

MEETING OF NOVEMBER 11, 1957

COUNCIL CHAMBER

916th MEETING

The nine hundred sixteenth regular meeting of the Council of Milwaukie was held on the eleventh day of November, 1957.

The meeting was called to order by Mayor Mullan.

Present: Mayor Mullan; Councilmen Clay, Mortensen, Roberts and Klein; Manager Burdick, Attorney Sheldahl and Clerk Martin.

The minutes of the nine hundred fifteenth regular meeting of the Council, held on the fourteenth day of October, 1957, were approved as written.

The minutes of a special meeting of the Council, held on the twenty-first day of October, 1957, were approved as written.

Applications for recommendations for renewals of Liquor Licenses were laid before the Council as follows:

Main Street Cafe, Suehlisen,	D.A. (Class A, Dispensers)
Mac's Pit, Rolfson	D.A. (Class A, Dispensers)
Safeway Stores, Inc. #294	P.B. (Package Store, Class B.)

Manager Burdick reported that the Chief of Police had reported no irregularities occurring at these places of business. It was moved by Roberts and seconded by Mortensen that recommendation of renewal permits for the above listed places be granted. Motion carried and so ordered.

Ordinance Number 688, AN ORDINANCE providing for the procedure, without election, to annex certain territories contiguous to the present boundaries of the City of Milwaukie, Clackamas County, Oregon, fixing a day for public hearing before the Council of the City of Milwaukie, Oregon, on the question of such annexation, directing publication of notice of such hearing and declaring an emergency, was taken up and read for its second reading and put on its passage with the following result being had: Ayes: Mullan, Clay, Mortensen, Roberts and Klein. Nays: None. Ordinance Number 688 passed the Council and was so declared by the Mayor.

Ordinance Number 690, AN ORDINANCE annexing certain territories contiguous to the present boundaries of the City of Milwaukie, Clackamas County, Oregon, and fixing the effective date of such annexation, was taken up and read for its second reading and put on its passage with the following result being had; Ayes: Mullan, Clay, Mortensen, Roberts and Klein. Nays: None. Ordinance Number 690 passed the Council and was so declared by the Mayor.

A delegation of property owners along 26th Street, in the Sanvitale Tracts, south of Lake Road, were present and made inquiry as to what could be done to remove the "bottle neck" at the north end of the street, and lay curbs along their street. Manager Burdick stated that he had contacted Mr. C. Basler, owner of the tract of land at the north end of 26th Street and along the west side of 26th Street, said tract extending into 26th Street 19.05 feet and running southerly from Lake Road 122.16 feet, and that Mr. Basler was willing to deed that part of his land which causes the "bottle neck" to the City in exchange for being excused of assessment for the curbs. After some discussion on the matter it was moved by Mortensen and seconded by Roberts that the City make a deal with Mr. Basler wherein the City agrees to install curbs along 26th Street at the above mentioned property in exchange for a deed for that portion of the property which projects into the westerly side of 26th Street. Motion carried and so ordered.

It was moved by Klein and seconded by Clay that the following Resolution be adopted.

RESOLUTION NO. 23-1957

WHEREAS, the City of Milwaukie, Oregon, by appropriate statutory procedures, has heretofore annexed the following described tracts of real property, to-wit:

Acreage owned by Northwestern Ice and Cold Storage Co., lying between the Southern Pacific Company's main line and their Tillamook Branch line, said area lying east of the Milwaukie Industrial Park, also known as the Kellogg Park Tract and more particularly described as follows:

TRACT I: Beginning at the Section corner between Sections 25 and 26, 35 and 36, T. 1 S., R. 1 E., of the W. M. in the County of Clackamas, Oregon; thence north 1253.74 feet; thence east 1228.35 feet to the easterly line of the right-of-way of the Southern Pacific Railroad Company Beaverton-Willsburg Company Beaverton-Willsburg branch, as the point of beginning of the tract herein described; thence northeasterly along the easterly line of said Beaverton-Willsburg branch right-of-way 1363.18 feet; thence South 89° 18' east 141.02 feet to the westerly line of the Southern Pacific Railroad Company main line right-of-way; thence South 9° 21' 40" east along the westerly line of the right-of-way of said Southern Pacific Railroad main line right-of-way 1072.77 feet to the northerly line of the Portland and Oregon City right-of-way; thence south 40° 14' west 127.3 feet thence South 34° 44' west 114.90 feet; thence south 16° 46' west 98.77 feet to an iron pipe set in the westerly line of said Portland-Oregon City Railway right-of-way; thence South 87° 45' west 263.27 feet to a point of beginning.

TRACT II: Beginning at the section corner between Section 25, 26, 35, and 36, T. 1 S., R. 1 E., of the W. M., in Clackamas County, Oregon; thence north 1041.48 feet; thence east 1541.36 feet to an iron pipe set in the easterly line of the Portland-Oregon City Railway right-of-way and the point of beginning; thence following the easterly line of the right-of-way of said Portland - Oregon City Railway Company North 11° 15' west 121.3 feet; thence North 4° 39' east 98.15 feet; thence North 26° 19' east 91.6 feet; thence north 42° 34' east 178.4 feet to the westerly line of the right-of-way of the Southern Pacific Railroad Company main line; thence southeasterly along the westerly line of the Southern Pacific Company main line right-of-way 429.82 feet to an iron pipe; thence south 87° 46' west 227.77 feet to an iron pipe; thence to the point of beginning.

## GLOVERLAND-PLIMPTON TRACTS

Lot 1, Block 4, Gloverland in the County of Clackamas, State of Oregon. The West one-half of Lot two (2) in Block four (4), Gloverland, according to the duly recorded plat thereof, in the County of Clackamas, State of Oregon.

Part of Lot 2, Block 4, Gloverland, in the County of Clackamas, State of Oregon, described as Beginning at the southeast corner of Lot 3, Gloverland; thence west along the south line of Lots 3 and 2, 194.195 feet to the true point of beginning of the tract herein described; thence North parallel with the east line of Lot 2, 100 feet; thence parallel with the south line of Lot 2, 50 feet to a line dividing said lot into east and west halves: thence south along said division line 100 feet to the southwest corner of the east line of Lot 2; thence East along said south line of said lot 50 feet to the true point of beginning.

That tract of land lying West of Lots 1, 2, 3 and 4, of Block 3, PLIMPTON TRACTS, a Townplat recorded in Book 17, Page 8, RECORD OF TOWNPIATS for Clackamas County, Oregon, and lying East of Lots 11, 12, 13 and 14, said Block 3, together with the East one-half of Lot 2 and all of Lot 3, Block 4, of GLOVERLAND, a Town plat recorded in Book 9, Page 1, RECORD OF TOWNPIATS for Clackamas County, Oregon, excepting, however, from the East one-half of Lot 2 and all of Lot 3, GLOVERLAND, the South 96.00 feet.

The South 83.23 feet of Lot 7, the South 83.23 feet of the East 43.51 feet of Lot 8; the Westerly 50 feet of Lot 6, all in Block 3, PLIMPTON TRACTS, in the County of Clackamas and State of Oregon.

Lot 5 Block 3 and the Easterly 6.49 feet of Lot 6, Block 3 PLIMPTON TRACTS, JOSEPH KELLOGG D.L.C.

Tax Lot 4, Joseph Kellogg D.L.C. more particularly described as follows:

Beginning at the intersection of the East line of the Lot Whitcomb D.L.C. and the center line of Lake Road, which point is north 1° west 17.37 chains from the Southeast corner of said Lot Whitcomb Claim, from said point of beginning; thence continuing along the Claim Boundary, North to the Southeast corner of the Town Plat of Minthorn Addition to the City of Portland; thence

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Easterly along the south boundary of said Minthorn Addition, to the Northwest corner of the Sam Bisio Tract described in Book 161 on Page 103, Deed Records for Clackamas County; thence following the boundary line common to the Bowman and Bisio Tracts, Southerly to the center line of Lake Road; thence Northwesterly along the center line of Lake Road to the point of beginning. ALSO Lots 10, 11, 12, 13, 14, 15, 16, 17, 18 and 19 Block 99, Minthorn Addition to the City of Portland.

A tract of land located in the Joseph Kellogg Claim No. 67 in Township 1 South, Range 1 East of the Willamette Meridian and being a part of the tract described in that certain conveyance from Cynthia A. Young to Sam Bisio and recorded December 6, 1920, in Book 161, on Page 103, Records of Deeds for Clackamas County, Oregon, the part herein conveyed being described as follows, to-wit:

Beginning at a 1 inch iron pipe in the west boundary of the said Bisio tract that is South 68° 31' East 261.7 feet and North 1° 02' 30" West 32.48 feet distant from the intersection of the east boundary of the Lot Whitcomb Claim No. 38 with the center line of Lake Road (said intersection being North 2° 05' 40" West 1148.25 feet distant from the southeast corner of said Whitcomb Claim); from said beginning point thence, continuing along the west boundary of said Bisio tract, North 1° 02' 30" West 190.94 feet to a 1 inch iron pipe; thence North 88° 57' 30" East 125.00 feet to a 1 inch iron pipe in the west boundary of the Shea Road No. 1725; thence following said road boundary, South 1° 02' 30" East 242.78 feet to a 1 inch iron pipe in the aforesaid Lake Road boundary; thence, following said Lake Road boundary, North 68° 31' West 135.32 feet to the aforementioned place of beginning containing 0.622 acres more or less.

A tract of land located in the Joseph Kellogg Claim No. 67 in T. 1 S., R. 1 E., of the W.M., and being a part of the tract described in that certain conveyance from Cynthia A. Young to Sam Bisio and recorded December 6, 1920, in Book 161, on page 103 Records of Deeds for Clackamas County, Oregon, the part therein conveyed being described as follows: to-wit:

Beginning at a one inch iron pipe in the West boundary of the said Bisio tract that is South 68° 31' East 261.7 feet and North 1° 02' 30" West 223.42 feet distant from the intersection of the East boundary of the Lot Whitcomb Claim No. 38 with the center line of Lake Road (said intersection being North 2° 05' 40" West 1148.25 feet distant from the Southeast corner of said Whitcomb Claim; from said beginning point thence continuing along the West boundary of said Bisio tract, North 1° 02' 30" West 216.85 feet to a 1 inch iron pipe; thence North 88° 57' 30" East 125.00 feet to an 1 inch iron pipe in the West boundary of the Shea Road No. 1724; thence, following said road boundary South 1° 02' 30" East 216.85 feet to a 1 inch iron pipe, thence South 88° 75' 30" West 125.00 feet to the aforementioned place of beginning.

Commencing at a stone monument in the center line of the Milwaukie Road, which is North 2° 5' 40" West 1148.25 feet from the Southeast corner of the Lot Whitcomb D.L.C. in Section 1, T. 2 S., R. 1 E., of the W.M.; thence S. 68° 31' E. along the center of said road 261.7 feet to the point of beginning of the tract herein described; running thence N. 1° 02' 30" W. 1171.64 feet to an iron pipe in the South line of Minthorn Addition to the City of Portland, Oregon; thence N. 89° 39' 1/2" #. 130 feet to the center line of said Milwaukie Road; thence North 68° 31' West 240.72 feet to the beginning containing 3.60 Acres.

