SPECIAL MEETING OF JUNE 14, 1962

A special meeting of the Council of the City of Milwaukie was held on the fourteenth day of June, 1962, for the purpose of opening bids for the construction of an elevated water Tank and such other business necessary to come before the Council at this time.

The meeting was called to order by Mayor Earl Clay.

Present: Mayor Earl Clay; Councilmen James Howard, Charles Renard, Paul Baer, and Theron Sedgwick; City Manager Leonard Mullan, City Attorney John O. Sheldahl and Clerk Ellen Martin.

Ordinance Number 908 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: Howard, Renard, Baer, Sedgwick, and Clay. Nays: None. Ordinance No. 908 passed the Council and was so declared by the Mayor.

Ordinance No. 909 AN ORDINANCE annexing territory 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: Howard, Renard, Baer, Sedgwick and Clay. Nays: None. Ordinance No. 909 passed the Council and was so declared by the Mayor.

Ordinance No. 910 AN ORDINANCE annexing certain territory 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: Howard, Renard, Baier, Sedgwick and Clay. Nays: None. Ordinance No. 910 passed the Council and was so declared by the Mayor.

Ordinance No. 911 AN ORDINANCE declaring the assessment for the improvement of 26th Street, by asphaltic pavement, from Lake Road to its southerly terminus, 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: Howard, Renard, Baer, Sedgwick and Clay. Nays: None. Ordinance No. 911 passed the Council and was so declared by the Mayor.

Ordinance No. 912, AN ORDINANCE declaring the assessment for the improvement of 46th Street from Railroad Avenue northerly a distance of approximately 746 feet, by asphaltic pavement, by curbs where the same are necessary, and by installing sewer laterals from the sanitary sewer in 46th Street to the property lines, where the same were requested by the owners of the property, 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: Howard, Renard, Baer, Sedgwick and Clay. Nays: None. Ordinance Number 912 passed the Council and was so declared by the Mayor.

Ordinance No. 913, AN ORDINANCE providing for the rezoning of certain properties in the City of Milwaukie, Clackamas County, Oregon, from Zone 3-R-1 to Commercial Zone, amending Ordinance Number 481, as amended, 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: Howard, Renard, Baer, Sedgwick and Clay. Nays: None. Ordinance No. 913 passed the Council and was so declared by the Mayor.

Ordinance Number 914, AN ORDINANCE amending Sections 3 and 4 of Ordinance No. 505 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: Howard, Renard, Baer, Sedgwick and Clay. Nays: None. Ordinance Number 914 passed the Council and was so declared by the Mayor.

Ordinance Number 915, AN ORDINANCE providing for the procedure to annex without election, certain territory contiguous to the present boundaries of the City of Milwaukie, Clackamas County, Oregon, fixing a day for public hearing before the City 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: Howard, Renard, Baer, Sedgwick and Clay. Nays: None. Ordinance Number 915 passed the Council and was so declared by the Mayor.

It was moved by Howard and seconded by Sedgwick that the following Resolution be adopted.

RESOLUTION NO. 23-1962

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

TAX LOT 22-3, HECTOR CAMPBELL D.L.C., described as follows: Part of the Hector Campbell D.L.C. in Section 25, T. 1S., R. 1E., W.M. Beginning at a point on the East side of 40th Street marked by an iron pipe at the Southwest corner of a tract of land conveyed to Carl J. Shantz and Ruth E. Shantz, by deed recorded July 28, 1947, in Book 394 at page 39, Deed Records of Clackamas County, Oregon, which beginning point is also South 89° 48' East 20 feet and North 230 feet from the Southwest corner of that certain tract of land described in Book 40 of Deeds at page 14 said records, from said beginning point run North along the East side of 40th Street, 55.02 feet to a point; thence Easterly 151.40 feet, more or less, to a point on the East line of the above mentioned Shantz land; thence South 55.104 feet to the Southeast corner of said Shantz land; thence Westerly on South line of Shantz land 151.40 feet, more or less, to the place of beginning.

LOT 14, GIBSONS SUBDIVISION of Tracts numbered 10, 11, 12, and 13 and the west 480 feet of Tract 1 and 2 of the Logus Tracts except the south 99 feet thereof, in the County of Clackamas and State of Oregon.

PARCEL I: Part of the N. half of Lot 2, in Block 4, HOMEWOOD PARK, according to the duly recorded plat thereof, in the County of Clackamas and State of Oregon, described as: Beginning at an iron pipe at the N.E. corner of said Lot 2; thence N. 89° 17' W. along the N. line of said Lot 2, 200 feet to an iron pipe which is the N.E. corner and the true place of beginning of the tract to be described; thence continuing N. 89°17' W. along the N. line of said Lot 2, 100 feet to an iron pipe; thence S. parallel with the E. line of said Lot 2, 75.0 feet to an iron pipe; thence S. 89°17' E. parallel with the N. line of Lot 2, 100 feet to a point; thence N. parallel with the E. line of said Lot 2, 75.0 feet to the true point of beginning.

