

Ordinance Number 937, AN ORDINANCE, amending the sixth paragraph of Section 8 of Ordinance Number 470 of the City of Milwaukie, Oregon, was taken up and read for its second reading and put on its passage with the following result being had. Ayes: Howard, Baer and Clay. Nays: None. Ordinance Number 937 passed the Council and was so declared by the Mayor.

Ordinance Number 938, AN ORDINANCE defining "Vehicle", prohibiting drivers of vehicles from entering Pacific Highway east, also known as McLoughlin Boulevard, from Scott Street in the City of Milwaukie, Oregon except by right-turn movement only: providing penalties for the violation thereof; and declaring the effective date, was taken up and read for its second reading and put on its passage with the following result: Ayes: Howard, Baer and Clay. Nays: None. Ordinance Number 938 passed the Council and was so declared by the Mayor.

On motion duly made and carried the meeting adjourned.

*Ellen Martin*  
Ellen Martin, Clerk.

#### MEETING OF AUGUST 22, 1962

A special meeting of the Council of the City of Milwaukie was held on the twenty-second day of August, 1962, for the purpose of canvassing the votes of a special election held on the twenty-second day of August, 1962.

The meeting was called to order by Mayor Earl Clay.

The roll call showed those present were Mayor Earl Clay; Councilmen James Howard, Paul Baer, and Theron Sedgwick, and Clerk Ellen Martin. Absent: Councilman Charles Renard, Manager Leonard Mullan and Attorney John O. Sheldahl.

#### VOTES OF SPECIAL ELECTION CANVASSED.

The Mayor announced that the Council would proceed with the canvass of the votes cast at the special city election held on the twenty-second day of August, 1962 for the purpose of submitting to the legal voters the question of whether or not a Charter Amendment should be adopted so as to accomplish the annexation of all territories lying within the City of Milwaukie, Oregon, that were completely surrounded by the boundaries of said City.

The ballots cast at said election having been duly delivered to the City Council by the duly constituted Election Board, the Council proceeded to canvass the returns of the special city election held on the 22nd day of August, 1962, at which the following measure was voted upon.

"Shall Chapter 1 of the Charter of the City of Milwaukie, Oregon be amended by adding thereto a section to be known as Section 1 (d) and to be designated "Further annexation of territory surrounded by City", and to read as follows:

"Section 1 (d) Further annexation of territory surrounded by City. That the following described tracts of land and territory, to-wit:

All of Tract "A" of the duly recorded plat of WAVERLY HEIGHTS in Sec. 26, T.1 S., R.1 E of the W.M.

All of the present Tax Lot 139 in the Lot Whitcomb Claim in Sec. 35, T.1S., R.1E of the W.M., described as follows, to-wit:

Beginning South 30 degrees 40 minutes West 37.7 feet distant from the southwest corner of the William Meek Claim; from said beginning point, thence following the south side of Lava Drive North 69 degrees 30 minutes East 163.50 feet; thence South 19 degrees 44 minutes East 400.00 feet; thence South 36 degrees 31 minutes West 211.00 feet to the Willamette River; thence downstream, South 82 degrees 51 minutes West 110.0 feet; thence North 34 degrees 47 minutes East 143.00 feet to the southerly boundary of the Portland Traction Company's right-of-way; thence North 5 degrees 33 minutes West 30.0 feet to the northerly right-of-way of said Company; thence North 19 degrees 44 minutes West 384.75 feet to the place of beginning, excepting therefrom the Portland Traction Company's right-of-way.

All of Lot 22, Block 3 of the duly recorded plat of KELLOGG CREEK ACRES.

Sec. 25 T.1S., R.1E., of the W.M. The east 70.0 feet of Lot 1 of Block 6 of the duly recorded plat of GLOVERLAND, located in Sec. 25, T.1S., R.1E., of the W.M.

Sec. 25 and 30 A tract of land in Sec. 25, T.1S., R.1E., of the W.M., and also Sec. 30, T.1S., R.2E., of the W.M., described as follows, to-wit: Beginning at the southeast corner of Tract 30 in the duly recorded plat of GIBSON'S SUBDIVISION of the LOGUS TRACTS in said Sec. 30, in the north boundary of King Road.