ALSO Lots 5, 6, 7, 8, 9, Block 99 Minthorn Addition to the City of Portland.

Tax Lot 12, of Joseph Kellogg D.L.C. described as follows: The initial point is a 1" x 36" iron pipe set in concrete, which bears north 1017.7 feet and east 373.7 feet from the Southeast corner of the Lot Whitcomb D.L.C. T. 1 S., R. 1 E., of the W.M. That iron pipes were set at all points indicated by symbol ° and are of the size shown upon the survey map; that the land platted hereon are described as beginning at said initial point; thence N. 1° 23' E. 490.97 ft.; thence S. 88° 59' E. 311.95 ft.; thence S. 0° 39' W. 619.75 ft; thence N. 67° 0' W. 344.01 ft. to the place of beginning

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Tax Lots 9 and 11, Joseph Kellogg D.L.C., more particularly described as follows;

Beginning at the intersection of the east boundary line of the Lot Whitcomb D.L.C. and the center line of Lake Road; thence southeasterly along the center line of Lake Road, to the intersection of the easterly line of Shea Road No. 1724 (37th Street) and the center line of Lake Road; thence North 546 feet more or less to the point of beginning which is the southwest corner of the tract herein described; thence Northerly along the east line of the said Shea Road No. 1724 (37th Street) 212.17 feet more or less to a point which is the northwest corner of the tract herein described; thence Easterly along the north line of said tract 314 feet to a point; thence Southerly 214.2 feet more or less to a point which is the southeast corner of said tract; thence Westerly 316.9 feet to the point of beginning.

Tax Lots 19 and 38, except the southerly 100 feet of Tax Lot 38, more particularly described as follows: A portion of the Joseph Kellogg D.L.C. No. 67 in Section 36, T. 1 S., R. 1 E., of the W.M., more particularly described as follows:

Beginning at the Southeast corner of Lot Whitcomb D.L.C. No. 38 in Sec. 1, T. 2 S., R. 1 E. of the W.M.; thence North along the East side line of said Lot Whitcomb D.L.C. 33.66 chains to a stake; thence East 11.14 chains to a stake which marked the Northwest corner which marked the Northwest corner of that certain tract of land conveyed to Charles A. Quall et. ux. by deed recorded October 14, 1930 in Book 208, page 322, Deed Records; thence South 944.2 feet along the West line of said Quall tract to a pipe at the S.W. corner of the Kimbro property as per book 228, page 191, Deed Records of Clackamas County, Oregon, thence S. 1° 00' E. 78.00 feet to a pipe at the true point of beginning of the tract herein described; thence continuing S. 1° 00' E. 248.98 feet more or less, to the Northerly Right-of-way line of Lake Road; thence S. 71° 30' E. 111.15 feet along said Right-of-way line to a pipe; thence N. 18° 30' E. 44.83 feet; thence North 211.60 feet to a pipe; thence N. 76° 30' W. 128.76 feet to the true point of beginning. AND

Beginning at the intersection of the West line of Joseph Kellogg D.L.C. and the north boundary line of Lake Road; thence Southeasterly along the north boundary line of Lake Road a distance of 982 feet, more or less; thence North 100 feet to the point of beginning of the tract herein described; thence North 150 feet to a point thence Northwesterly 65 feet more or less, to a point; thence South 150 feet to a point; thence southeasterly 65 feet, more or less, to the point of beginning.

Robertsons Addition, Block 10, Lot 1 N'yly 37.96 x 50 x 54.77 x 52.75.

Robertsons Addition, Block 10, Lot 3 N'yly 54.77 x 50 x 71.58 x 52.75.

Plat 25 Block 10, Lot 5, N'yly 71.58 x 50 x 88.39 x 52.75.

Robertsons Addition, Plat 25; Lots 1, 3, 5, 11, 9, 7, Block 11.

Robertsons Addition, Lot 8, Block 11.

Robertsons Addition, Lots 1, 2, 3, 4, 6, Block 20.

Robertsons Addition, Lot 5 Blck 20, Plat 25.

Robertsons Addition, #ly 70 ft. of Lots 7, 9, 11, Block 20.

Robertsons Addition, Lots 8, 10, 12 and W'ly 30 ft. of Lots 7, 9, 11, Block 20.

TAX LOT 204, more particularly described as follows: Beginning at the northwest corner of Robertson's Addition, Plat 25; thence easterly along the north boundary line of Robertson's Addition a distance of 100 feet to a point; thence North 75 feet; to a point; thence West, parallel with and 75 feet north of the north boundary line of the said Robertson's Addition 300 feet more or less, to a point in the east shore line of the Willamette River; thence following the east shore line of the Willamette River southwesterly to the point of beginning.

Robertson's Addition, Lots 1, 2, 3, 4, Block 19, Plat 25.

Robertson's Addition, Lot 5, and North two-thirds of Lot 7, Block 19.

Robertson's Addition, Lots 6, 8, 9, 10, 11, 12, So. 1/3 of 7, Block 19.

Robertson's Addition, Lot 2, Lot 1 except E'ly 85 ft. Block 18.

Robertson's Addition, Lot 3, E'ly 85 ft. of Lot 1, Block 18.

Robertson's Addition, Lot 7, E'ly 1/2 of Lot 5, Block 18.

Robertson's Addition, Lots 4, 6, 8, W'ly 1/2 of 5, Block 18.

Robertson's Addition, Lots 9, 10, Block 18.

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Robertson's Addition, Lots 11 & 12, Block 18, Plat 25.  
 Robertson's Addition, Lots 2 & 4, Block 17.  
 Robertson's Addition, Lots 6 & 8, Block 17.  
 Robertson's Addition, Lots 9, 10, 11, 12; Block 22; Lots 5, 6; Block 29.  
 Robertson's Addition, South 42 feet of Lots 5 & 6; all of Lots 7 & 8

## Block 22.

Robertson's Addition, Lots 3 & 4, Block 22.  
 Robertson's Addition, Lots 1 & 2, Block 22.  
 Robertson's Addition, Lots 11 & 12, Block 21; Lot 6, Block 30.  
 Robertson's Addition, Lots 9 & 10, Block 21; Lot 5, Block 30.  
 Robertson's Addition, Lots 5, 6, 7, 8, Block 21; Lots 3 & 4, Block 30.  
 Robertson's Addition, Lots 1 & 3, Block 21.  
 Robertson's Addition, Lots 1 & 2, Block 30; Lots 2 & 4, Block 21.  
 Robertson's Addition, Lot 6, Block 31.  
 Robertson's Addition, Lots 1 to 5 inclusive, Block 31.  
 Robertson's Addition, All of those portions of Lots 2, 4, 6, 8, Block 13,  
 which lie westerly of the Southern Pacific Company right-of-way.

Robertson's Addition, Lot 6, South 1/2 of Lot 4; Block 11.

Robertson's Addition, Tax Lots 223, 173 and 174, more particularly described as follows: All of the heretofore vacated Blocks of Robertson's Addition, numbered 23, 26 and 28, together with those portions of 1st Avenue and 2nd Avenue between said Blocks and also the westerly 20 feet of 3rd Street adjacent easterly to Block 23.

Robertson's Addition, Lots 10 & 12, Block 17.

Robertson's Addition, Lots 2, 4, 6, 8 and all of that part of Lots 3, 5, 7, 9 which lie west of the Southern Pacific Company right-of-way, all of Lots 10 and 12, Block 12.

All of the southerly portion of the following described property lying outside of the City limits of City of Milwaukie, in the County of Clackamas and State of Oregon.

A tract of land in the Lot Whitcomb D.L.C. in the County of Clackamas and State of Oregon, to-wit:

Beginning at a point in the easterly line of the Beaverton & Willsburg Railway (now Southern Pacific Railroad), which point is north 79° 36' east from an iron stake set at the quarter section corner between Sections 35 and 36 in T. 1 S., R. 1 E. of the W.M.; thence north 79° 36' east to a point which is 163 feet from said iron stake set at the quarter section corner between Sections 35 and 36; thence south 11° 54' east 514.3 feet; thence north 89° 05' west to the east line of the Portland-Oregon City Highway; thence northerly tracing the east line of said highway to the east line of the right-of-way of the Beaverton & Willsburg Railway, as conveyed by deed recorded in Book 110, page 432; thence northerly tracing the east line of said railroad right-of-way to the place of beginning. Excepting therefrom that certain tract conveyed to Clackamas County by deed recorded December 11, 1934, in Book 225, Page 397.

Lots 1, 2, 3; Block 32, Milwaukie Heights.

Lots 1, 3, 5, 7; Block 1 Robertsons Addition.

All that portion of 7th Ave. vacated by County Court.

Tax Lot 101, Lot Whitcomb D.L.C. more particularly described as follows:

Beginning at the southeast corner of Lot 3, Block 32, Milwaukie Heights; thence easterly 170 feet more or less, to a point; thence South 395 feet more or less to a point which intersects with the northeasterly right-of-way line of McLoughlin Blvd. also known as Highway 99E; thence following the said right-of-way line of said highway, Northwesterly to its intersection with the south boundary line of Lot 3, Block 32, Milwaukie Heights; thence East along the south line of said Lot 3 to the point of beginning, containing 1.45 acres.

All that portion of Lots 6, 8, 10, and 12, Block 1, Robertson's Addition lying west of the Portland Electric Power Co. (Portland Traction Co.) holdings, in the County of Clackamas and State of Oregon; that part of Lots 1 and 3 lying west of Portland Traction Company's property in Block 2 Robertson's Addition and Lot 5, Block 2, Robertson's Addition; Lots 2, 4, 6, Block 2, Robertson's Addition; Lots 7 and 9, Block 2, Robertson's Addition; Lot 11, Block 2, Robertson's Addition, in the County of Clackamas and

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State of Oregon, together with a ten foot strip described as follows: Beginning at the southeast corner of Lot 11, Block 2, of said Robertson's Addition, thence south 10 feet; thence west 100 feet to a point 10 feet south of the southwest corner of said Lot 11; thence North 10 feet to the southwest corner of said Lot 11; thence East along the south line of said Lot, 100 feet to the point of beginning; the north 10 feet of Lot 1, Block 3, Robertson's Addition in the County of Clackamas, State of Oregon, together with vacated 3rd Street lying between said Lot 1 and Lot 11, Block 2, Robertson's Addition, excepting a 10 foot strip beginning at the southeast corner of Lot 11, Block 2, Robertson's Addition, thence South 10 feet; thence West 100 feet to a point 10 feet south of the southwest corner of said Lot 11; thence East along the south line of said Lot, 100 feet to the point of beginning.

