

ORDINANCE 108

AN ORDINANCE VACATING THE ALLEY LOCATED IN BLOCK 8, BETWEEN ELWOOD STREET AND JASON STREET; THE ALLEY IN BLOCK 4 LOCATED BETWEEN ELWOOD STREET AND JASON STREET; AND THE ALLEY IN BLOCK 22 LOCATED BETWEEN ELWOOD STREET AND CANFIELD STREET, TO THE ABUTTING PROPERTY OWNERS; DIRECTING THE CITY CLERK TO CAUSE A CERTIFIED COPY OF THIS ORDINANCE TO BE RECORDED AT THE OFFICE OF THE RECORDER OF NEZ PERCE COUNTY, IDAHO; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the owners of the real property abutting the alley in Block 8, between Elwood Street and Jason Street, and the alley in Block 4, between Elwood Street and Jason Street, and the alley in Block 22, between Elwood Street and Canfield Street, all located in the City of Peck, Idaho, having petitioned the City Council to vacate said alleys and,

WHEREAS, a public hearing was held on said petition on the 13th day of January, 1988, and a written notice of said public hearing was given by certified mail at least ten (10) days prior to the date of said public hearing, to all property owners within 300 feet of the area described in the petition, and said notice was published once a week for two (2) consecutive weeks in the official newspaper of the City, the last publication being not less than seven (7) days prior to the date of said hearing, and

WHEREAS, it is the determination of the Peck City Council that it is in the best interest of the City of Peck and its inhabitants and of the property abutting said alleyways, particularly described in Section 1 below, that said alleys be vacated as public streets of the City of Peck.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PECK, IDAHO, AS FOLLOWS:

Section 1: The alleyways located in Block 4, 8 and 22 in the City of Peck, Nez Perce County, Idaho, particularly described as follows:

The alleyway in Block 4, between Jason Street and Elwood Street; the alleyway in Block 8, between

Elwood Street and Jason Street; and the alleyway
in Block 22, between Elwood Street and Canfield
Street,

be and the same hereby are vacated as public streets of the City
of Peck, Idaho, and said alleyways shall revert to the owners of
the adjacent real property.

Section 2: That the City Clerk be and is hereby authorized
and directed to cause a certified copy of this ordinance to be
recorded at the office of the Recorder of Nez Perce County,
Idaho.

Section 3: That the Mayor and City Clerk be and are hereby
authorized to execute and deliver, upon request therefor, a
quitclaim deed in and to the City's interest in said alleyways to
the abutting property owners, as their respective rights may
appear.

Section 4: This ordinance shall take effect and be in force
from and after its passage, approval and publication.

CITY OF PECK: January 13, 1988

CITY OF PECK, IDAHO

By Roger E. Greef
Mayor

ATTEST:

Ann Kisson
City Clerk

INST. NO. 528053
FILED FOR RECORD
FEE 9.00 REC. BY Wm Van McCann
1027 Bryden
1988 FEB 10 PM 12:39 City
BETTY J. WILSEY
RECORDER, NEZ PERCE CO. ID.
BY Shirley DEPUTY

STATE OF IDAHO)
)ss.
County of Nez Perce)

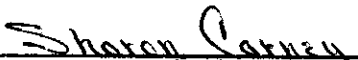
I, Ann Hesson, Clerk of the City of Peck, Nez Perce County, Idaho, hereby certify the foregoing to be a full, true and correct copy of the original Ordinance No. 108 in the above entitled cause as the same now appears on file and of record in my office.



Ann Hesson

SUBSCRIBED AND SWORN to before me this 13th day of
January, 1989.

(SEAL)

Notary Public in and for the
State of Idaho; residing at
Lewiston therein.
My Commission Expires: 5/5/94