1. From said place of beginning thence following the said boundary of King Road West 355.8 feet, more or less, to the southeast corner of Clackamas County Assessor's Tax Lot No. 155 of the Hector Campbell Claim as of this date.

2. Thence North 404.11 feet, more or less, along the east boundary of said Tax Lot No. 155 to the southeast corner of Lot 10 of Block 2 of the recorded plat of BERWYN VILLAS.

3. Thence along the south boundary of said BERWYN VILLAS, West 235.00 feet, more or less, to the northeast corner of present Hector Campbell Tax Lot 128.

4. Thence South 140.0 feet, more or less, to the southeast corner of said Tax Lot 128.

5. Thence West 150.00 feet, more or less, to the southwest corner of said Tax Lot 128.

6. Thence North 140.0 feet, more or less, to the northwest corner of said Tax Lot 128 in the south boundary of said BERWYN VILLAS.

7. Thence following the south boundary of said BERWYN VILLAS West 182.05 feet, more or less, to the northeast corner of the present date Tax Lot 68-1 of the Hector Campbell Claim.

8. Thence South 110.0 feet to the southeast corner of the last mentioned Tax Lot.

9. Thence following the south boundary of said Tax Lot 68-1 and the westerly extension thereof West 381.84 feet, more or less to the east boundary of Glover Road or South-east 43rd Street.

10. Thence following the east boundary of said Glover Road South 294.0 feet, more or less, to the southwest corner of the duly recorded plat of ENGEL ADDITION in the north boundary of King Road.

11. Thence following the north boundary of King Road West 210.0 feet, more or less, to the southwest corner of the present Tax Lot 24 of the Hector Campbell Claim.

12. Thence following the west boundary of said Tax Lot 24 North 485.0 feet, more or less, to the northwest corner thereof in south boundary of the recorded plat of MARCHBANKS.

13. Thence following said last mentioned south boundary West 160.0 feet, more or less, to the northeast corner of the present Tax Lot 28 of the Hector Campbell Claim.

14. Thence following the east boundary of said Tax Lot 28, South 485.0 feet, more or less, to the southeast corner thereof in the north boundary of King Road.

15. Thence along the north boundary of King Road West 129.75 feet to the southwest corner of said Tax Lot 28.

16. Thence along the west side of said Tax Lot 28 North 485.0 feet, more or less, to the northwest corner thereof in the south boundary of said MARCHBANKS.

17. Thence following said boundary of MARCHBANKS West 485.0 feet, more or less, to the southwest corner of Block 10 of said MARCHBANKS in the east boundary of

Southeast 40th Street.

18. Thence following the said west boundary of Block 10, North 100.0 feet to the east and west center line of said Block 10.

19. Thence following said east and west center line East 300.73 feet to the southwest corner of Lot 12 of said Block 10.

20. Thence following the west boundary of said Lot 12 and the northerly extension thereof, North 250.0 feet to the northwest corner of Lot 39 of Block 11 of said MARCHBANKS.

21. Thence along the north boundary of said Block 11, East 65.0 feet, more or less, to a point in the southerly extension of the west boundary of Lot 4 of Block 6 of the recorded plat of GLOVERLAND.

22. Thence along the said southerly extension and the west boundary of said Lot 4, North 346.99 feet, more or less, to the northwest corner of said Lot 4 in the south boundary of Harvey Street.

23. Thence following the south boundary of Harvey Street and the easterly extension thereof 246.62 feet, more or less, to the west boundary of present Tax Lot 65 of the Hector Campbell Claim.

24. Thence along the west boundary of said Tax Lot 65, South 5.0 feet, more or less, to the northwest corner of present Tax Lot 86 of said Claim.

25. Thence along the north boundary of said Tax Lot 86, East 140.0 feet, more or less, to the northeast corner thereof in the west boundary of present Tax Lot 66-1 of said Claim.

26. Thence along the west boundary of said Tax Lot 66-1, South 30.0 feet, more or less to the northwest corner of present Tax Lot 66-1 of said Claim.