Lot 3, Block 3, and the south 40 feet of Lot 1, Robertson's Addition; The south 1/2 of Lots 5 and 6, Block 3 and Lots 7 and 8, Block 3, Robertson's Addition; Lots 9 and 11, Block 3, Robertson's Addition; Lots 1, 2, 3, 4, Block 4, Robertson's Addition; Lots 7, 9, 11, Block 4, Robertson's Addition; Lots 10, 11, 12, Block 5, Robertson's Addition; All of Lot 8, except a strip 12 feet in width along the entire north side of said Lot, all of Lots 10 and 12, except the portion of said Lot 12, in the southwest corner thereof conveyed to Clackamas County by instrument recorded in Book 158, page 354, Deed Records all in Block 4, Robertson's Addition, in the County of Clackamas and State of Oregon; Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Block 6, Robertson's Addition. The east 10 feet of vacated 5th Avenue of Lots 2 and 4 and East 1/2 of vacated 5th Ave. Lot 6; Lots 7, 9, 11, Block 15 and South 30 feet of Lot 5, Block 15, Robertson's Addition; Lots 7, 8, 10, 12, Block 6, Robertson's Addition and east 1/2 of vacated 5th Ave. Tax Lot 118, Whitcomb D.L.C. being a part of Section 35, 36. 033 Acres Vol. 329 Page 232 and more particularly described as follows: Part of the Lot Whitcomb D.L.C. number 38 in Sec. 35 and 36 T. 1 S R. 1 E., Willamette Meridian, more particularly described as beginning on the south line of 6th Street in Robertson's Addition at a point 60 feet south and 684.46 feet West of the southeast corner of Block 5, Robertson's Addition, which is the northwest corner of a tract of land conveyed to Earnest Aebi by Edna H. McNary described in Book 329, on Page 232; Thence south along the westerly line of said tract 100 feet to a point, thence east and parallel with the north line of said tract 100 feet to a point, thence North and parallel with the west line of said tract 100 feet to a point; thence West 100 feet to the point of beginning.

East 1/2 of Lots 1 and 3, Block 13, Robertson's Addition. Lot 5, Block 13, Robertson's Addition, North 1/2 of Lot 7, Block 13, Robertson's Addition; Lots 11 and 9, and the South 1/2 of Lot 7, Block 13, Robertson's Addition. That part of Lot 10 lying east of the Southern Pacific Company right-of-way in Block 13, Robertson's Addition, Lot 1, Block 14, Robertson's Addition. All of Lot 2, Block 14, lying east of the east right-of-way boundary of the Southern Pacific Company, Robertson's Addition; Lots 3 and 4, Block 14, Robertson's Addition; That portion of vacated 4th Avenue, west of said Lot 4, Block 14, and the Southern Pacific Company right-of-way, Robertson's Addition.

Lots 9, 10, 11, 12, Block 7, Robertson's Addition. Lots 6, 8, Block 7, Robertson's Addition; Lots 2 and 4, Block 7, Robertson's Addition; Lot 11, Block 8, Robertson's Addition; Lot 12, Block 8, Robertson's Addition; Lots 8 and 10, Block 8, Robertson's Addition; Lot 7, Block 8, Robertson's Addition; Lot 5, Block 8, Robertson's Addition; Lot 10 and 12, Block 9, Robertson's Addition; Lots 5, 6, 7, 8, Block 9, Robertson's Addition; Lots 1 and 3, Block 9, Robertson's Addition; Lot 2 and 4, Block 9, Robertson's Addition; Lots 7 to 12 inclusive, Block 14, Robertson's Addition; Lots 5 and 6, Block 14, Robertson's Addition; Part of vacated 4th Street west of Lot 6; Lots 1, 3 and then north 20 feet of Lot 5, Block 15, Robertson's Addition and all of the grantor's right, title and interest in and to the West 60 feet of the formerly dedicated street known as Fifth Avenue, beginning at the Northwest corner of Block 15, Robertson's Addition; thence South 120 feet following the east line of said Block 15, Robertson's Addition, thence Easterly 60 feet to a point 120 feet south of the south line of Fifth Street; thence northerly 120 feet to the south line of Fifth Street; thence Westerly 60 feet to the place of beginning, in the County of Clackamas and State of Oregon; Lots 2, 4, 6, 8, 10, 12, Block 15, Robertson's Addition; Lots 1 to 10 inclusive, in Block 24, Lots 1 to 10 inclusive in Block 25 and Lots 1 to 5 inclusive in Block 27, Robertson's Addition, and those portions of Lots 2, 4 and 6 in Block 16, in Road subdivision lying westerly of the right-of-way of the Beaverton and Willsburg Railway

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Co., together with those portions of vacated 1st, 2nd and 3rd Avenues adjacent to that portion of said Block 16 acquired by the Beaverton and Willsburg Railway Co., a corporation, by deed recorded July 9, 1909, in Deed Record 109 at Page 609, and excepting any part of said vacated 3rd Street lying within the right-of-way of said Railroad; Lots 11 and 12, Block 24, Lots 11 and 12, Block 25 and Lot 6, Block 27, all in Robertson's Addition; That part of 3rd Avenue now vacated lying between Lot 11, Block 24 and the westerly line of that tract of land conveyed to the Beaverton and Willsburg Railroad Co. by deed recorded July 9, 1909 in Book 109 page 609 Deed Records all in the plat of Robertson's Addition; All of Block 4, Birkemeier Addition, lying westerly of the Portland Traction Company Right-of-way; Lot 1, Block 3, Birkemeier Addition to Milwaukie Heights; Part of Lot 1, Block 3, Birkemeier Addition described as follows: Beginning at the southwest corner of Lot 1, Block 3, Birkemeier Addition to Milwaukie Heights; thence North on the west line of said Lot, 100 feet; thence East parallel to the north line of said Lot 50 feet; thence South parallel with the west line of said Lot 100 feet to the south line of said Lot; thence West on said south line 50 feet to the place of beginning, in the County of Clackamas and State of Oregon. A part of Lot 1 of Block 3 of Birkemeier Addition to Milwaukie Heights described as follows: Beginning at a point on the South side of said Lot 50 feet East from the southwest corner thereof, thence North 100 feet; thence East 50 feet, thence South 100 feet to the south side of said lot; thence West on the southerly boundary of said Lot 50 feet to the place of beginning. A part of Lot 1, Block 3, Birkemeier Addition to Milwaukie Heights more particularly described as Beginning on the South line of said Lot 100 feet East of the southwest corner of said Lot, said beginning place being at the Southeast corner of a tract conveyed to Helen L. Camplan by deed recorded August 21, 1937 in Book 234, Page 246, Deed Records, thence North on the east line of said Camplan property 100 feet, thence East 10 feet, thence South parallel with the east line, 100 feet to the south line of said Lot; thence West 10 feet to the place of beginning; Lot 2, Block 3, except the Westerly 30 feet thereof; Lot 1 except the east 50 feet thereof, Block 2, Birkemeier Addition to Milwaukie Heights; the east 50 feet of Lot 1, Block 2, Birkemeier Addition to Milwaukie Heights; Part of Lot 2, Block 2, Birkemeier Addition to Milwaukie Heights, more particularly described as follows: Beginning at the northwest corner of said Lot Block 2; thence south 89 degrees 05' East along the north line of said Lot 2 a distance of 125 feet, thence South 3 degrees 29' West 80 feet; thence South 28 degrees 42' West 78.98 feet to a point on the north line of that tract of land conveyed to Leitmar Keskula et ux by deed recorded April 20, 1955 in Book 494 Page 425 Deed Records, thence along the north line of said Keskula tract north 89 degrees 05' West 84 feet more or less to the northwest corner of said Keskula tract and the west line of said Lot 2, Block 2, thence north along said west line 150 feet to the point of beginning, in the County of Clackamas and State of Oregon; A tract of land located in Birkemeier Addition to Milwaukie Heights, a Townplat recorded in Book 8 Page 18, Record of Townplats for Clackamas County Oregon, being located in Lot 2, Block 2, more particularly described as follows: Beginning at an iron pipe on the north boundary of Lot 2, Block 2, that is South 89 degrees 05' East 125.0 feet distant from the northwest corner of said Lot 2; thence South 3 degrees 29' West 80.0 feet; thence South 28 degrees 42' West 78.97 feet; thence south 89 degrees 05' East 40.30 feet; thence North 0 degrees 55' East 150.00 feet to the point of beginning; The north half of Lot 1, Block 1, Birkemeier Addition to Milwaukie Heights, the said north half to be determined by a line drawn parallel with and 100 feet from the southerly line of said Lot 1, Block 1.

All those portions of Blocks 1, 2 and 10 in Robertson's Addition and all those portions of Block 39, 40, 42, 49, 50 and 51 and that portion of vacated 9th Avenue in Milwaukie Heights, and those portions of Blocks 1, 2, 3 in Birkemeier's Addition, all as of record in the record of plats of Clackamas County, which lie between the westerly side line of the Portland and Oregon City Super Highway (99E) and a line parallel with, westerly of, and 33 feet distant from the said line of the said highway. Also, That portion of Block 48 of the said Milwaukie Heights which lies between the

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said line of the said highway and a line described as follows: Beginning at a point in the easterly side line of the said Block 48, south 1° 12' west of the northeast corner thereof; thence north 33° 00' west 255.05 feet to a point; thence northwesterly 69 feet more or less to a point on the north line of the said block, 37.45 feet south 88° 48' east of the northwest corner of the said block. ALSO a strip of land 40 feet in width lying between the easterly side line of Block 8 and the westerly side line of Block 28, Milwaukie Heights and extending from the northerly to the southerly lines thereof, ALSO such property rights as we (Portland Traction Co.) may retain in a 40 foot right-of-way across Park Ave. being a strip of land between a line 15 feet westerly of and parallel with the center line of the track and a line 25 feet easterly of and parallel with the tract as laid out and constructed between the north and south line of Park Avenue.

Lots 19, 20, 21, 22, 23, 24 Block 68, Minthorn Addition to the City of Portland, and

WHEREAS, the following portions of the above described real property so annexed to the City of Milwaukie, Oregon, lie within the boundaries of the Oak Lodge Sanitary District, a Sanitary District in Clackamas County, Oregon, duly organized and existing under and by virtue of the laws of the State of Oregon, to-wit:

- Robertson's Addition, Block 10, Lot 1 Northly 37.96 x 50 x 54.77 x 52.75.
- Robertson's Addition, Block 10, Lot 3 Northerly 54.77 x 50 x 71.58 x 52.75.
- Plat 25 Block 10, Lot 5, Northerly 71.58 x 50 x 88.39 x 52.75.
- Robertson's Addition, Plat 25; Lots 3, 1, 5, 11, 9, 7, Block 11.
- Robertson's Addition, Lot 8, Block 11.
- Robertson's Addition, Lots 1, 2, 3, 4, 6, Block 20.
- Robertson's Addition, Lot 5, Block 20, Plat 25.
- Robertson's Addition, Easterly 70 ft. of Lots 7, 9, 11, Block 20.
- Robertson's Addition, Lots 8, 10, 12 and Westerly 30 ft. of Lots 7, 9, 11, Block 20.

TAX LOT 204, more particularly described as follows: Beginning at the northwest corner of Robertson's Addition, Plat 25; thence easterly along the north boundary line of Robertson's Addition a distance of 400 feet to a point; thence North 75 feet; to a point; thence West, parallel with and 75 feet north of the north boundary line of the said Robertson's Addition 300 feet more or less, to a point in the east shore line of the Willamette River; thence following the east shore line of the Willamette River southwesterly to the point of beginning.

