIFICATION

LIENS AND TAXES ON STREET RIGHT-OF-WAY TO BE VACATED

I, Jill Rommel, City Recorder of the City of Hood River, do hereby certify that there are no unpaid city liens or taxes as of August 1, 2007 on that portion of a public dedicated right of way located at Wasco St. & 20th Ave, 3N 10E 26DB tax lot 1501:

AN ORDINANCE VACATING A PORTION OF A PUBLIC DEDICATED RIGHT OF WAY LOCATED AT WASCO STREET & 20TH AVENUE, 3N 10E 26DB, TAX LOT 1501, AND REQUIRING THE CITY RECORDER TO FILE CERTIFIED COPIES OF THIS ORDINANCE.

Signed this 22nd day of August 2007.


Jill Rommel, City Recorder



ALL DATA ON PLANS
IS APPROXIMATE ONLY
AND NOT INTENDED
FOR DESIGN PURPOSES

1" = 50'-0"

228.58'

R=27.50'
49.42'

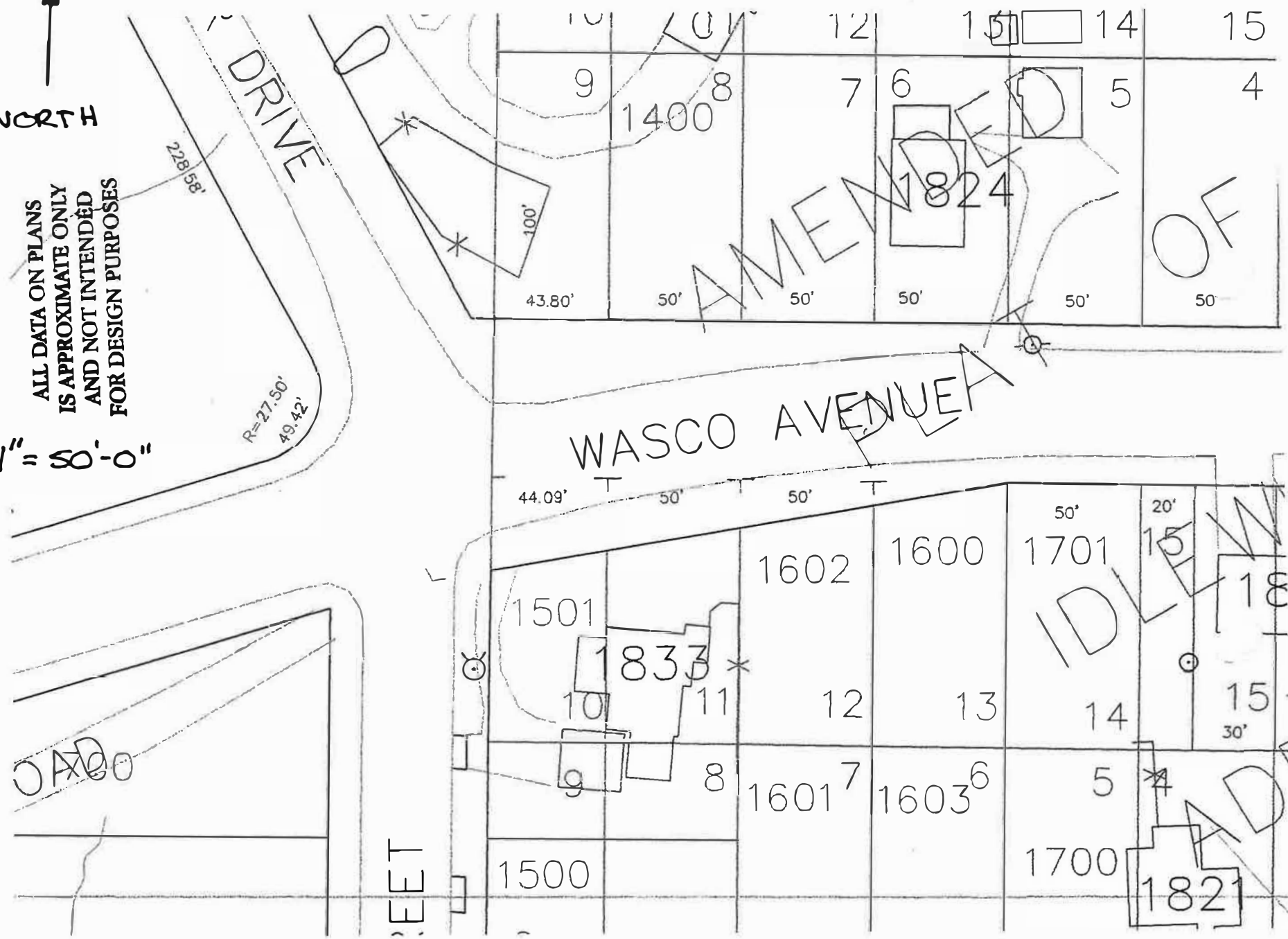
DRIVE

WASCO AVENUE

AMENDED OF

WASCO

FEET



10 11 12 13 14 15
9 8 7 6 5 4

43.80' 50' 50' 50' 50' 50'

44.09' 50' 50' 50' 20' 30'

1501 1602 1600 1701 15 18
1833 10 11 12 13 14 15
9 8 1601 7 1603 6 5 4
1500 1700 1821




CERTIFICATION

STATE OF OREGON)
COUNTY OF HOOD RIVER) ss
CITY OF HOOD RIVER)

I, Jill Rommel, City Recorder of the City of Hood River, State of Oregon, in Hood River County, the duly constituted and appointed custodian of the records in said City, do hereby certify that the foregoing Ordinance 1936 (an ordinance vacating a portion of Wasco Avenue) is a true and correct copy of the original document on file in my office.

Dated: November 6, 2007



Jill P. Rommel, City Recorder