27. Thence along the north boundary of said Tax Lot 66-1, East 179.10 to the northeast corner thereof in the west boundary of Glover Road.

28. Thence along the west boundary of Glover Road North 100.0 feet, more or less, to a point in the westerly extension of the north boundary of Tract 5 of the recorded plat of GIBSON'S SUBDIVISION of the BAPTIST CAMPBELL TRACT.

29. Thence on said extension East 40.0 feet to the northwest corner of said Tract 5 in the east boundary of Glover Road.

30. Thence along the west boundary of said Tract 5, South 184.87 feet.

31. Thence East 483.92 feet to a point that is 38.8 feet west of the east boundary of Tract 3 of the last mentioned plat.

32. Thence North 184.0 feet, more or less, to the north boundary of the herein last mentioned plat.

33. Thence following the north boundary of the herein last mentioned plat East 479.79 feet, more or less, to the west boundary of the recorded plat of LEONE ACRES.

34. Thence following the west boundary of LEONE ACRES and the southerly extension thereof, South 380.0 feet, more or less, to the north boundary of Logus Road.

35. Thence along the north boundary of Logus Road East 157.0 feet, more or less, to a point in the northerly extension of the east boundary of Tract 28 of the recorded plat of GIBSON'S SUBDIVISION of the LOGUS TRACTS.

36. Thence along the said northerly extension and the east boundary of Tract 28, South 450.6 feet, more or less, to the northwest corner of Tract 30 of the last mentioned plat.

37. Thence along the north boundary of said Tract 30, East 200.0 feet to the northeast corner thereof.

38. Thence along the east boundary of Tract 30, South 431.8 feet to the place of beginning of the tract herein described.

Beginning at the intersection of the east boundary of White Lake Road with the north boundary of King Road; in the southwest  $\frac{1}{4}$  of Sec. 30, T.1S., R.2E., W.M., thence on said White Lake Road boundary North 200 feet; thence West 136.71 feet; thence South 100 feet; thence East 96.71 feet to the west boundary of said White Lake Road; thence South 100.0 feet to the north boundary of King Road; thence East 40.0 feet to the place of beginning to all of Tracts 2 and 4 of the duly recorded plat of ENGEL ADDITION.

A tract of land described as beginning at the southeast corner of the duly recorded plat of ENGEL ADDITION in the north boundary of King Road; thence along the east boundary of said addition North 200.0 feet, more or less; thence parallel to the north boundary of King Road, East 92.05 feet, more or less; thence parallel to the east boundary of said addition South 200.0 feet, more or less, to the north boundary of King Road; thence following the last mentioned boundary, West 92.05 feet, more or less, to the southeast corner of said ENGEL ADDITION.

The West one-half of Tract 26 and the East one-half of Tract 25 of the duly recorded plat of GIBSON'S

SUBDIVISION of the LOGUS TRACTS.

A tract of land in Sec. 25, T.1S., R.1E., of the W.M., described as follows to-wit:

Beginning at the southwest corner of the duly recorded plat of MARCHBANKS in the east boundary of S. E. 40th Street.

Thence following said street boundary South 222.0 feet, more or less, to the northwest corner of the present Tax Lot 22-3 of the Hector Campbell Claim.

Thence following the north boundary of said Tax Lot, East 151.40 feet to the northeast corner thereof.

Thence parallel to said 40th Street boundary North 222.0 feet, more or less, to the south boundary of said MARCHBANKS.

Thence along the last mentioned boundary, West 151.40 feet to the place of beginning.

ALSO: Beginning at the intersection of the east boundary of 40th Street with the north boundary of King Road;

Thence, along said 40th Street boundary, North 200.0 feet, more or less, to the southwest corner of present Tax Lot 22-3 of the Hector Campbell Claim.

Thence, along the south boundary of said Tax Lot, East 151.40 feet to the southeast corner thereof.

Thence parallel to said 40th Street boundary South 200.0 feet, more or less, to the north boundary of King Road.

Thence along said King Road boundary West 151.40 feet to the last mentioned point of beginning.