- Robertson's Addition, Lots 1, 2, 3, 4, Block 19, Plat 25.
- Robertson's Addition, Lot 5 and North 2/3 of Lot 7, Block 19.
- Robertson's Addition, Lots 6, 8, 9, 10, 11, 12, South 1/3 of 7, Block 19.
- Robertson's Addition, Lot 2, Lot 1 except Easterly 85 ft. Block 18.
- Robertson's Addition, Lot 3, Easterly 85 feet of Lot 1, Block 18.
- Robertson's Addition, Lot 7, Easterly 1/2 of Lot 5, Block 18.
- Robertson's Addition, Lots 4, 6, 8, Westerly 1/2 of 5, Block 18.
- Robertson's Addition, Lots 9, 10, Block 18.
- Robertson's Addition, Lots 11 & 12, Block 18, Plat 25.
- Robertson's Addition, Lots 2 & 4, Block 17.
- Robertson's Addition, Lots 6 & 8, Block 17.
- Robertson's Addition, Lots 9, 10, 11, 12, Block 22; Lots 5, 6; Block 29.
- Robertson's Addition, South 42 feet of Lots 5 & 6; all of Lots 7 - 8, Block 22.
- Robertson's Addition, Lots 3 and 4, Block 22.
- Robertson's Addition, Lots 1 & 2, Block 22.
- Robertson's Addition, Lots 11 & 12, Block 21; Lot 6, Block 30.
- Robertson's Addition, Lots 9 & 10, Block 21; Lot 5, Block 30.
- Robertson's Addition, Lots 5, 6, 7, 8, Block 21; Lots 3 & 4, Block 30.
- Robertson's Addition, Lots 1 & 3, Block 21.
- Robertson's Addition, Lots 1 & 2, Block 30; Lots 2 & 4, Block 21.
- Robertson's Addition, Lot 6, Block 31.
- Robertson's Addition, Lots 1 to 5 inclusive, Block 31.
- Robertson's Addition, All of those portions of Lots 2, 4, 6, 8, Block 13, which lie westerly of the Southern Pacific Company right-of-way.
- Robertson's Addition, Lot 6, South 1/2 of Lot 4; Block 11.

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Robertson's Addition, Tax Lots 223, 173 and 174, more particularly described as follows: All of the heretofore vacated Blocks of Robertson's Addition, numbered 23, 26 and 28, together with those portions of 1st Avenue and 2nd Avenue between said Blocks and also the westerly 20 feet of 3rd Street adjacent easterly to Block 23.

Robertson's Addition, Lots 10 and 12, Block 17.

Robertson's Addition, Lots 2, 4, 6, 8 and all of that part of Lots 3, 5, 7, 9 which lie west of the Southern Pacific Company right-of-way, all of Lots 10 and 12, Block 12.

All of the southerly portion of the following described property lying outside of the City limits of City of Milwaukie, in the County of Clackamas and State of Oregon.

A tract of land in the Lot Whitcomb D.L.C. in the County of Clackamas and State of Oregon, to-wit:

Beginning at a point in the easterly line of the Beaverton & Willsburg Railway (now Southern Pacific Railroad), which point is north 79° 36' east from an iron stake set at the quarter section corner between Sections 35 and 36 in T. 1 S., R. 1 E. of the W.M.; thence north 79° 36' east to a point which is 163 feet from said iron stake set at the quarter section corner between Sections 35 and 36; thence south 11° 54' east 514.3 feet; thence north 89° 05' west to the east line of the Portland-Oregon City Highway; thence northerly tracing the east line of said highway to the east line of the right-of-way of the Beaverton & Willsburg Railway, as conveyed by deed recorded in Book 110, page 432; thence northerly tracing the east line of said railroad right-of-way to the place of beginning. Excepting therefrom that certain tract conveyed to Clackamas County by deed recorded December 11, 1934, in Book 225, Page 397.

Lots 1, 2, 3; Block 32, Milwaukie Heights.

Lots 1, 3, 5, 7; Block 1 Robertson's Addition.

All that portion of 7th Avenue vacated by County Court.

Tax Lot 101, Lot Whitcomb D.L.C., more particularly described as follows:

Beginning at the southeast corner of Lot 3, Block 32, Milwaukie Heights; thence easterly 170 feet more or less, to a point; thence South 395 feet more or less to a point which intersects with the northeasterly right-of-way line of McLoughlin Blvd., also known as Highway 99E; thence following the said right-of-way line of said highway, Northwesterly to its intersection with the south boundary line of Lot 3, Block 32, Milwaukie Heights; thence East along the south line of said Lot 3, to the point of beginning, containing 1.45 acres, which properties are contiguous to the present boundaries of the City of Milwaukie, Oregon.

All that portion of Lots 6, 8, 10 and 12, Block 1, Robertson's Addition lying west of the Portland Electric Power Co. (Portland Traction Co.) holdings, in the County of Clackamas and State of Oregon; that part of Lots 1 and 3 lying west of Portland Traction Company's property in Block 2, Robertson's Addition and Lot 5, Block 2, Robertson's Addition; Lots 2, 4, 6, Block 2, Robertson's Addition; Lots 7 and 9, Block 2, Robertson's Addition; Lot 11, Block 2, Robertson's Addition, in the County of Clackamas and State of Oregon, together with a ten foot strip described as follows: Beginning at the southeast corner of Lot 11, Block 2, of said Robertson's Addition, thence south 10 feet; thence west 100 feet to a point 10 feet south of the southwest corner of said Lot 11; thence North 10 feet to the southwest corner of said Lot 11; thence East along the south line of said Lot, 100 feet to the point of beginning; the north 10 feet of Lot 1, Block 3, Robertson's Addition in the County of Clackamas, State of Oregon, together with vacated 3rd Street lying between said Lot 1 and Lot 11, Block 2, Robertson's Addition, excepting a 10 foot strip beginning at the southeast corner of Lot 11, Block 2, Robertson's Addition, thence South 10 feet; thence West 100 feet to a point 10 feet wouth of the southwest corner of said Lot 11; thence East along the south line of said Lot, 100 feet to the point of beginning.

Lot 3, Block 3, and the south 40 feet of Lot 1, Robertson's Addition; The south 1/2 of Lots 5 and 6, Block 3, and Lots 7 and 8, Block 3, Robertson's Addition; Lots 9 and 11, Block 3, Robertson's Addition; Lots 1, 2, 3, 4, Block 4, Robertson's Addition; Lots 7, 9, 11, Block 4, Robertson's Addition; Lots 10, 11, 12, Block 5, Robertson's Addition; All of Lot 8, except a strip 12 feet in width along the entire north side of said Lot,

all of Lots 10 and 12, except the portion of said Lots 12, in the south west corner thereof conveyed to Clackamas County by instrument recorded in Book 158, page 354, Deed Records all in Block 4, Robertson's Addition, in the County of Clackamas and State of Oregon; Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Block 6, Robertson's Addition. The east 10 feet of vacated 5th Avenue of Lots 2 and 4 and East 1/2 of vacated 5th Ave. Lot 6; Lots 7, 9, 11, Block 15 and South 30 feet of Lot 5, Block 15, Robertson's Addition; Lots 7, 8, 10, 12, Block 6, Robertson's Addition and east 1/2 of vacated 5th Ave. Tax Lot 118, Whitcomb D.L.C. being a part of Section 35, 36. 033 Acres. Vol. 329 Page 232 and more particularly described as follows: Part of the Lot Whitcomb D.L.C. number 38 in Sec. 35 and 36 T. 1 S., R. 1 E., W.M., more particularly described as beginning on the south line of 6th Street in Robertson's Addition at a point 60 feet south and 684.46 feet West of the southeast corner of Block 5, Robertson's Addition, which is the northwest corner of a tract of land conveyed to Ernest Aebi by Edna H. McNary described in Book 329 on Page 232; Thence south along the westerly line of said tract 100 feet to a point, thence east and parallel with the north line of said tract 100 feet to a point, thence North and parallel with the west line of said tract 100 feet to a point; thence West 100 feet to the point of beginning.

East 1/2 of Lots 1 and 3, Block 13, Robertson's Addition, Lot 5, Block 13, Robertson's Addition, North 1/2 of Lot 7, Block 13, Robertson's Addition; Lots 11 and 9, and the South 1/2 of Lot 7, Block 13, Robertson's Addition. That part of Lot 10 lying east of the Southern Pacific Company right-of-way in Block 13, Robertson's Addition, Lot 1, Block 14, Robertson's Addition. All of Lot 2, Block 14, lying east of the east right-of-way boundary of the Southern Pacific Company, Robertson's Addition; Lots 3 and 4, Block 14, Robertson's Addition; That portion of vacated 4th Avenue, west of said Lot 4, Block 14, and the Southern Pacific Company right-of-way, Robertson's Addition.

Lots 9, 10, 11, 12, Block 7, Robertson's Addition. Lot 6, 8, Block 7, Robertson's Addition; Lots 2 and 4, Block 7, Robertson's Addition; Lot 11, Block 8, Robertson's Addition; Lot 12, Block 8, Robertson's Addition; Lots 8 and 10, Block 8, Robertson's Addition; Lot 7, Block 8, Robertson's Addition; Lot 5, Block 8 Robertson's Addition; Lot 10 and 12, Block 9, Robertson's Addition; Lots 5, 6, 7, 8, Block 9, Robertson's Addition; Lots 1 and 3, Block 9, Robertson's Addition; Lot 2 and 4, Block 9, Robertson's Addition; Lots 7 to 12 inclusive, Block 14, Robertson's Addition; Lots 5 and 6, Block 14, Robertson's Addition; Part of vacated 4th Street west of Lot 6; Lots 1, 3 and the north 20 feet of Lot 5, Block 15, Robertson's Addition and all of the grantor's right, title and interest in and to the West 60 feet of the formerly dedicated street known as Fifth Avenue, beginning at the Northwest corner of Block 15, Robertson's Addition; thence South 120 feet following the east line of said Block 15, Robertson's Addition, thence Easterly 60 feet to a point 120 feet south of the south line of Fifth Street; thence northerly 120 feet to the south line of Fifth Street; thence Westerly 60 feet to the place of beginning, in the County of Clackamas and State of Oregon; Lots 2, 4, 6, 8, 10, 12, Block 15, Robertson's Addition; Lots 1 to 10 inclusive, in Block 24, Lots 1 to 10 inclusive in Block 25 and Lots 1 to 5 inclusive in Block 27, Robertson's Addition, and those portions of Lots 2, 4 and 6 in Block 16, in Road subdivision lying westerly of the right-of-way of the Beaverton and Willsburg Railway Co., together with those portions of vacated 1st, 2nd and 3rd Avenues adjacent to that portion of said Block 16 acquired by the Beaverton and Willsburg Railway Co. a corporation, by deed recorded July 9, 1909, in Deed Record 109 at Page 609, and excepting any part of said vacated 3rd Street lying within the right-of-way of said Railroad; Lots 11 and 12, Block 24, Lots 11 and 12, Block 25 and Lot 6, Block 27, all in Robertson's Addition; That part of 3rd Avenue now vacated lying between Lot 11, Block 24 and the westerly line of that tract of land conveyed to the Beaverton and Willsburg Railroad Co. by deed recorded July 9, 1909 in Book 109 page 609 Deed Records all in the plat of Robertson's Addition; All of Block 4 Birkemeier Addition, lying westerly of the Portland Traction Company right-of-way; Lot 1, Block 3, Birkemeier Addition to Milwaukie Heights; Part of Lot 1, Block 3, Birkemeier Addition described as follows:

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Beginning at the southwest corner of Lot 1, Block 3, Birkemeier Addition to Milwaukie Heights; thence North on the west line of said Lot 100 feet; thence East parallel to the north line of said Lot 50 feet; thence South parallel with the west line of said Lot 100 feet to the south line of said Lot; thence West on said south line 50 feet to the place of beginning, in the County of Clackamas and State of Oregon.