PARCEL II: E. 100 feet of the W. 200 feet of the S. one-half of Lot 1, Block 4, HOMEWOOD PARK, in the County of Clackamas and State of Oregon.

LOTS 8, 9, 10, 11, BLOCK 67, MINTHORN ADDITION TO THE CITY OF PORTLAND.

Part of the J.D. GARRETT D.L.C. No. 38 in Section 31, in T. 1S., R. 2E., of the W.M., described as: Beginning at a point 1044.24 feet west and 435.6 feet south of the Northeast corner of the J.D. GARRETT D.L.C, which beginning point is the northwest corner of that tract of land conveyed to Harley Vest and Mildred Vest, his wife, by deed recorded Dec.22,1934 in Book 225 at page 481, Clackamas County records; running thence east along the north line of said Vest tract 300.00 feet; running thence south along the east line of said Vest tract a distance of 100.00 feet; running thence west parallel with the north line of the Vest tract 300.00 feet to a point on the east line of the 30 foot roadway; running thence North along said east line 100.00 feet to the place of beginning.

TAX LOT 40-5 JOHN GARRETT D.L.C. described as follows: Part of the J.D. GARRETT D.D.C. No. 38, in Section 31, in T. 1S., R. 2E., W.M. Beginning at a point which is 1044.24 feet West and 753.4 feet South of the Northeast corner of the J.D. GARRETT D.L.C., which beginning point is also on the East line of a 30 foot roadway, and which point is also the southwest corner of a tract of land conveyed by Harley Vest and Mildred Vest, husband and wife to Robert V. Grubbs and Willa D. Grubbs, his wife, by deed recorded Feb. 24, 1953, in Vol 465 of Deeds at page 689, records of Clackamas County, Oregon, from said beginning running thence east along the south line of said Bribbs tract a distance of 300.00 feet to a point; running thence south a distance of 100.00 feet; running thence west parallel with the south line of said Grubbs tract, a distance of 300.00 feet to the east line of said 30 foot roadway; running thence north 100.00 feet to the point of beginning.

Beginning at an iron pipe which is 640.1 feet east and 737.97 feet north of the southwest corner of the J. D. Garrett D.L.C. in T. 1. & 2S. R. 2E., of the W.M. and in the center of the County Road called Lake Road and known as the road from Milwaukie to Foster in Oregon; North 0° 33' East 447.10 feet to an iron pipe; thence North 68°40' west parallel with the center line of said Lake Road 216.00 feet to an iron rod; thence South33' West 447.10 feet to a point in the center of said Lake Road; thence South 68° 40' East 216 feet to the place of beginning. Containing 1.92 acres of land more or less exclusive of the area in said County road above named Lake Road.

Part of Tract 14, ATKINSON, in the County of Clackamas and State of Oregon, to-wit: Beginning at a point which is the intersection of the West Line of Tract 14; as shown on a recorded plat of ATKINSON in the Johnson Kellogg D.L.C. No. 53, T. 2S., R. 2E., W.M., County of Clackamas Oregon; and the Southerly line of Lake Road as now located; thence 21° 00' West along the West line of said Tract 14, 1676.37 feet; thence South 69° 00' East 113.24 feet to the true point of Beginning of Parcel to be described; thence South 69° 00' East 105.24 feet; thence South 16° 38' 40" West 415.0 feet more or less to the center of Kellogg Creek; thence Northwesterly along said center of Kellogg Creek to a point which is South 18° 49' 20" West 377.0 feet more or less from the true point of beginning; thence North 18°49'20" East 377.0 feet more or less to the true point of beginning.

The South one-half of the East one-half of that certain tract described as follows: Beginning at point 10 feet east of the southeast corner of Lot 48, Block 21, MINTHORN ADDITION TO THE CITY OF PORTLAND, in the County of Clackamas and State of Oregon; running thence Westerly along the south line of said Block 21, 610 feet to the southwest corner of Lot 25, in said Block 21; thence south parallel with Grant Street in said Addition, 160 feet to the southwest corner of Lot 24, in Block 36, in said Addition, thence easterly on the center line of said Block 36, 610 feet to a point 10 feet east of the southeast corner of Lot 1 in said Block 36; thence north parallel with Grant Street, 160 feet to the place of beginning.

SUBDIVISION - CHERRY KNOLL , LOT 3, BLOCK 2.