BLOCK 9 MINTHORN ADDITION TO THE CITY OF PORTLAND.

All of Lots 6-7-8 and the east 15 feet of Lot 9 and the east 15 feet of the north one-half of Lot 40 and the north one-half of Lots 41, 42 and 43.

Also all of Lots 18 to 28 inclusive, together with the north one-half of Lots 29, 30 and 31.

All the above in Block 9, MINTHORN ADDITION together with the streets adjacent thereto.

All of Lots 13 to 36 inclusive of Block 10 Minthorn Addition together with the streets adjacent thereto.

All of Lots 11 to 38 inclusive of Block 11, MINTHORN ADDITION together with the streets adjacent thereto.

Lots 37 to 40 inclusive of Block 17 MINTHORN ADDITION together with the streets adjacent thereto.

All of Block 18 MINTHORN ADDITION together with the streets adjacent thereto.

All of Block 19 MINTHORN ADDITION together with the streets adjacent thereto.

All of Lots 21 to 28 inclusive of Block 20 MINTHORN ADDITION together with the streets adjacent thereto.

All of Lots 17 to 32 inclusive of Block 37 MINTHORN ADDITION together with the streets adjacent thereto.

All of Block 38 MINTHORN ADDITION together with the streets adjacent thereto.

All of Block 39 MINTHORN ADDITION together with the streets adjacent thereto.

All of Lots 1 to 5 inclusive, Lots 9 to 18 inclusive, the east 5 feet of Lot 19, Lots 32 to 40 inclusive and Lots 44 to 48 inclusive of Block 40 MINTHORN ADDITION together with the streets adjacent thereto.

All of Lots 1 to 5 inclusive, Lots 17 and 18, and Lots 43 to 48 inclusive of Block 45 MINTHORN ADDITION together with the streets adjacent thereto.

All of Block 46 MINTHORN ADDITION together with the streets adjacent thereto.

All of Block 47 MINTHORN ADDITION together with the streets adjacent thereto.

All of Lots 16 to 29 inclusive of Block 48 MINTHORN ADDITION together with the streets adjacent thereto.

All of Lots 22 to 24 inclusive of Block 65 MINTHORN ADDITION together with the streets adjacent thereto.

All of Block 66 MINTHORN ADDITION together with the streets adjacent thereto.

All of Lots 1 to 7 inclusive and Lots 12 to 24 inclusive of Block 67 MINTHORN ADDITION together with the streets adjacent thereto.

All of Lots 1 to 18 inclusive of Block 68 MINTHORN ADDITION and the streets adjacent thereto.

Tracts of land located in the John D. Garrett D.L.C. in T.1S., R.2E., of the W.M., described as follows to-wit:

1. All of the duly recorded plat of HOMEWOOD PARK excepting therefrom previous annexations therein as stated in Milwaukie City Ordinances Numbers 723, 778, 789, 802, 868, 877 and 904.

2. All of the following lots in the duly recorded plat of CHEEZY KNOLL, Lots 3, 4, 5, and 6 of Block 1 and Lots 4, 5 and 6 of Block 2.

3. Beginning at the southwest corner of the duly recorded plat of BRIARWOOD in the east boundary of the plat of HOMEWOOD PARK; thence along the south boundary of said BRIARWOOD, East 305.72 feet to the southeast corner of said BRIARWOOD; thence South 10.00 feet to the northwest corner of the present Tax Lot 62-10 of said J. D. Garrett D. L. C.; thence East 500.00 feet to the northeast corner of present Tax Lot 62 of said claim; thence South 363.0 feet to the southeast corner of present Tax Lot 62-9 of said claim; thence West 500.00 feet to the southwest corner of present Tax Lot 62-8 of said claim; thence South 115.0 feet, more or less, to the southeast corner of present Tax Lot 73-1 of said claim; thence West 305.75 feet to the southeast corner of Lot 6 of Block 1 of said HOMEWOOD PARK; thence following the east boundary of said HOMEWOOD PARK North 498.63 feet to the place of beginning.