A part of Lot 1 of Block 3 of Birkemeier Addition to Milwaukie Heights described as follows: Beginning at a point on the South side of said Lot 50 feet East from the southwest corner thereof, thence North 100 feet; thence East 50 feet, thence South 100 feet to the south side of said Lot; thence West on the southerly boundary of said Lot 50 feet to the place of beginning.

A part of Lot 1, Block 3, Birkemeier Addition to Milwaukie Heights more particularly described as Beginning on the South line of said Lot 100 feet East of the Southwest corner of said Lot, said beginning place being at the Southeast corner of a tract conveyed to Helen L. Camplan by deed recorded August 21, 1937 in Book 234, Page 246, Deed Records, thence North on the east line of said Camplan property 100 feet thence East 10 feet, thence South parallel with the east line, 100 feet to the south line of said Lot; thence West 10 feet to the place of beginning; Lot 2, Block 3, except the Westerly 30 feet thereof; Lot 1 except the east 50 feet thereof.

Block 2, Birkemeier Addition to Milwaukie Heights; the east 50 feet of Lot 1, Block 2, Birkemeier Addition to Milwaukie Heights; Part of Lot 2, Block 2, Birkemeier Addition to Milwaukie Heights, more particularly described as follows: Beginning at the northwest corner of said Lot Block 2; thence south 89 degrees 05' East along the north line of said Lot 2 a distance of 125 feet, thence South 3° 29' West 80'; thence South 28° 42' West 78.98 feet to a point on the north line of that tract of land conveyed to Leitmar Keskula et ux by deed recorded April 20, 1955, in Book 494, Page 425 Deed Records, thence along the north line of said Keskula tract north 89° 05' West 84 feet more or less to the northwest corner of said Keskula tract and the west line of said Lot 2, Block 2, thence north along said west line 150 feet to the point of beginning; in the County of Clackamas and State of Oregon; A tract of land located in Birkemeier Addition to Milwaukie Heights, a Townplat recorded in Book 8 Page 18, Record of Townplats for Clackamas County, Oregon, being located in Lot 2, Block 2, more particularly described as follows: Beginning at an iron pipe on the north boundary of Lot 2, Block 2, that is South 89 degrees 05' East 125.00 feet distant from the northwest corner of said Lot 2; thence South 3° 29' West 80.0 feet; thence South 23 degrees 42' West 78.97 feet; thence south 89° 05' East 40.30 feet; thence North 0° 55' East 150.00 feet to the point of beginning;

The north half of Lot 1, Block 1, Birkemeier Addition to Milwaukie Heights, the said north half to be determined by a line drawn parallel with and 100 feet from the southerly line of said Lot 1, Block 1.

All those portions of Blocks 1, 2 and 10 in Robertson's Addition and all those portions of Block 39, 40, 42, 49, 50 and 51 and that portion of vacated 9th Avenue in Milwaukie Heights, and those portions of Blocks 1, 2, 3 in Birkemeier's Addition, all as of record in the record of plats of Clackamas County, which lie between the westerly side line of the Portland and Oregon City Super Highway (99E) and a line parallel with, westerly of, and 33 feet distant from the said line of the said highway. ALSO, That portion of Block 48 of the said Milwaukie Heights which lies between the said line of the said highway and a line described as follows: Beginning at a point in the easterly side line of the said Block 48, south 1° 12' west of the northeast corner thereof; thence north 33° 00' west 255.05 feet to a point; thence northwesterly 69 feet more or less to a point on the north line of the said block, 37.45 feet south 88 degrees 48' east of the northwest corner of the said block. ALSO a strip of land 40 feet in width lying between the easterly side line of Block 8 and the westerly side line of Block 28, Milwaukie Heights, and extending from the northerly to the southerly lines thereof, ALSO such property rights as we (Portland Traction Co.) may retain in a 40 foot right-of-way across Park Ave. being a strip of land between a line 15 feet westerly of and parallel with the center line of the track and a line 25 feet easterly of and parallel with the track as laid out and constructed between the north and south line of Park Avenue.

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, and

WHEREAS, the following portions of the above described real property so annexed to the City of Milwaukie, Oregon, lie within the boundaries of the Milwaukie Rural Fire District, a Rural Fire Protection District in Clackamas County, Oregon, duly organized and existing under and by virtue of the laws of the State of Oregon, to-wit:

Acreage owned by Northwestern Ice and Cold Storage Co., lying between the Southern Pacific Company's main line and their Tillamook Branch line, said area lying east of the Milwaukie Industrial Park also known as the Kellogg Park Tract and more particularly described as follows:

TRACT I. Beginning at the Section corner between Sections 25 and 26, 35 and 36, T. 1 S., R. 1 E., of the W.M. in the County of Clackamas, Oregon; thence north 1253.74 feet; thence east 1228.35 feet to the easterly line of the right-of-way of the Southern Pacific Railroad Company Beaverton-Willsburg Branch, as the point of beginning of the tract herein described; thence northeasterly along the easterly line of said Beaverton-Willsburg branch right-of-way 1363.18 feet; thence South 89° 18' east 141.02 feet to the westerly line of the Southern Pacific Railroad Company main line right-of-way; thence South 9° 21' 40" east along the westerly line of the right-of-way of said Southern Pacific Railroad main line right-of-way 1072.77 feet to the northerly line of the Portland and Oregon City right-of-way; thence south 40° 14' west 127.3 feet; thence South 34° 44' west 114.90 feet; thence south 16° 46' west 98.77 feet to an iron pipe set in the westerly line of said Portland-Oregon City Railway right-of-way; thence South 87° 45' west 263.27 feet to a point of beginning.

TRACT II: Beginning at the section corner between Section 25, 26, 35 and 36, T. 1 S.; R. 1 E., of the W.M. in Clackamas County, Oregon; thence north 1041.48 feet; thence east 1541.36 feet to an iron pipe set in the easterly line of the Portland-Oregon City Railway right-of-way and the point of beginning; thence following the easterly line of the right-of-way of said Portland-Oregon City Railway Company North 14° 15' west 121.3 feet; thence North 4° 39' east 98.15 feet; thence North 26° 19' east 91.6 feet; thence north 42° 34' east 178.4 feet to the westerly line of the right-of-way of the Southern Pacific Railroad Company main line; thence southeasterly along the westerly line of the Southern Pacific Company mainline right-of-way 429.82 feet to an iron pipe; thence south 87° 46' west 227.77 feet to an iron pipe; thence the point of beginning.

GLOVERLAND-PLIMPTON TRACTS : Lot 1, Block 4, Gloverland, in the County of Clackamas, State of Oregon.

The West one-half of Lot two (2) in Block 4, Gloverland, according to the duly recorded plat thereof, in the County of Clackamas, State of Oregon.

Part of Lot 2, Block 4, Gloverland, in the County of Clackamas, State of Oregon, described as Beginning at the southeast corner of Lot 3, Gloverland; thence west along the south line of Lots 3 and 2, 194.195 feet to the true point of beginning of the tract herein described; thence North parallel with the east line of Lot 2, 100 feet; thence parallel with the south line of Lot 2, 50 feet to a line dividing said lot into east and west halves; thence south along said division line 100 feet to the southwest corner of the east line of Lot 2; thence East along said south line of said Lot 50 feet to the true point of beginning.

That tract of land lying West of Lots 1, 2, 3 and 4, of Block 3, PLIMPTON TRACTS, a Townplat recorded in Book 17, Page 8, RECORD OF TOWNPLATS for Clackamas County, Oregon, and lying East of Lots 11, 12, 13 and 14, said Block 3, together with the East one-half of Lot 2 and all of Lot 3, Block 4, of GLOVERLAND, a Town plat recorded in Book 9, Page 1, RECORD OF TOWNPLATS for Clackamas County, Oregon,

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excepting however, from the East one-half of Lot 2 and all of Lot 3, GLOVERLAND, the South 96.00 feet.

The South 83.23 feet of Lot 7, the South 83.23 feet of the East 43.51 feet of Lot 8; the Westerly 50 feet of Lot 6, all in Block 3, PLIMPTON TRACTS, in the County of Clackamas and State of Oregon.

Lot 5, Block 3 and the Easterly 6.49 feet of Lot 6, Block 3, PLIMPTON TRACTS.

JOSEPH KELLOGG D.L.C.

Tax Lot 4, Joseph Kellogg D.L.C. more particularly described as follows:

Beginning at the intersection of the East line of the Lot Whitcomb D.L.C. and the center line of Lake Road, which point is north 1° west 17.37 chains from the Southeast corner of said Lot Whitcomb Claim from said point of beginning; thence continuing along the Claim Boundary, North to the Southeast corner of the Town Plat of Minthorn Addition to the City of Portland; thence Easterly along the south boundary of said Minthorn Addition, to the Northwest corner of the Sam Bisio Tract described in Book 161 on Page 103, Deed Records for Clackamas County; thence following the boundary line common to the Bowman and Bisio Tracts, Southerly to the center line of Lake Road; thence Northwesterly along the center line of Lake Road to the point of beginning. ALSO Lots 10, 11, 12, 13, 14, 15, 16, 17, 18 and 19 Block 99, Minthorn Addition to the City of Portland.

A tract of land located in the Joseph Kellogg Claim No. 67 in T. 1 S., R. 1 E. W.M. and being a part of the tract described in that certain conveyance from Cynthia A. Young to Sam Bisio and recorded December 6, 1920, in Book 161, on Page 103, Records of Deeds for Clackamas County, Oregon, the part herein conveyed being described as follows, to-wit:

Beginning at a 1 inch iron pipe in the west goundary of the said Bisio tract that is South 68° 31' East 261.7 feet and North 1° 02' 30" West 32.48 feet distant from the intersection of the east boundary of the Lot Whitcomb Claim No. 38 with the center line of Lake Road (said intersection being North 2° 05' 40" West 1148.25 feet distant from the southeast corner of said Whitcomb Claim); from said beginning point thence, continuing along the west boundary of said Bisio tract, North 1° 02' 30" West 190.94 feet to a 1 inch iron pipe; thence North 88° 57' 30" East 125.00 feet to a 1 inch iron pipe in the west boundary of the Shea Road No. 1724; thence following said road boundary, South 1° 02' 30" East 242.78 feet to a 1 inch iron pipe in the aforesaid Lake Road boundary; thence, following said Lake Road boundary, North 68° 31' West 135.32 feet to the aforementioned place of beginning containing 0.622 acres more or less.

