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ORDINANCE NUMBER 628

AN ORDINANCE ANNEXING A PART OF THE DONATION LAND CLAIMS OF LOT WHITCOMB, NOS. 38 AND 41, AND WILLIAM MECK, NO. 50, IN T. 1 S., R. 1 E., OF THE W. M., IN THE COUNTY OF CLACKAMAS AND STATE OF OREGON, AS HEREIN MORE SPECIFICALLY DESCRIBED.

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. The Council of the City of Milwaukie, Oregon, having heretofore, by Ordinance No. 525 duly passed and approved on the 5th day of December, 1955, dispensed with submitting the question of the annexation of the territory herein-after described to the registered voters of the City of Milwaukie, Oregon, and having heretofore, by said Ordinance, fixed the 27th day of December, 1955, as the day for hearing at which time the registered voters of said City might appear and be heard on the question of said annexation before it, and all required notices relating to such hearing having heretofore been published and posted as required by the provisions of Section 222.120, Oregon Revised Statutes, and the public hearing having been had by the City Council of the City of Milwaukie pursuant to such notices, and no registered voters of the City of Milwaukie, Oregon, appearing at said hearing who protested said annexation, and Pendleton Woolen Mills, an Oregon Corporation, the sole owner of record of the territory to be hereby annexed having heretofore, and on December 23, 1955, given and filed its written consent to said annexation to and with the City Council of the City of Milwaukie, Oregon, IT IS HEREBY DECLARED AND PROCLAIMED that the following described territory, to-wit:

A part of the Donation Land Claims of Lot Whitcomb, Nos. 38 and 41, and William Meek, No. 50, in T. 1 S., R. 1 E., of the W. M., in the County of Clackamas and State of Oregon, described as follows:

Beginning at the Northwest corner of a tract of land in the said D.L.C. of William Meek, conveyed by William Meek and wife and H. W. Eddy and wife to Seth Luelling by deed dated October 31, 1857, and recorded November 14, 1857 in Book "C", page 130, Record of Deeds of Clackamas County Oregon, said tract being designated in said deed as "Lot 3d" and locally known as the Nursery Lot; thence running South 10° East 122.76 feet to an iron pipe; thence South 88° 31' West 419.1 feet to an iron pipe; thence South 10° 25' West 50.1 feet to an iron pipe; thence South 43° 06' 30" West 374.57 feet to the most easterly corner of a tract conveyed to Louise C. Lavaretto by deed recorded October 21, 1954, in Book 487, page 464, Deed Records; thence North 19° 44' West 444.35 feet

along the easterly line of said Lavagetto tract to the most northerly corner of said Lavagetto tract; thence North 69° 30' East along the Southerly line of a 15 foot private roadway in the Plat of Waverly Heights 368.78 feet to an iron pipe; thence North 58° East along said 15 foot private roadway 353.76 feet to an iron pipe at the most Northerly corner of that tract conveyed to Cleto A. Lavagetto et al by deed recorded in Book 330, page 218, Deed Records; thence South 28° 31' East along the Easterly line of said Lavagetto tract 331.55 feet to the place of beginning; EXCEPT that portion thereof within the boundaries of the East-Side Super Highway.

being territory contiguous to the present boundaries of the City of Milwaukie, Oregon, be and the same is hereby annexed to the City of Milwaukie, Oregon.

Section 2. The City Recorder of the City of Milwaukie, Oregon, is hereby directed to make and submit to the Secretary of State of the State of Oregon a copy of this Ordinance, a copy of the written consent of the owner of all of the territory annexed, and a copy of the Ordinance of the City of Milwaukie, Oregon, being Ordinance No. 625, declaring that no election is required in said City, and to transmit further copies of said documents to the County Assessor, the County Clerk, and the County Surveyor of the County of Clackamas, State of Oregon.

Section 3. The effective date of the annexation hereinabove declared and proclaimed shall be the date upon which the documents referred to in Section 2 of this ordinance shall have been filed with the Secretary of State of the State of Oregon.

Read the first time this 27th day of December, 1955.

Read the second time and passed this 9th day of January, 1956.

Approved by the Mayor this 9th day of January, 1956.

Leonard B. Muller
Mayor

The foregoing Ordinance Number 628 was unanimously passed by the Council of the City of Milwaukie, Oregon, on the 9th day of January, 1956, as shown by the minutes of the Council meeting of that date.

Dated this 10th day of January, 1956.

Ellen Martin
City Recorder