4. Tracts 3 to 16 inclusive of the duly recorded plat of WAYMIRE ADDITION and the streets therein.

5. Beginning at the southeast corner of Lot 6 of Block 1 of the said plat of HOMEWOOD PARK at the southwest corner of the present Tax Lot 73-1 of said J. D. Garrett D.L.C.; thence East 305.75 feet to the southeast corner thereof; thence South 855.70 feet, more or less, to the southeast corner of present Tax Lot 124 of said claim; thence West 305.75 feet to the west boundary of Beckman Road; thence following said last mentioned boundary North 855.70 feet to the place of beginning.

6. Tracts 2, 3, 4, 6, 7, and 8 of the duly recorded plat of STANLEY PARK NUMBER 1, all of the duly recorded plat of STANLEY PARK NUMBER 2 and all of the duly recorded plat of STANLEY PARK NUMBER 3.

7. Beginning at the southwest corner of the duly recorded plat of STANLEY PARK NUMBER 3 at the northwest corner of present Tax Lot 68 of the John D. Garrett D.L.C.; thence East 310.0 feet to the northeast corner of said Tax Lot; thence following the east boundary of said Tax Lot and the southerly extension thereof, South 916.8 feet to the northeasterly boundary of the SOUTHERN PACIFIC RAILROAD COMPANY'S right-of-way; thence following said right of way boundary North 65 degrees 16 minutes West 685.0 feet, more or less, to the southerly extension of the west boundary of Beckman Road; thence following said extensions and the west boundary of said Beckman Road North 881.8 feet, more or less, to the north boundary of present Tax Lot 13 of said claim; thence East 40.0 feet to the east boundary of said road; thence on said east boundary North 300.0 feet to the north boundary of Tax Lot 74-2 of said claim; thence East 265.75 feet, more or less, to the southeast corner of the present Tax Lot 75 of said claim; thence following the southerly extension of the easterly boundary of said Tax Lot 75.

South 550.0 feet, more or less, to the southwest corner of the duly recorded plat of STANLEY PARK NUMBER 3 the place of beginning.

8. Beginning at the intersection of the south extension of the west boundary of Beckman Road with the northeast boundary of the Southern Pacific Railroad right-of-way; from said beginning point thence following said right-of-way boundary North 55 degrees 18 minutes 30 seconds West 1530.0 feet, more or less, to intersect the southerly extension of the west boundary of Home Avenue; thence following said extension and the west boundary of Home Avenue North 0 degrees 14 minutes 50 seconds East 360.39 feet, more or less, to the northeast corner of Lot 13 Block 2 of the duly recorded plat of WINDEMERE; thence North 89 degrees 17 minutes West 150.0 feet to the southeast corner of Lot 9 of said Block 2; thence North 0 degrees 14 minutes 50 seconds East 180.0 feet to the southwest corner of Lot 5 of said Block 2; thence South 89 degrees 17 minutes East 150.0 feet to the southeast corner of said Lot 5 in the west boundary of Home Avenue; thence North 0 degrees 14 minutes 50 seconds East 130.0 feet to the northeast corner of Lot 4 of said Block 2; thence North 89 degrees 17 minutes West 150.0 feet to the northwest corner of said Lot 4; thence North 0 degrees 14 minutes 50 seconds East 109.0 feet to the northeast corner of Lot 1 of said Block 2; thence North 89 degrees 17 minutes West 100.0 feet to the northwest corner of said Lot 1; thence North 0 degrees 14 minutes 50 seconds East 308.0 feet to the south boundary of the duly recorded plat of PARK VISTA; thence following said south boundary South 89 degrees 17 minutes East 5.0 feet to the southeast corner of said PARK VISTA; thence along the east boundary of said plat North 0 degrees 14 minutes 50 seconds East 50.0 feet; thence North 89 degrees 17 minutes West 5.0 feet to the east boundary of S. E. 48th Avenue; thence North 0 degrees 14 minutes 50 seconds East 148.0 feet to the southwest corner of Lot 2, Block 1 said PARK VISTA; thence South 89 degrees 17 minutes East 100.0 feet to the southeast corner of said Lot 2; thence North 0 degrees 14 minutes 50 seconds East 100.0 feet to the northeast corner of said Lot 2; thence North 89 degrees 17 minutes West 20.0 feet to the southeast corner of Lot 1 of said Block 2; thence North 0 degrees 14 minutes 50 seconds East 125.0 feet to the south boundary of the duly recorded plat of HOMEWOOD PARK; thence following the south boundary of HOMEWOOD PARK South 89 degrees 17 minutes East 1487.82 feet to the southeast corner of said HOMEWOOD PARK in the northerly extension of the west boundary of Beckman Road; thence following said northerly extension of and the west boundary of Beckman Road, South 600.0 feet, more or less, to the northeast corner of present Tax Lot 71-1 of the J. D. Garrett D. L. C.