A tract of land located in the Joseph Kellogg Claim No. 67 in T. 1 S., R. 1 E., of the W.M. and being a part of the tract described in that certain conveyance from Cynthia A. Young to Sam Bisio and recorded December 6, 1920, in Book 161, on page 103 Records of Deeds for Clackamas County, Oregon, the part therein conveyed being described as follows, to-wit:

Beginning at a one inch iron pipe in the West boundary of the said Bisio tract that is South 68° 31' East 261.7 feet and North 1° 02' 30" West 223.42 feet distant from the intersection of the East boundary of the Lot Whitcomb Claim No. 38, with the center line of Lake Road (said intersection being North 2° 05' 40" West 1148.25 feet distant from the Southeast corner of said Whitcomb Claim; from said beginning point thence continuing along the West boundary of said Bisio tract, North 1° 02' 30" West 216.85 feet to a 1 inch iron pipe; thence North 88° 57' 30" East 125.00 feet to an 1 inch iron pipe in the West boundary of the Shea Road No. 1724; thence, following said road boundary South 1° 02' 30" East 216.85 feet to a 1 inch iron pipe; thence South 88° 75' 30" West 125.00 feet to the aforementioned place of beginning.

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Commencing at a stone monument in the center line of the Milwaukie Road, which is North  $2^{\circ} 5' 40''$  West 1148.25 feet from the Southeast corner of the Lot Whitcomb D.L.C. in Section 1, T. 2 S., R. 1 E. of the W.M.; thence S.  $68^{\circ} 31'$  E. along the center of said road 261.7 feet to the point of beginning of the tract herein described; running thence N.  $1^{\circ} 02\frac{1}{2}'$  W; 1171.64 feet to an iron pipe in the South line of Minthorn Addition to the City of Portland, Oregon; thence N.  $89^{\circ} 39\frac{1}{2}'$  E. 130 feet to the center line of said Milwaukie Road; thence North  $68^{\circ} 31'$  West 240.72 feet to the beginning containing 3.60 Acres.

ALSO Lots 5, 6, 7, 8, 9, Block 99 Minthorn Addition to the City of Portland.

Tax Lot 12, of Joseph Kellogg D.L.C. described as follows: The initial point is a 1" x 36" iron pipe set in concrete, which bears north 1017.7 feet and east 373.7 feet from the Southeast corner of the Lot Whitcomb D.L.C. T. 1 S., R. 1 E., of the W.M. That iron pipes were set at all points indicated by symbol  $\circ$  and are of the size shown upon the survey map; that the land platted hereon are described as beginning at said initial point; thence N.  $1^{\circ} 23'$  E. 490.97 ft.; thence S.  $88^{\circ} 59'$  E. 311.95 ft; thence S.  $0^{\circ} 39'$  W. 619.75 ft. thence N.  $67^{\circ} 0'$  W. 344.01 ft. to the place of beginning.

Tax Lots 9 and 11, Joseph Kellogg D.L.C., more particularly described as follows:

Beginning at the intersection of the east boundary line of the Lot Whitcomb D.L.C. and the center line of Lake Road; thence southeasterly along the center line of Lake Road, to the intersection of the easterly line of Shea Road No. 1724 (37th Street) and the center line of Lake Road; thence North 646 feet more or less to the point of beginning which is the southwest corner of the tract herein described; thence Northerly along the east line of the said Shea Road No. 1724 (37th St. 0 212.17 feet more or less to a point which is the northwest corner of the tract herein described; thence Easterly along the north line of said tract 314 feet to a point; thence Southerly 214.2 feet more or less to a point which is the southeast corner of said tract; thence Westerly 316.9 feet to the point of beginning.

Tax Lots 19 and 38, except the southerly 100 feet of Tax Lot 38, more particularly described as follows: A portion of the Joseph Kellogg D.L.C. No. 67 in Section 36, T. 1 S., R. 1 E., of the W.M., more particularly described as follows:

Beginning at the Southeast corner of Lot Whitcomb D.L.C. No. 38 in Sec. 1, T. 2 S., R. 1 E. of the W.M.; thence North along the East side line of said Lot Whitcomb D.L.C. 33.66 chains to a stake; thence East 11.14 chains to a stake which marked the Northwest corner of that certain tract of land conveyed to Charles A. Quall et. ux. by deed recorded October 14, 1930 in Book 208, page 322, Deed Records; thence South 944.2 feet along the West line of said Quall tract to a pipe at the S.W. corner of the Kimbro property as per book 228, page 191, Deed Records of Clackamas County, Oregon, thence S.  $1^{\circ} 00'$  E. 78.00 feet to a pipe at the true point of beginning of the tract herein described; thence continuing S.  $1^{\circ} 00'$  E. 248.98 feet, more or less, to the Northerly Right-of-way line of Lake Road; thence S.  $71^{\circ} 30'$  E. 111.15 feet along said Right-of-way line to a pipe; thence N.  $18^{\circ} 30'$  E. 44.83 feet; thence North 211.60 feet to a pipe; thence N.  $76^{\circ} 30'$  W. 128.76 feet to the true point of beginning. AND

Beginning at the intersection of the West line of Joseph Kellogg D.L.C. and the north boundary line of Lake Road; thence Southeasterly along the north boundary line of Lake Road a distance of 982 feet, more or less; thence North 100 feet to the point of beginning of the tract herein described; thence North 150 feet to a point thence Northwesterly 65 feet, more or less, to a point; thence South 150 feet to a point; thence southeasterly 65 feet, more or less, to the point of beginning.

Robertsons Addition, Block 10, Lot 1 N'ly 37.96 x 50 x 54.77 x 52.75.

Robertsons Addition, Block 10, Lot 3 N'ly 54.77 x 50 x 71.58 x 52.75.

Plat 25 Block 10, Lot 5, N'ly 71.58 x 50 x 88.39 x 52.75.

Robertsons Addition, Plat 25; Lots 3, 1, 5, 11, 9, 7, Block 11.

Robertsons Addition, Lot 8, Block 11.

Robertsons Addition, Lots 1, 2, 3, 4, 6, Block 20.

Robertsons Addition, Lot 5 Block 20, Plat 25.

Robertsons Addition, E'ly 70 feet of Lots 7, 9, 11, Block 20.

Robertsons Addition, Lots 8, 10, 12 and W'ly 30 ft. of Lots 7, 9, 11, Block 20.

## Resolution 23-1957 continued

TAX LOT 204, more particularly described as follows: Beginning at the northwest corner of Robertson's Addition, Plat 25; thence easterly along the north boundary line of Robertson's Addition a distance of 100 feet to a point; thence North 75 feet; to a point; thence West, parallel with and 75 feet north of the north boundary line of the said Robertson's Addition 300 feet more or less, to a point in the east shore line of the Willamette River; thence following the east shore line of the Willamette River southwesterly to the point of beginning.

Robertson's Addition, Lots 1, 2, 3, 4, Block 19, Plat 25.

Robertson's Addition, Lot 5 and North two thirds of Lot 7, Block 19.

Robertson's Addition, Lots 6, 8, 9, 10, 11, 12. So. 1/3 of 7, Block 19.

Robertson's Addition, Lot 2, Lot 1 except #1ly 85 ft. Block 18.

Robertson's Addition, Lot 3, E'ly 85 ft. of Lot 1, Block 18.

Robertson's Addition, Lot 7, E'ly 1/2 of Lot 5, Block 18.

Robertson's Addition, Lots 4, 6, 8, W'ly 1/2 of 5, Block 18.

Robertson's Addition, Lots 9, 10, Block 18.

Robertson's Addition, Lots 11, & 12, Block 18, Plat 25.

Robertson's Addition, Lots 2 & 4, Block 17.

Robertson's Addition, Lots 6 & 8, Block 17.

Robertson's Addition, Lots 9, 10, 11, 12, Block 22; Lots 5, 6, Block 29

Robertson's Addition, South 42 feet of Lots 5 & 6; all of Lots 7 & 8, Block 22.

Robertson's Addition, Lots 3 & 4, Block 22.

Robertson's Addition, Lots 1 & 2, Block 22.

Robertson's Addition, Lots 11 & 12, Block 21; Lot 6 Block 30.

Robertson's Addition, Lots 9 & 10, Block 21; Lot 5, Block 30.

Robertson's Addition, Lots 5, 6, 7, 8, Block 21; Lots 3 & 4, Block 30.

Robertson's Addition, Lots 1 & 3, Block 21.

Robertson's Addition, Lots 1 & 2, Block 30; Lots 2 & 4, Block 21.

Robertson's Addition, Lot 6, Block 31.

Robertson's Addition, Lots 1 to 5 inclusive, Block 31.

Robertson's Addition, all of those portions of Lots 2, 4, 6, 8, Block 13, which lie westerly of the Southern Pacific Company right-of-way.

Robertson's Addition, Lot 6, South 1/2 of Lot 4; Block 11.

Robertson's Addition, Tax lots 223, 173 and 174, more particularly described as follows: All of the heretofore vacated Blocks of Robertson's Addition, numbered 23, 26 and 28, together with those portions of 1st Avenue and 2nd Avenue between said Blocks and also the westerly 20 feet of 3rd Street adjacent easterly to Block 23.

Robertson's Addition, Lots 10 and 12, Block 17.

Robertson's Addition, Lots 2, 4, 6, 8, and all of that part of Lots 3, 5, 7, 9 which lie west of the Southern Pacific Company right-of-way, all of Lots 10 and 12.

All of the southerly portion of the following described property lying outside of the City limits of City of Milwaukie in the County of Clackamas and State of Oregon.

A tract of land in the Lot Whitcomb D.L.C. in the County of Clackamas and State of Oregon, to-wit:

Beginning at a point in the easterly line of the Beaverton & Willsburg Railway (now Southern Pacific Railroad), which point is north 79° 36' east from an iron stake set at the quarter section corner between Sections 35 and 36 in T. 1 S., R. 1 E. of the W.M.; thence north 79° 36' east to a point which is 163 feet from said iron stake set at the quarter section corner between Sections 35 and 36; thence south 11° 54' east 514.3 feet; thence north 89° 05' west to the east line of the Portland-Oregon City Highway; thence northerly tracing the east line of said highway to the east line of the right-of-way of the Beaverton & Willsburg Railway; as conveyed by deed recorded in Book 110, page 432; thence northerly tracing the east line of said railroad right-of-way to the place of beginning. Excepting therefrom that certain tract conveyed to Clackamas County by deed recorded December 11, 1934, in Book 225, Page 397.

Lots 1, 2, 3; Block 32, Milwaukie Heights.

Lots 1, 3, 5, 7, Block 1, Robertsons Addition.

All that portion of 7th Avenue vacated by County Court.