LOTS 2, 3, 4, 5, 6, BLOCK 3, BRIARWOOD ADDITION
LOTS 1, 2, 3, 4, BLOCK 1, BRIARWOOD ADDITION.
LOTS 6, BLOCK 2, BRIARWOOD ADDITION
LOT 1, BLOCK 2, BRIARWOOD ADDITION
LOT 1, BLOCK 3, BRIARWOOD ADDITION

TAX LOT 40 JOHN GARRETT D.L.C. A part of the John D. Garrett D.L.C. No. 38 in T. 1S., R. 2E., of the W.M., described as follows: Beginning on the North line of Harlene Drive 600 feet West of the intersection of said North line with the West line of Stanley Avenue; thence North 166.86 feet to the North line of a tract conveyed to Harley Vest et ux by deed recorded Aug. 9th,1954 in Book 484, page 626; thence West along the North line of said Vest tract 100 feet; thence South 166.86 feet to the North line of said Harlene Drive; thence East 100 feet along the North line of Harlene Drive to the place of beginning.

East ½ of TAX LOT 25, DANIEL HATHAWAY D.L.C. The East ½ of the following described tract of land: Commencing at a point thirty (30) feet North and Ten (10) feet east of the Northeast corner of Block forty-nine (49) in MINTHORN ADDITION TO THE CITY OF PORTLAND in Clackamas County, State of Oregon, thence running Southerly parallel to the east line of said Block 49, 130 feet to a point; thence westerly and parallel with the said south line of said Block 49, 610 feet to a point in the west line of said Block 49; thence northerly along the west line of said Block 49 130 feet to a point which is 30 feet northerly from the northwest corner of said Block 49; thence easterly and parallel with the north line of said Block 49, 610 feet to the point of beginning.

LOT 5, BLOCK 2, BRIARWOOD ADDITION.

East ½ of Tract 22 of Gibson's Subdivision of Tracts numbered 10, 11, 12, and 13 and the west 480 feet of Tracts 1 and 2 of the Logus Tracts

A tract of land located in Sections 30 and 31, T. 1S., R. 2E., of W.M. and described as follows, to-wit:

Beginning at the northwest corner of lot 14, Block 9 of the duly recorded Plat of MINTHORN ADDITION TO THE CITY OF PORTLAND:

1. Thence South 150.00 feet along the west boundary of Lots 14 and 35 of said Block 9.
2. Thence West 150.00 feet parallel to the north boundary of said B Block 9 to the west boundary of Lot 29 of said Block 9;
3. Thence following the west boundary of said Lot 29 and the south extension of said Lot boundary and the west boundary of Lots 20 and 29 of Block 20, South 310.0 feet to the southwest corner of said Lot 29;
4. Thence along the south boundary of said Block 20, West 100.00 feet to the southwest corner of said Block 20;
5. Thence South 30.00 feet to the centerof Harrison Street of said MINTHORN ADDITION.
6. Thence along the center line of said Street, East 200.00 feet to a point 30.00 feet north of the northwest corner of Lot 16 of Block 37 of said MINTHORN ADDITION;
7. Thence South 30.00 feet to the northwest corner of said Lot 16;

8. Thence continuing South 290.00 feet along the west boundary of Lots 16 and 33 of said Block 37 and the south extension thereof to the north boundary of Block 48 of said MINTHORN ADDITION to the northwest corner of Lot 16;

9. Thence East 25.00 feet to the northwest corner of Lot 15 of said Block 48;

10. Thence South 100.00 feet to the southwest corner of said Lot 15;

11. Thence West 100.00 feet to the northwest corner of Lot 30 of said Block 48;

12. Thence South 160.00 feet along the west boundary of said Lot 30 and the south extension thereof to the north boundary of Block 65 of said MINTHORN ADDITION to the northwest corner of Lot 10

13. Thence along the north boundary of said Block 65, West 50.00 feet to the northwest corner of Lot 21 of said Block 65;

14. Thence South along the west boundary of said Lot 21, South 125.00 feet, more or less to the southwest corner thereof in the south boundary of said Block 65, and also the most northerly south boundary of the MINTHORN ADDITION.

15. Thence following the said south boundary of MINTHORNE ADDITION 585.00 feet to the southwest corner of the heretofore vacated Block 64;

16 16. Thence South 10.0 feet to the south boundary of Monroe Street;

17. Thence following the Monroe Street boundary East 630.00 feet to a point in the southerly extension of the west boundary of the heretofore vacated Block 63 of MINTHORN ADDITION in the east boundary of S.E. Sherman Avenue.