Thence West 150.0 feet, more or less, to the northwest corner of said Tax Lot 71-1.

Thence South 200.0 feet to the southwest corner of present Tax Lot 71-2 of said claim.

Thence following the north boundary of present Tax Lot 76-1 and 173-1 of said claim and the westerly extension thereof, West 300.0 feet to the west boundary of Wood Avenue.

Thence following said Wood Avenue boundary South 300.0 feet to the northeast corner of present Tax Lot 112-1 of said claim.

Thence following the north boundary of said Tax Lot 112-1 West 382.89 feet, more or less, to the northwest corner thereof.

Thence South 100.0 feet to the southwest corner of said last mentioned Tax Lot.

Thence East 383.82 feet to the southeast corner of said Tax Lot 112-1 in the west boundary of Wood Avenue.

Thence along said Wood Avenue boundary South 200.0 feet.

Thence East 450.0 feet to the southeast corner of present Tax Lot 12 of said claim in the west boundary of Beckman Road.

Thence following said road boundary South 880.0 feet, more or less, to the place of beginning of the tract herein described.

TAX LOT 118 J. D. GARRETT DONATION LAND CLAIM.

9. Beginning at the northeast corner of Lot 12 Block 2 of the duly recorded plat of MARTIN HEIGHTS, thence following the northerly projection of the east boundary of said Lot 12, North 210.0 feet, more or less, to the north boundary of the J. D. Garrett D.L.C. at the northwest corner of HOMEWOOD PARK; thence following said claim boundary, West 191.3 feet, more or less, to the southeast boundary of 46th Street of said MARTIN HEIGHTS; thence Southwesterly 233.06 feet along the southeasterly boundary of 46th Street to the Northerly boundary of said Block 2; thence East along the north boundary of said Block 2 to the place of beginning.

SOUTH OF THE TRACKS.

All of the Southern Pacific Company's right-of-way extending southeasterly from the south boundary of Adams Street in the plat of MINTHORN ADDITION it extended across said right-of-way, a distance of 2625.0 feet, more or less, to intersect the southerly extension of the west boundary of 46th Street and all of Railroad Avenue adjacent northeasterly thereto.

A tract of land in the John D. Garrett D.L.C. comprising present Tax Lots 86, 128, 137 and 156 being described as follows: Beginning at the southwest corner of said Tax Lot 156, which corner is South 2772.0 feet, more or less, and East 628.32 feet, more or less, from the northwest corner of said claim; from said beginning point thence continuing East 770.0 feet, more or less, to the southeast corner of said Tax Lot 86; thence following the east boundary of said Tax Lots 86 and 137, North 415.0 feet, more or less, to the northeast corner of said Tax Lot 137 in the southwest right-of-way boundary of the Southern Pacific Company; thence following said right-of-way boundary northwesterly 935.0 feet, more or less, to the most northerly corner of said Tax Lot 128; thence following the west boundary of said Tax Lots 128 and 156, South 920.0 feet, more or less, to the place of beginning.

The following lots and blocks of the duly recorded plat of MINTHORN ADDITION to the City of Portland.

All of Block 76 and the streets adjacent thereto.

All of Block 77 lying southwest of the Southern Pacific Company's

right-of-way and the streets adjacent thereto.

All of Block 80 and the streets adjacent thereto.

All of Block 81 and the streets adjacent thereto.