Tax Lot 101, Lot Whitcomb D.L.C. more particularly described as follows:

## Résolution 23-1957 continued

Beginning at the southeast corner of Lot 3, Block 32, Milwaukie Heights; thence easterly 170 feet more or less, to a point; thence South 395 feet more or less to a point which intersects with the northeasterly right-of-way line of McLoughlin Blvd. also known as Highway 99E; thence following the said right-of-way line of said highway, Northwesterly to its intersection with the south boundary line of Lot 3, Block 32, Milwaukie Heights; thence East along the south line of said Lot 3 to the point of beginning, containing 1.45 acres.

All that portion of Lots 6, 8, 10 and 12, Block 1, Robertson's Addition lying west of the Portland Electric Power Co. (Portland Traction Co.) holdings, in the County of Clackamas and State of Oregon; that part of Lots 1 and 3 lying west of Portland Traction Company's property in Block 2, Robertson's Addition and Lot 5, Block 2, Robertson's Addition; Lots 2, 4, 6, Block 2, Robertson's Addition; Lots 7 and 9, Block 2, Robertson's Addition; Lot 11, Block 2, Robertson's Addition, in the County of Clackamas and State of Oregon, together with a ten foot strip described as follows:

Beginning at the southeast corner of Lot 11, Block 2, of said Robertson's Addition, thence south 10 feet; thence west 100 feet to a point 10 feet south of the southwest corner of said Lot 11; thence North 10 feet to the southwest corner of said Lot 11; thence East along the south line of said Lot, 100 feet to the point of beginning; the north 10 feet of Lot 1, Block 3; Robertson's Addition in the County of Clackamas, State of Oregon, together with vacated 3rd Street lying between said Lot 1 and Lot 11, Block 2, Robertson's Addition, excepting a 10 foot strip beginning at the southeast corner of Lot 11, Block 2, Robertson's Addition, thence South 10 feet; thence West 100 feet to a point 10 feet south of the southwest corner of said Lot 11; thence East along the south line of said Lot, 100 feet to the point of beginning.

Lot 3, Block 3, and the south 40 feet of Lot 1, Robertson's Addition; The south 1/2 of Lots 5 and 6, Block 3, and Lots 7 and 8, Block 3, Robertson's Addition; Lots 9 and 11, Block 3, Robertson's Addition; Lots 1, 3, 4, Block 4, Robertson's Addition; Lots 7, 9, 11, Block 4, Robertsons Addition; Lots 10, 11, 12, Block 5, Robertsons Addition; All of Lot 8 except a strip 12 feet in width along the entire north side of said Lot, all of Lots 10 and 12, except the portion of said Lot 12, in the southwest corner thereof conveyed to Clackamas County by instrument recorded in Book 158, page 354, Deed Records all in Block 4, Robertsons Addition, in the County of Clackamas and State of Oregon; Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, Block 6, Robertson's Addition. The east 10 feet of vacated 5th Avenue of Lots 2 and 4 and East 1/2 of vacated 5th Ave. Lot 6; Lots 7, 9, 11, Block 15 and South 30 feet of Lot 5, Block 15, Robertson's Addition; Lots 7, 8, 10, 12, Block 6, Robertson's Addition and east 1/2 of vacated 5th Ave. Tax Lot 118, Whitcomb D.L.C. being a part of Section 35, 36. 0.33 Acres, Vol. 329 Page 232 and more particularly described as follows: Part of the Lot Whitcomb D.L.C. number 38 in Sec. 35 and 36 T. 1 S., R. 1, E., Willamette Meridian, more particularly described as beginning on the south line of 6th Street in Robertson's Addition at a point 60 feet south and 634.46 feet West of the southeast corner of Block 5, Robertson's Addition, which is the northwest corner of a tract of land conveyed to Ernest Aebi by Edna H. McNary described in Book 329 on Page 232; thence south along the westerly line of said tract 100 feet to a point, thence east and parallel with the north line of said tract 100 feet to a point, thence North and parallel with the west line of said tract 100 feet to a point, thence West 100 feet to the point of beginning.

East 1/2 of Lots 1 and 3, Block 13, Robertson's Addition, Lot 5, Block 13, Robertson's Addition, North 1/2 of Lot 7, Block 13, Robertson's Addition; Lots 11 and 9 and the South 1/2 of Lot 7, Block 13, Robertson's Addition. That part of Lot 10 lying east of the Southern Pacific Company right-of-way in Block 13, Robertson's Addition. Lot 1, Block 14, Robertson's Addition. All of Lot 2, Block 14, lying east of the east right-of-way boundary of the Southern Pacific Company, Robertsons Addition; Lots 3 and 4, Block 14, Robertson's Addition. That portion of vacated 4th Avenue, west of said Lot 4, Block 14, and the Southern Pacific Company right-of-way, Robertsons Addition.

Lots 9, 10, 11, 12, Block 7, Robertsons Addition. Lots 6, 8, Block 7, Robertsons Addition; Lots 2 and 4, Block 7, Robertsons Addition; Lot 11, Block 8, Robertsons Addition; Lot 12, Block 8, Robertsons Addition; Lots 8 and 10, Block 8, Robertsons Addition; Lot 7, Block 8, Robertsons Addition; Lot 5, Block 8, Robertsons Addition; Lot 10 and 12, Block 9, Robertsons Addition; Lots 5, 6, 7, 8, Block 9, Robertsons Addition; Lots 1 and 3, Block 9, Robertsons Addition; Lot 2 and 4, Block 9, Robertsons Addition; Lots 7 to 12 inclusive, Block 14, Robertsons Addition;

## Resolution 23-1957 continued

Lots 5 and 6, Block 14, Robertsons Addition; Part of vacated 4th Street west of Lot 6; Lots 1, 3 and the north 20 feet of Lot 5, Block 15, Robertsons Addition and all of the grantor's right, title and interest in and to the West 60 feet of the formerly dedicated street known as Fifth Avenue, beginning at the Northwest corner of Block 15, Robertsons Addition; thence South 120 feet following the east line of said Block 15, Robertsons Addition, thence Easterly 60 feet to a point 120 feet south of the south line of Fifth Street; thence northerly 120 feet to the south line of Fifth Street; thence Westerly 60 feet to the place of beginning, in the County of Clackamas and State of Oregon; Lots 2, 4, 6, 8, 10, 12, Block 15, Robertsons Addition; Lots 1 to 10 inclusive, in Block 24, Lots 1 to 10 inclusive in Block 25 and Lots 1 to 5 inclusive in Block 27, Robertsons Addition, and those portions of Lots 2, 4, and 6 in Block 16, in Road subdivision lying westerly of the right-of-way of the Beaverton and Willsburg Railway Co., together with those portions of vacated 1st, 2nd and 3rd Avenues adjacent to that portion of said Block 16 acquired by the Beaverton and Willsburg Railway Co., a corporation, by deed recorded July 9, 1909, in Deed Record 109 at Page 609, and excepting any part of said vacated 3rd Street lying within the right-of-way of said Railroad; Lots 11 and 12, Block 24, Lots 11 and 12, Block 25 and Lot 6, Block 27 all in Robertsons Addition. That part of 3rd Avenue now vacated lying between Lot 11, Block 24 and the westerly line of that tract of land conveyed to the Beaverton and Willsburg Railroad Co., by deed recorded July 9, 1909, in Book 109 page 609 Deed Records all in the plat of Robertsons Addition: All of Block 4, Birkemeier Addition, lying westerly of the Portland Traction Company right-of-way; Lot 1, Block 3, Birkemeier Addition to Milwaukie Heights; Part of Lot 1, Block 3, Birkemeier Addition described as follows: Beginning at the southwest corner of Lot 1, Block 3, Birkemeier Addition to Milwaukie Heights, thence North on the west line of said Lot, 100 feet, thence East parallel to the north line of said Lot 50 feet; thence South parallel with the west line of said Lot 100 feet to the south line of said Lot; thence West on said south line 50 feet to the place of beginning, in the County of Clackamas and State of Oregon. A part of Lot 1 of Block 3 of Birkemeier Addition to Milwaukie Heights described as follows: Beginning at a point on the South side of said Lot 50 feet East from the southwest corner thereof, thence North 100 feet; thence East 50 feet, thence South 100 feet to the south side of said Lot; thence West on the southerly boundary of said Lot 50 feet to the place of beginning. A part of Lot 1, Block 3, Birkemeier Addition to Milwaukie Heights more particularly described as Beginning on the South line of said Lot 100 feet East of the Southwest corner of said Lot, said beginning place being at the Southeast corner of a tract conveyed to Helen L. Camplan by deed recorded August 21, 1937 in Book 234, Page 246, Deed Records, thence North on the east line of said Camplan property 100 feet, thence East 10 feet, thence South parallel with the east line 100 feet to the south line of said Lot; thence West 10 feet to the place of beginning; Lot 2, Block 3, except the Westerly 30 feet thereof; Lot 1 except the east 50 feet thereof, Block 2, Birkemeier Addition to Milwaukie Heights; the east 50 feet of Lot 1, Block 2, Birkemeier Addition to Milwaukie Heights; Part of Lot 2, Block 2, Birkemeier Addition to Milwaukie Heights, more particularly described as follows: Beginning at the northwest corner of said Lot Block 2; thence south 89° 05' East along the north line of said Lot 2 a distance of 125 feet, thence South 3° 29' West 80'; thence South 28° 42' West 78.93 feet to a point on the north line of that tract of land conveyed to Leitmar Keskula et ux by deed recorded April 20, 1955 in Book 494, Page 425, Deed Records, thence along the north line of said Keskula tract north 89° 05' West 84 feet more or less to the northwest corner of said Keskula tract and the west line of said Lot 2, Block 2, thence north along said west line 150 feet to the point of beginning, in the County of Clackamas and State of Oregon; A tract of land located in Birkemeier Addition to Milwaukie Heights, a Townplat recorded in Book 8 Page 18, Record of Townplats for Clackamas County, Oregon, being located in Lot 2, Block 2, more particularly described as follows: Beginning at an iron pipe on the north boundary of Lot 2, Block 2, that is South 89° 05' East 125.0 feet distant from the northwest corner of said Lot 2; thence South 3° 29' West 80.0 feet; thence South 28° 42' West 78.97 feet; thence south 89° 05' East 40.30 feet; thence North 0° , 55' East 150.00 feet to the point of beginning.

## Resolution 23-1957 continued

The north half of Lot 1, Block 1, Birkemeier Addition to Milwaukie Heights, the said north half to be determined by a line drawn parallel with and 100 feet from the southerly line of said Lot 1, Block 1. All those portions of Block 1, 2 and 10 in Robertson's Addition and all those portions of Block 39, 40, 42, 49, 50 and 51 and that portion of vacated 9th Avenue in Milwaukie Heights, and those portions of Blocks 1, 2, 3 in Birkemeier's Addition, all as of record in the record of plats of Clackamas County, which lie between the westerly side line of the Portland and Oregon City Super Highway (99E) and a line parallel with, westerly of and 33 feet distant from the said line of the said highway. ALSO, that portion of Block 48 of the said Milwaukie Heights which lies between the said line of the said highway and a line described as follows: Beginning at a point in the easterly side line of the said Block 48, south 1° 12' west of the northeast corner thereof; thence North 33° 00' west 255.05 feet to a point; thence northwesterly 69 feet more or less to a point on the north line of the said block 37.45 feet south 88° 48' east of the northwest corner of the said block. ALSO a strip of land 40 feet in width lying between the easterly side line of Block 8 and the westerly side line of Block 28, Milwaukie Heights and extending from the northerly to the southerly lines thereof. ALSO such property rights as we (Portland Traction Co.) may retain in a 40 foot right-of-way across Park Ave., being a strip of land between a line 15 feet westerly of and parallel with the center line of the track and a line 25 feet easterly of and parallel with the track as laid out and constructed between the north and south line of Park Avenue.