18. Thence following the east boundary of said street North 175.0 feet more or less to intersect the easterly extension of the center line of S.E. Monroe Street as platted along the south boundary of Block 48 of the plat of Minthorne;

19. Thence along said extension of the center line of Monroe Street, West 660.0 feet more or less to the east boundary of Grant Street of said plat and now known as S.E. 52nd Avenue;

20. Thence along said street boundary North 30 feet to a point in the east extension of the south boundary of Block 48 of Minthorn Addition;

21. Thence West 250.0 feet more or less to the southwest corner of Lot 41 of Block 48 of said addition;

22. Thence North 100.0 feet to the northwest corner of said Lot 41;

23. Thence West 100.0 feet following the center line of said Block 48 to the northwest corner of Lot 37 of said Block 48;

24. Thence North 100.00 feet to the northeast corner of Lot 13 in the north boundary of said Block 48;

25. Thence Northeast 60.0 feet more or less to a point 10.0 feet East of the southwest corner of Lot 37 of Block 37 of said Minthorn;

26. Thence North 230.0 feet, parallel to the west boundaries of Lots 37 and 12 of said Block 37, to the center of vacated Minthorn Avenue now known as S.E. Harrison Street;

27. Thence along the center line of said vacated street East 115.00 feet to a point in the southerly extension of the east boundary of Lot 41 of Block 20 of said Minthorn Addtion;

28. Thence following the southerly extension of the east boundary of said Lot 41, the east boundary of Lots 41 and 8 of said Block 20 and the northerly extension of the east boundary of Lot 8, North 260.00 feet to the center line of heretofore vacated Magnolia Avenue now known as Llewellyn Street;

29. Thence along the said last mentioned center line East 50.00 feet to intersect the southerly extension of the east boundary of Lot 43 of Block 9 of Minthorn Addition;

30. Thence along the last mentioned extension and the east boundary of said Lot 43, North 90.0 feet;

31. Thence following the centerline of Lots 40, 41, 42, and 43 of said Block 9, West 90.0 feet;

32. Thence North 150.0 feet to the north boundary of said Block 9 to a point 10.0 feet East of the northeast corner of Lot 10 of said Block 9;

33. Thence along the north boundary of said Block 9, West 135.0 feet to the northwest corner of Lot 14 the place of beginning of this description.

A tract of land located in Sections 30 and 31 T. 1S., R. 2E., of the W.M. described as follows, to-wit;

Beginning at the northeast corner of Lot 12 of Block 1 in the plat of ELDORA in the northeast one quarter of said Section 31;

1. Thence South 200.00 feet to the southeast corner of said Lot 12;

2. Thence West 381.00 feet to the southwest corner of Lot 9 of said Block 1;

3. Thence along the west boundary of ELDORA South 170.0 feet more or

less, to intersect the east pro

less, to intersect the east projection of the south boundary of Tax Lot 24-5-1;

4. Thence West 190.0 feet to the southwest corner of said Tax Lot 24-5-1;

5. Thence North 100.00 feet to the northwest corner of said Tax Lot 24-5-1;

6. Thence West 180.00 feet, more or less, to the southwest corner of Tax Lot 24-4-2;

7. Thence North 150.00 feet to the northwest corner of Tax Lot 24-2;

8. Thence East 300.0 feet more or less to the northeast corner of Tax Lot 24-2 in the west boundary of S.E. Stanley Avenue;

9. Thence along the said S.E. Stanley Avenue boundary North 320.0 feet to the Southeast corner of Tax Lot 33;

10. Thence West 100.00 feet to the southwest corner of Tax Lot 13;

11. Thence North 240.00 feet more or less to the northwest corner of Tax Lot 13-1;

12. Thence East 160.00 feet to the east boundary of S.E. Stanley Avenue at the northwest corner of Lot 1 of Block 2, ELDORA:

13. Thence South 220.00 feet to the southwest corner of Lot 2 of said Block 2;

14. Thence East 150.00 feet to the northeast corner of Lot 3 of said Block 2;

15. Thence South 150.00 feet to the southeast corner of said Lot 3 of said Block 2;

16. Thence southwesterly in a straight line to a point in the north boundary of Lot 10 of Block 1 at a point 103.00 feet east of the northwest corner of said Lot 10;

17. Thence South 100 feet, parallel with west boundary of ELDORA to the south boundary of said Lot 10;

18. Thence EAST 178.00 feet to the west boundary of Lot 12 of said Block 1;

19. Thence north 100.00 feet to the northwest corner of said Lot 12;

20. Thence northwesterly 44.0 feet more or less to the southwest corner of Lot 5 of Block 2;

21. Thence North 240.00 feet to the northwest corner of said Lot 5;

22. Thence West 25.00 feet more or less to the southwest corner of Tax Lot 69;

23. Thence North 380.00 feet more or less to the northwest corner of said Tax Lot 69 in the south boundary of King Road;

24. Thence along said road boundary East 170.00 feet more or less to the northeast corner of Tax Lot 73;

25. Thence South 225.00 feet more or less to the southeast corner of said Tax Lot 73;

26. Thence West 25.00 feet more or less to the most easterly northeast corner of Tax Lot 69;

27. Thence South 160.00 feet more or less to the southeast corner of said Tax Lot 69 in the north boundary of Lot 6 of Block 2 of the plat of ELDORA:

28. Thence west 40.0 feet more or less to the northeast corner of Lot 5 of said Block 2;

29. Thence South 240.00 feet to the southeast corner of said Lot 5;

30. Thence Southeasterly 44.00 feet more or less to the northeast corner of Lot 12 of Block 1, ELDORA, the place of beginning of the tract herein described.

AND WHEREAS, the above described real properties lie within the boundaries of the Milwaukie Rural Fire Protection District, a fire protection district in the County of Clackamas and State of Oregon, duly orgainzed and existing under and by virtue of the laws of the State of Oregon.

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 the said Milwaukie Rural Fire Protection District, all that part o of said Fire Protection District hereinabove described and heretofore incorporated in and annexed to the City of Milwaukie, Oregon.

BE IT FURTHER RESOLVED by the City Council of the City of Milwaukie, that by virtue of the foregoing and by virtue of the provisions of Chapter 401, Oregon Laws, 1957, the 13th day of August, 1962 is hereby fixed as the date, the hour of 8:15 P.M. o'clock Pacific Daylight time 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 Council of the City of Milwaukie, Oregon, to hear objections to the withdrawal of the above described tracts of

real property from the Milwaukie Rural Fire Protection District and to determine whether such withdrawal is for the best interests of the City of Milwaukie, Oregon, and

BE IT FURTHER RESOLVED THAT THE City Recorder of the City of Milwaukie, Oregon, be and he hereby is ordered and directed to cause a notice of the date, time and 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 newspapaer 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.

ADOPTED THIS 14th DAY OF JUNE, 1962.

Earl M. Clay

Earl M. Clay, Mayor
CITY OF MILWAUKIE, OREGON

ATTEST:

R.E. Osborne

R.E. Osborne, Recorder of Milwaukie, Oregon

Motion carried and so ordered.

It was moved by Sedgwick and seconded by Baerr that the following Resolution be adopted.

RESOLUTION NUMBER 24-1962

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

Tax Lot 22-3, HECTOR CAMPBELL D.L.C., described as follows; Part of the Hector Campbell D.L.C. in Section 25, T. 1S., R. 1E., W.M. Beginning at a point on the East side of 40th Street marked by an iron pipe at the Southwest corner of a tract of land conveyed to Carl J. Shantz and Ruth E. Shantz, by deed recorded July 28, 1947, in Book 394 at page 39, Deed Records of Clackamas County, Oregon, wich beginning point is also South 89°48' East 20 feet and North 230 feet from the Southwest corner of that certain tract of land described in Book 40 of Deeds at page 14 said records, from said beginning point run North along the East side of 40th Street, 55.02 feet to a point; thence Easterly 151.40 feet, more or less to a point on the East line of the above mentioned Shantz land; thence South 55.104 feet to the Southeast corner of said Shantz land; thence Westerly on South line of Shantz land 151.40 feet, more or less to the place of beginning.

PARCEL I; Part of the N. half of Lot 2, in Block 4, HOMEWOOD PARK, according to the duly recorded plat thereof, in the County of Clackamas and State of Oregon, described as: Beginning at an iron pipe at the N. E. corner of said Lot 2; thence N. 89° 17' W. along the N. line of said Lot 2, 200 feet to an iron pipe which is the N.E. corner and the true place of beginning of the tract to be described; thence continuing N. 89°17' W. along the N. line of said Lot 2, 100 feet to an iron pipe; thence S. parallel with the E. line of said Lot 2, 75.0 feet to an iron pipe; thence S. 89° 17' E. parallel with the N. line of Lot 2; 100 feet to a point; thence N. parallel with the E. line of said Lot 2, 75.0 feet to the true point of beginning.

PARCEL II: E. 100 feet of the W. 200 feet of the S. one-half of Lot 1, Block 4, HOMEWOOD PARK, in the County of Clackamas and State of Oregon.

LOTS 8, 9, 10, 11, BLOCK 67, MINTHORN ADDITION TO THE CITY OF PORTLAND

The South one-half of the East one-half of that certain tract described as follows: Beginning at point 10 feet east of the southeast corner of Lot 48, Block 21, MINTHORN ADDITION TO THE CITY OF PORTLAND in the County of Clackamas and State of Oregon; running thence Westerly along the south line of said Block 21, 610 feet to the southwest corner of Lot 25, in said Block 21; thence south parallel with Grant Street in said Addition, 160 feet to the southwest corner of Lot 24, in Block 36, in said Addition, thence easterly on the center line of said Block 36, 610 feet to a point 10 feet east of the southeast corner of Lot 1 in said Block 36; thence north parallel with Grant Street, 160 feet to the place of beginning.

SUBDIVISION - CHERRY KNOLL, LOT 3, BLOCK 2.

East ½ of TAX LOT 25, DANIEL HATHAWAY D.L.C. The East ½ of the following described tract of land; Commencing at a point thirty(30) feet North and Ten (10) feet east of the Northeast corner of Block forty-nine (49) in MINTHORN ADDITION TO THE CITY OF PORTLAND in Clackamas County, State of Oregon, thence running Southerly parallel to the east line of said Block 49, 130 feet to a point; thence westerly and parallel with the said south line of said Block 49 610 feet to a point in the west line of said Block 49; thence northerly along the west line of said Block 49 130 feet to a point which is 30 feet northerly from the northwest corner of said Block 49; thence easterly and parallel with the north line of said Block 49, 610 feet to the point of beginning.

East ½ of Tract 22 of Gibson's Subdivision of Tracts numbered 10, 11, 12, and 13 and the west 480 feet of Tracts 1 and 2 of the Logus Tracts.

A tract of land located in Sections 30 and 31, T. 1S. R 2E. of W.M. and described as follows, to-wit:

Beginning at the northwest corner of lot 14, Block 9 of the duly recorded Plat of MINTHORN ADDITION TO THE CITY OF PORTLAND:

1. Thence South 150.00 feet along the west boundary of Lots 14 and 35 of said Block 9;
2. Thence West 150.00 feet parallel to the north boundary of said Block 9 to the west boundary of Lot 29 of said Block 9;
3. Thence following the west boundary of said Lot 29 and the south extension of said Lot boundary and the west boundary of Lots 20 and 29 of Block 20, South 310.0 feet to the southwest corner of said Lot 29;
4. Thence along the south boundary of said Block 20, West 100.00 feet to the southwest corner of said Block 20;
5. Thence South 30.00 feet tot the center of Harrison Street of said MINTHORN ADDITION.
6. Thence along the center line of said Street, East 200.00 feet to a point 30.00 feet north of the northwest corner of Lot 16 of Block 37 of said MINTHORN ADDITION;
7. Thence South 30.00 feet to the northwest corner of said Lot 16;
8. Thence continuing South 290.00 feet along the west boundary of Lots 16 and 33 of said Block 37 and the south extension thereof to the north boundary of Block 48 of said MINTHORN ADDTIION to the northwest corner of Lot 16;
9. Thence East 25.00 feet to the northwest corner of Lot 15 of said Block 48;
10. Thence South 100.00 feet to the southwest corner of said Lot 15;
11. Thence West 100.00 feet to the northwest corner of Lot 30 of said Block 48;
12. Thence South 160.00 feet along the west boundary of said Lot 30, and the south extension thereof to the north boundary of Block 65 of said MINTHORN ADDITION to the northwest corner of Lot 19;
13. Thence along the north boundary of said Block 65, West 50.00 feet to the northwest corner of Lot 21 of said Block 65;
14. Thence South along the west boundary of said Lot 21, South 125.00 feet, more or less to the southwest corner thereof in the south boundary of said Block 65, and also the most northerly south boundary of the MINTHORN ADDTION.
15. Thence following the said south boundary of MINTHORNE ADDITION East 585.00 feet to the southwest corner of the heretofore vacated Block 64;
16. Thence South 10.0 feet to the south boundary of Monroe Street;
17. Thence following the Monroe Street boundary East 630.00 feet to a point in the southerly extension of the west boundary of the heretofore, vacated Block 63 of MINTHORN ADDITION in the east boundary of S.E. Sherman Avenue;
18. Thence following the east boundary of said street North 175.0 feet more or less to intersect the easterly extension of the center line of S.E. Monroe Street as platted along the south boundary of Block 48 of the plat of Minthorne;
19. Thence along said extension of the center line of Monroe Street West 660.0 feet more or less to the east boundary of Grant Street of said plat and now known as S.E. 52nd Avenue;
20. Thence along said street boundary North 30 feet to a point in the east extension of the south boundary of Block 48 of Minthorn Addition.
21. Thence West 250.0 feet more or less to the southwest corner of Lot 41 of Block 48 of said addition;
22. Thence North 100.0 feet to the northwest corner of said Lot 41;
23. Thence West 100.0 feet following the center line of said Block 48 to the northwest corner of Lot 37 of said Block 48;
24. Thence North 100.00 feet to the northeast corner of Lot 13 in the north boundary of said Block 48;
25. Thence Northeast 60.0 feet more or less to a point 10.0 feet

East of the southwest corner of Lot 37 of Block 37 of said Minthorn;

26. Thence North 230.0 feet, parallel to the west boundaries of Lots 37 and 12 of said Block 37, to the center of vacated Minthorn Avenue now known as S.E. Harrison Street;

27. Thence along the center line of said vacated street East 115.00 feet to a point in the southerly extension of the east boundary of Lot 41 of Block 20 of said Minthorn Addition.

28. Thence following the southerly extension of the east boundary of said Lot 41, the east boundary of Lots 41 and 8 of said Block 20 and the northerly extension of the east boundary of Lot 8, North 260.00 feet to the center line of heretofore vacated Magnolia Avenue now known as Llewellyn Street;

29. Thence along the said last mentioned center line East 50.00 feet to intersect the southerly extension of the east boundary of Lot 43 of Block 9 of Minthorn Addition;

30. Thence along the last mentioned extension and the east boundary of said Lot 43, North 80.0 feet;

31. Thence following the center line of Lots 40, 41, 42, and 43, of said Block 9, West 90.0 feet;

32. Thence North 150.0 feet to the north boundary of said Block 9 to a point 10.0 feet East of the Northeast corner of Lot 10 of said Block 9;

33. Thence along the north boundary of said Block 9, West 135.0 feet to the northwest corner of Lot 14 the place of beginning of this description.

A tract of land located in Sections 30 and 31 T. 1S., R. 2E., of the W.M. described as follows, to-wit:

Beginning at the northeast corner of Lot 12 of Block 1 in the plat of ELDORA in the northeast one-quarter of said Section 31;

1. Thence South 200100 feet to the southeast corner of said Lot 12;

2. Thence West 381.00 feet to the southwest corner of Lot 9 of said Block 1;

3. Thence along the west boundary of ELDORA South 170.0 feet more or less, to intersect the east projection of the south boundary of Tax Lot 24-5-1;

4. Thence West 190.0 feet to the southwest corner offsaid Tax Lot 24-5-1;

5. Thence North 100.00 feet to the northwest corner of said Tax Lot 24-5-1;

6. Thence West 180.00 feet, more or less, to the southwest corner of Tax Lot 24-4-2;

7. Thence North 150.00 feet to the northwest corner of Tax Lot 24-2;

8. Thence East 300.0 feet more or less to the northeast corner of Tax Lot 24-2 in the west boundary of S.E. Stanley Avenue;

9. Thence along the said S.E. Stanley Avenue boundary North 320.0 feet to the Southeast corner of Tax Lot 33;

10. Thence West 100.00 feet to the southwest corner of Tax Lot 13;

11. Thence North 240.00 feet more or less to the northwest corner of Tax Lot 13-1;

12. Thence East 160.00 feet to the east boundary of S.E. Stanley Avenue at the northwest corner of Lot 1 of Block 2, ELDORA:

13. Thence South 220.00 feet to the southwest corner of Lot 2 of said Block 2;

14. Thence East 150.00 feet to the northwast corner of Lot 3 of said Block 2;

15. Thence South 150.00 feet to the southeast corner of said Lot 3 of said Block 2;

16. Thence southwesterly in th straight line to a point in the north boundary of Lot 10 of Block 1 at a point 103.00 feet east of the northwest corner of said Lot 10;

17. Thence South 100 feet, parallel with west boundary of ELDORA to the south boundary of said Lot 10;

18. Thence East 178.00 feet to the west boundary of Lot 12 of said Block 1;

19. Thencenorth 100.00 feet to the northwest corner of said Lot 12;

20. Thence northwesterly 44.0 feet more or less to the southwest corner of Lot 5 of Block 2;

21. Thence North 240.00 feet to the northwest corner of said Lot 5;

22. Thence West 25.00 feet more or less to the southwest corner of Tax Lot 69;

23. Thence North 380.00 feet more or less to the northwest corner of said Tax Lot 69 in the south boundary of King Road;

24. Thence along said road boundary East 170.00 feet more or less to the northeast corner of Tax Lot 73;

25. Thence South 225.00 feet more or less to the southeast corner of said Tax Lot 73;
26. Thence West 25.00 feet more or less to the most easterly northeast corner of Tax Lot 69;
27. Thence South 160.00 feet more or less to the southeast corner of said Tax Lot 69 in the north boundary of Lot 6 of Block 2 of the plat of ELDORA;
28. Thence West 40.0 feet more or less to the northeast corner of Lot 5 of said Block 2;
29. Thence South 240.00 feet to the southeast corner of said Lot 5;
30. Thence Southeasterly 44.00 feet more or less to the northeast corner of Lot 12 of Block 1, ELDORA, the place of beginning of the tract herein described

AND WHEREAS, the above described real properties lie within the boundaries of the Wichita Zoning District, a zoning district, in the County of Clackamas and State of Oregon, duly organized and existing under and by virtue of the laws of the State of Oregon.

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 the said Wichita Zoning District all that part of said Zoning District hereinabove described and heretofore incorporated in and annexed to the City of Milwaukie, Oregon.

BE IT FURTHER RESOLVED by the City Council of the City of Milwaukie, that by virtue of the foregoing and by vurtue of the provisions of Chapter 401, Oregon Laws, 1957, the 13th day of August, 1962 is hereby fixed as the date, the hour of 8:30 P.M.O&clock Pacific Daylight Time 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 Council of the City of Milwaukie, Oregon, to hear objections to the withdrawal of the above described tracts of real property from the Wichita Zoning Distrct and to determine whether such withdrawal is for the best interests of the City of Milwaukie, Oregon, and

BE IT FURTHER RESOLVED THAT THE City Recorder of the City of Milwaukie, Oregon, be and he hereby is ordered and directed to cause a notice of the date, time and 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 pleaces within the City of Milwaukie, Oregon, for a like period of time.

ADOPTED THIS 14th DAY OF JUNE, 1962.

Earl M. Clay
Earl M. Clay, Mayor
CITY OF MILWAUKIE, OREGON

ATTEST:

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

Motion carried and so ordered.

Ordinance Number 916 was taken up and read for its first reading It was moved by Sedgwick and seconded by Howard that Ordinance No. 916 be passed to its second reading. Motion carried and so ordered.

Bids for the construction of a 1,500.000 gallon elevated water tank, were opened and read as follows;

	Total Price	Total Days
American Pipe & Construction Co.	267,237.00	325 days
Pittsburg, DesMoins Steel Co.	281,975.00	270 days
Chicago Bridge and Iron Co.	289,370.00	290 days

It was moved by Howard and seconded by Renard that the bids be referred to the City Manager and the Engineer for their examination, that the contract be awarded to the lowest responsible bidder and that the Mayor be authorized to sign the Contract. Motion carried and so ordered.

The matter of the assessment for the Area "D" Sewer and lift station was discussed. Manager Mullan reported the assessment as reestimated to cover only 200 foot depth of properties for the square foot assessment, which showed that if this were done it would increase all assessments by 15% except those properties north of Johnson Creek Boulevard which would be decreased by 15%. There was considerable discussion on this matter. It was moved by Renard and seconded by Howard that the matter be closed and that the assessment for the Ardenwald Area "D" sewers and lift station remain as originally figured. A called vote showed the following result; Ayes: Howard, Renard, Baer and Clay. Nays: Sedgwick. The motion carried and was so declared.

Manager Mullan reported that the sidewalk along the south side of Oak Street, from Washington Street to Hayes Street, was very badly broken and that the property owners had requested that they plant lawn in the sidewalk area. It was moved by Howard and seconded by Renard that the property owners along Oak Street, where the sidewalks are in bad condition, be notified to repair the walks where they can be repaired, or to replace them. Motion carried and so ordered.

City Manager Mullan reported that he had received the following bids for a new automobile for the Police Department.

Weiler Chevrolet	3,414.00
Frances Motor Car Co.	3,354.00
Gateway Chevrolet Co.	4,462.00

After considerable discussion on the subject it was stated by Councilman Howard that he favored the Ford as he believed it would give the best service for the City's need. The other Councilmen agreed with Councilman Howard and the Manager was so informed.

It was moved by Howard and seconded by Sedgwick that the Recorder-Treasurer be authorized to transfer unspent moneys in the Emergency Fund in the amount of $10,100.00 to the General Fund. Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.

Ellen Martin
Ellen Martin, Clerk.

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SPECIAL MEETING OF JULY 3, 1962

A special meeting of the Council of Milwaukie was held on the third day of July, 1962, for the purpose of approving the 1962-63 Budget and such other business necessary to come before the Council at this time.

The Mayor being absent, it was moved by Renard and seconded by Baer that Councilman James Howard preside at the meeting. Motion carried and so ordered/

The meeting was called to order by James Howard, and upon roll call showed the following present: Councilmen James Howard, Charles Renard, Paul Baer and Theron Sedgwick; City Manager Leonard Mullan, City Attorney John O. Sheldahl and Clerk Ellen Martin. Absent: Mayor Earl Clay.

After reviewing the 1962-63 Budget, it was moved by Sedgwick and seconded by Renard that the Budget be approved and that an ordinance be drawn for its adoption. Motion carried and so ordered.

Councilman Charles Renard stated that he had the consents of five citizens, representing different service Clubs in Milwaukie, beside himself, who were willing to serve, without compensation, as a "Citizens Committee" to investigate and formulate plans for the development of Milwaukie's water front. These citizens and the clubs represented are as follows:

Charles Renard, Chairman	Rotary
Don Forrest, Secretary	Jr.Chamber of Commerce
Jack Sperr	Lions
James Routson	North Clackamas Chamber of Commerce
Peter Kolik	To act as Attorney.

It was moved by Sedgwick and seconded by Baer that the Council approve Mr. Renard's Committee, and that the Mayor be authorized to appoint the same. Motion carried and so ordered.

An application for recommendation for Package Store Class "B" liquor