Lots 1 to 19 inclusive and Lots 33 to 38 inclusive of Block 82 and the streets adjacent thereto;

all of Block 83 and the streets adjacent thereto;

All of Block 84 lying southwest of the Southern Pacific Right-of-way; and the streets adjacent thereto;

All of Block 85 and the streets adjacent thereto;

All of Block 86 and the streets adjacent thereto;

All of Lots 1 to 15 inclusive and Lots 24 to 38 inclusive of Block 87 and the streets adjacent thereto;

All of Lots 1 to 8 inclusive and Lots 28 to 38 inclusive of Block 88 and the streets adjacent thereto;

All of Block 89 and the streets adjacent thereto;

All of Block 90 and the streets adjacent thereto;

All of Block 91 and the streets adjacent thereto;

All of Block 92 and the streets adjacent thereto;

All of Block 93 and the streets adjacent thereto;

All of Block 94 and the streets adjacent thereto;

All of Block 95 and the streets adjacent thereto;

All of Block 96 and the streets adjacent thereto;

All of Block 97 and the streets adjacent thereto;

All of Block 98 and the streets adjacent thereto;

All of Lots 1 to 4 inclusive of Block 99 and the streets adjacent thereto.

A tract of land in the Joseph Kellogg Claim in the southeast one-quarter of Sec. 36, T.18, R.1E., of the W.M., described as follows:

Beginning at the intersection of the north boundary of said claim with the easterly boundary of 37th Street which intersection is East 550.0 feet, more or less, from the northwest corner of the said claim;

Thence continuing along the north boundary of said claim East 382.72 feet to the northeast corner of present Tax Lot 30 of said claim;

Thence along the east boundary of said Tax Lot, South 885.0 feet to the southeast corner of said Tax Lot;

Thence West 190.0 feet to the southwest corner of said Tax Lot 30;

Thence along the west boundary of said Tax Lot 30, North 365.0 feet, more or less, to the southeast corner of present Tax Lot 10 of said claim;

Thence South 88 degrees 38 minutes West 314.0 feet to the southwest corner of said Tax Lot 10;

Thence along the west boundary of said Tax Lot 10, North 87.43 feet;

Thence continuing along said west boundary North 47 degrees 44 minutes 30 seconds East 1462 feet to the northwest corner of said Tax Lot 10;

Thence North 88 degrees 38 minutes East 193.09 feet along the north boundary of said Tax Lot 10;

Thence North 90.0 feet;

Thence South 88 degrees 36 minutes West 100.0 feet to the west boundary of the present Tax Lot 8 of said claim;

Thence North 0 degrees 50 minutes 30 seconds East 304.39 feet, more or less, to the aforesaid place of beginning.

Together with all of 37th Street between the north boundary of the Joseph Kellogg Claim and the north-easterly boundary of Lake Road;

All of the present Tax Lot 81 and Bisio Avenue of the John D. Garrett D.L.C. in the southwest one-quarter of Sec. 31, T.18, R.2E., of the W.M. described as follows: Beginning at the intersection of the west boundary of S. E. Bisio Avenue extended south with the center line of Lake Road;

Thence following said extension and the west boundary of said Bisio Avenue north 350.0 feet to the southeast corner of Tax Lot 81;

Thence parallel with the center line of Lake Road North 68 degrees 30 minutes West 267.8 feet to the southwest corner of said Tax Lot 81;

Thence along the west boundary of said Tax Lot, North 0 degrees 07 minutes West 696.2 feet to the northwest corner of said Tax Lot;

Thence following the northeasterly boundary of Tax Lot 81 and its southeasterly extension southeasterly 355.90 feet, more or less, to intersect the east boundary of Bisio Avenue;

Thence South 968.3 feet along the east boundary of Bisio Avenue and the south extension thereof to the center of said Lake Road;

Thence following said center line North 68 degrees 30 minutes West 40.0 feet, more or less, to the aforesaid place of beginning.

being tracts of land completely surrounded by the corporate boundaries of the City of Milwaukie, Oregon, are hereby annexed to the City of Milwaukie, Clackamas County, Oregon".

Upon completion of such canvass, the Council found the results of the election to be as follows:

Number of votes in favor of the measure	Forty-two (42)
Number of votes against the measure	None (0)
Number of votes rejected	None (0)

WHEREUPON it was declared that the measure to amend the Charter in the manner above set forth had been approved, adopted and passed by the voters of the City of Milwaukie, Oregon. It was moved by Councilman James Howard and seconded by Councilman Theron Sedgwick that the Mayor issue his proclamation as to the results of the election as required by Ordinance Number 735, and that said proclamation be published in the manner required by said Ordinance and filed with the measure. Upon being put to a vote, the motion carried unanimously.

It was moved by Councilman Howard and seconded by Councilman Baer that the members of the Board of Election be paid one dollar (\$1.00) per hour for services rendered during the special election. Upon being put to a vote, the motion carried unanimously.

Upon motion duly made and carried the meeting adjourned.

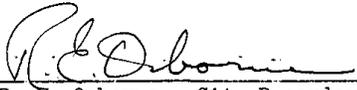
*Ellen Martin*  
Ellen Martin, Clerk.

STATE OF OREGON )  
County of Clackamas ) ss

I, R.E. OSBORNE, do hereby certify that I am the duly appointed, Qualified and acting Recorder of the City of Milwaukie, Oregon, that as such Recorder, all of the minutes of the meetings of the City Council of said City are in my possession and under my control; that I have carefully compared the foregoing copy of the minutes of a Special Meeting of the Council, held on

the 22nd day of August, 1962, with the original copy of such minutes, and that it is a correct copy transcribed therefrom, and that the official minutes of such meeting are recorded in my office and in my custody.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the City of Milwaukie, Oregon, this 22 day of August, 1962.

  
R. E. Osborne, City Recorder.

MEETING OF SEPTEMBER 10, 1962

COUNCIL CHAMBER

974th MEETING

The nine hundred seventy-fourth regular meeting of the Council of Milwaukie, was held on the tenth day of September, 1962.

The meeting was called to order by Mayor Earl Clay.

The roll call showed those present were Mayor Earl M. Clay; Councilmen James Howard, Paul Baer and Theron Sedgwick; City Manager Leonard Mullan, City Attorney John O. Sheldahl and Clerk Ellen Martin.  
Absent: Councilman Charles Renard.

The minutes of the nine hundred seventy-third regular meeting of the Council, held on the thirteenth day of August, 1962 were approved as written.

The minutes of the special meeting of the Council, held on the twenty-second day of August, 1962 were approved as written.

Mr. John Gerber, 4335 Rio Vista, (Lot 11, Block 2, Keil Heights) came before the Council with regard to building a wood fence, six feet in height, on his property line, along 44th Street, to isolate his back yard. Mr. Gerber stated that the fence would be seventy feet back from the front of his lot, which is a corner lot and which also lies below the street level at the point where the fence would be set. Section 14 of Ordinance 481 provides that a structure over 42 inches in height must comply with the set-back requirements of the Ordinance, therefore, the fence could not be placed on the property line. After considerable discussion, it was moved by Howard and seconded by Baer that the matter be referred to the Planning Commission for their investigation and recommendation. Motion carried and so ordered.

Mr. H. A. McKinstry, 4711 S.E. Willow St. (Lot 24, Block 4, Leone Acres) came before the Council and requested permission to connect his sewer pipe to the sanitary sewer now being installed in David Crest by J. E. Flaherty, (developer of David Crest). Mr. McKinstry stated that if and when the sewer is installed in Leone Acres and along Willow Street, he would be willing to pay whatever cost was assessed to his property for the same, that he needed the sewer at this time and had been among those who had signed the petition for sewers to be laid in Leone Acres, which had been defeated; that the sewer in David Crest would be very convenient for him as he could by-pass his septic tank and extend the pipe to the sewer. It was moved by Howard and seconded by Sedgwick that the request be granted providing Mr. Flaherty gives his permission for the hook-up and that Mr. McKinstry agrees in writing that if and when sewers are installed along Willow Street in Leone Acres, he will assume the assessment against his property for the payment of same. Motion carried and so ordered.