Lots 19, 20, 21, 22, 23, 24 Block 68 Minthorn Addition to the City of Portland.

NOW THEREFORE, BE IT HEREBY RESOLVED by the City Council of the City of Milwaukie, Oregon, that it does hereby elect to cause the withdrawal from said Oak Lodge Sanitary District all of that part of said Sanitary District hereinabove described and heretofore incorporated in and annexed to the City of Milwaukie, Oregon, and

BE IT HEREBY FURTHER RESOLVED by the City Council of the City of Milwaukie, Oregon, that it does hereby elect to cause the withdrawal from said Milwaukie Rural Fire Protection District all of that part of said Fire Protection District hereinabove described and heretofore incorporated in and annexed to the City of Milwaukie, Oregon, and,

BE IT HEREBY FURTHER RESOLVED, by the City Council of the City of Milwaukie, Oregon, that by virtue of the foregoing and by virtue of the provisions of Chapter 401, Oregon Laws, 1957, the 9th day of December, 1957, is hereby fixed as the date, the hour of 8:00 o'clock P.M. is hereby fixed as the time, and the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon, is hereby fixed as the place, for a public hearing to be held by the City Council of the City of Milwaukie, Oregon, to hear objections to the withdrawal of the above described tracts of real property from the said Oak Lodge Sanitary District and from said Milwaukie Rural Fire Protection District, and to determine whether such withdrawals are for the best interests of the City of Milwaukie, Oregon, and

BE IT HEREBY FURTHER RESOLVED that the City Recorder of the City of Milwaukie, Oregon, be and be hereby is ordered and directed to cause a notice of the date, time, place and purpose of said hearing to be published once each week for two successive weeks prior to the date of such hearing in the Milwaukie Review, a newspaper of general circulation in said City, and that he further cause notices of the date, time, place and purpose of said hearing to be posted in four public places within the City of Milwaukie, Oregon, for a like period of time.

*Leonard B. Mullen*  
Mayor of City of Milwaukie, Oregon

ATTEST:

*R. E. Osborne*  
Recorder of City of Milwaukie, Oregon

Minutes of November 11, 1957 continued

Ordinance Number 691 was taken up and read for its first reading.

Ordinance Number 692 was taken up and read for its first reading.=

It was moved by Mortensen and seconded by Roberts that Ordinances 691 and 692 be passed to their second readings, and that they be read at this time. Motion carried and so ordered.

Ordinance Number 691 AN ORDINANCE vacating certain public street and intersecting public alley heretofore dedicated as such in that part of Milwaukie Industrial Park, Milwaukie, Oregon, lying to the east of U.S. Highway 99E, the Plat of which is recorded in Volume 29, Page 12, RECORD OF TOWNPLATS, Clackamas County, Oregon, as Plat No. 803, AND DECLARING AN EMERGENCY, was taken up and read for its second reading and put on its passage with the following result being had, Ayes: Mullan, Clay, Mortensen, Roberts and Klein. Nays: None. Ordinance Number 691 passed the Council and was so declared by the Mayor.

Ordinance Number 692, AN ORDINANCE vacating certain public streets heretofore dedicated as such in that part of Milwaukie Industrial Park, Milwaukie, Oregon, lying to the east of U.S. Highway 99E, the plat of which is recorded in Volume 29, Page 12 RECORD OF TOWNPLATS, Clackamas County, Oregon, as Plat No. 803, and DECLARING AN EMERGENCY, was taken up and read for its second reading and put on its passage with the following result being had, Ayes: Mullan, Clay, Mortensen, Roberts and Klein. Nays: None. Ordinance Number 692 passed the Council and was so declared by the Mayor.

It was moved by Clay and seconded by Roberts that the following Resolution be adopted.

RESOLUTION No. 24-1957

WHEREAS, the following portion of Olsen Street, to-wit:

Beginning at a point in the North line of Olsen Street, said point being 532.41 feet more or less East of the intersection of the East Line of Main Street and the North line of Olsen Street. Running thence East along the North line of Olsen Street extended 556.5 feet more or less to a point in the West line of the Southern Pacific Tillamook Branch right-of-way, thence North along said right of way 40 feet more or less to a point, thence North 84° West 555.6 feet more or less to the point of beginning.

being a portion of a public street heretofore dedicated as Olsen Street in that part of Milwaukie Industrial Park, Milwaukie, Oregon, lying to the east of U.S. Highway 99E, the plat of which is recorded in Volume 29, page 12, Record of Town Plats, Clackamas County, Oregon, as Plat No. 803, which lies entirely adjacent to the boundary of land now owned by Omark Industries, a corporation, and

WHEREAS, the City Council of the City of Milwaukie, Oregon, after due consideration of the interests of the City of Milwaukie, Oregon, and its inhabitants, and after due consideration of the interests of said Omark Industries, a corporation, and the public generally, and having received a deed to an equivalent amount of land for street purposes from said Omark Industries, a corporation, for the purpose of straightening said Olsen Street, deems it advisable to initiate pro-

## Resolution No. 24-1957 continued

ceedings to vacate the said portion of said public street hereinbefore described pursuant to the provisions of Section 271.130, Oregon Revised Statutes, and

WHEREAS, it is particularly desirable from the standpoint of the City of Milwaukie, and its inhabitants, that the said portion of said public street be vacated in order that the Omark Industries, a corporation, may cause the properties abutting thereon to be developed to their fullest public and industrial capacity so as to increase the tax revenue and general prosperity of the city of Milwaukie, Oregon, and

WHEREAS, the Council of the City of Milwaukie Oregon, has ascertained and has determined that the market value of the property abutting upon the said portion of said public street to be vacated will be increased rather than decreased by reason of said vacation, and,

WHEREAS, the City Council of the City of Milwaukie, Oregon, has been advised that the Omark Industries, a corporation, which is the owner of all of the property abutting upon the said portion of said public street to be vacated, will consent in writing to such vacation, and

NOW THEREFORE, BE IT HEREBY RESOLVED BY THE COUNCIL OF THE CITY OF MILWAUKIE, OREGON that by virtue of the foregoing and by virtue of the provisions of Section 271.130, Oregon Revised Statutes, that proceedings be and the same hereby are initiated by the Council of the City of Milwaukie, Oregon, to vacate the following portion of said Olsen Street, which is described as follows:

Beginning at a point in the North Line of Olsen Street; said point being 532.41 feet more or less East of the intersection of the East line of Main Street and the North line of Olsen Street. Running thence East along the North Line of Olsen Street extended 556.5 feet more or less to a point in the West line of the Southern Pacific Tillamook Branch right of way, thence North along said right of way 40 feet more or less to a point, thence North 84° West 555.6 feet more or less to the point of Beginning.

being a portion of that public street heretofore dedicated as Olsen Street in that part of Milwaukie Industrial Park, Milwaukie, Oregon, lying to the east of U. S. Highway 99E, the plat of which is recorded in Volume 29, page 12, Record of Town Plats, Clackamas County, Oregon, as Plat No. 803.

BE IT HEREBY FURTHER RESOLVED that the City Recorder of the City of Milwaukie, Oregon, be and he hereby is ordered and directed to cause notices of these proceedings and the public hearing to be had thereon to be published and posted as required by the Provisions of Sections 271.130 and 271.110 of the Oregon Revised Statutes, and

BE IT HEREBY FURTHER RESOLVED that the 16th day of December, 1957, be and the same hereby is fixed as the date upon which said public hearing shall be held, and the hour of 8:00 o'clock P.M. be and the same is hereby fixed as the time at which the said public hearing shall be held upon said date, and the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon, be and the same is hereby fixed as the place at which said public hearing shall be held at said time and said date.

*Leonard B. Sullivan*  
 Mayor of the City of Milwaukie, Oregon

ATTEST:

*R. E. Osborne*  
 Recorder of the City of Milwaukie, Oregon

Motion carried and so ordered.

Representatives from the Fire Department requested that the Fire Department be permitted to sell Christmas trees on the City Hall grounds. It was shown that the proceeds from the sale of trees was used for furnishings in the Fire Department, charities, aid to families whose homes have been burned, etc. It was moved by Mortensen and seconded by Roberts that the Fire Department be permitted to sell Christmas trees on the City Hall grounds. Motion carried and so ordered.

Manager Burdick read a letter from Northwest Ice and Cold Storage Co. with reference to a railroad crossing. The letter was laid on the table.

Engineer Runyan's report of work done by Parker-Furman, Contractors, was read.

It was moved by Klein, seconded by Roberts that the following bills be allowed and that warrants be drawn for the payment of same.

Addressograph-Multigraph Corp.	\$120.69
Bureau of Water Works	63.75
Clackamas County	6.80
Feenaughty Machinery Co.	317.08
Kilham Stationary & Printing Co.	8.35
Milwaukie Automotive Service	225.48
Milwaukie Lumber	5.40
Milwaukie Vol. Fire Dept.	42.00
Milwaukie Tree Service	103.50
Multnomah Fuel Co.	99.00
Nudelman Bros.	20.50
Oregon City Printing	7.65
Pacific Tel. & Tel. Co.	139.35
Portland General Electric	918.88
H. T. Price	106.20
Reynolds & Reynolds Co.	40.68
Smith Bros.	4.00
Waterworks Supply Co.	532.43
Pelton Concrete Constr.	1373.19
J. M. Bernard's Garage	66.68
Burroughs Corp.	9.00
Diamond Fuel Co.	109.78
General Petroleum Corp.	295.57
Howard Cooper Corp.	3.52
Milwaukie Hardware	43.70
Milw. Plbg. & Heating	12.60
Milwaukie Review	189.60
Mullan's Garage	306.57
Northwest Industrial Laundry	4.08
Oregon City	40.00
Overall Laundry	8.20
Portland Concrete & Pipe Co.	75.50
Portland Road & Driveway	244.97
Pump, Pipe & Power Co.	95.04
Clackamas County Roofing	76.00
Wallace & Tiernan, Inc.	4.58
Parker-Furman, Contractors	16740.96

Motion duly made and carried and the meeting adjourned.

*Ellen Martin*  
clerk

SPECIAL MEETING OF NOVEMBER 25, 1957

A special meeting of the Council was held at the call of the Mayor, and for the purpose of transacting such necessary business as may appear, was held on the twenty-fifth day of November, 1957.

The meeting was called to order by Mayor Mullan.

Present: Mayor Mullan; Councilmen Clay, Mortensen and Roberts and Manager Burdick. Absent: Councilman Klein.

Applications for recommendations of renewals for liquor licenses were laid before the Council as follows: