

ORDINANCE NUMBER 671

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.

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. The City of Milwaukie, Oregon, having heretofore, by Ordinance Number 669, duly passed by the Council of the City of Milwaukie on the 22nd day of April, 1957, and approved and signed by the Mayor, of the said City, on the 22nd day of April, 1957, dispensed with submitting the question of the annexation of the territories hereinafter described to the registered voters of the City of Milwaukie, Oregon, and having heretofore, by said Ordinance, fixed the 13th day of May, 1957, as the day for hearing at which 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, Oregon, pursuant to such notices, and no registered voter of the City of Milwaukie, Oregon appearing at said hearing who protested said annexation, and William F. Warner and Phyllis G. Warner, husband and wife; Jack Gruber and Joyce Gruber, husband and wife; Woodstock Properties (Frank B. Dieringer, President), Peter Gugenbickler and Elice Gugenbickler, husband and wife, Louise C. Lavagetto and Southern Pacific Company, (the sole owners of record of the territories to be hereby annexed, having heretofore between the dates of March 21, 1957 and April 17, 1957 inclusive, given and filed their written consents to said annexation to and with the City Council of Milwaukie, Oregon, IT IS HEREBY DECLARED AND PROCLAIMED that the following described territories, situate in the County of Clackamas and State of Oregon, to-wit:-

Warner The south 60 feet of Lot 13, Rockwood Acres

Dieringer Lots 5, 6, 7, 8, 9, 10, 11, 41, 42, 43 and 44, Block 17, Minthorn Addition to the City of Portland, Oregon.

Part of the Lot Whitcomb and wife D.L.C. Nos. 38 and 41, in T.1 S., R. 1 E., of the W. M., in the County of Clackamas and State of Oregon, more particularly described as follows, to-wit:-

Whitcomb Beginning at the Northeast corner of the Lottie Chase Smith tract described in deed recorded in Book 120, Page 430, Deed Records, which point is South 30° 40' West 37.70 feet from an iron pipe at the southwest corner of the William Meek D.L.C. in T. 1 S., R. 1 E., of the W.M. thence North 60° 30' East along the northerly boundary of that tract described in Book 330, Page 218, Deed Records, 163.50 feet to the most northerly corner of that tract conveyed to Celeste Barbaris and Lena Barbaris, husband and wife, by deed recorded in Book 487, Page 463, Deed Records; thence South 19° 36' East along the easterly line of said Barbaris tract 133 feet to an iron pipe and the true point of beginning of the tract herein described; from said true point of beginning, thence continuing South 19° 36' East along the easterly line of said Barbaris tract 133 feet to an iron pipe; thence North 69° 30' East 142.40 feet to an iron pipe on the easterly boundary of the Louis C. Lavagetto Tract described in Deed Book 487, Page 464, Deed Records; thence North 19° 36' West along the easterly boundary of said Lavagetto tract 133 feet to an iron pipe; thence South 69° 30' West 142.40 to the true point of beginning.

A part of the Lot Whitcomb D.L.C. and the William Meek D.L.C. in T. 1 S., R. 1 E., of the W. M. described as follows:

Beginning at the Southwest corner of the William Meek D.L.C., T. 1 S., R. 1 E., of the W. M., thence South 30° 40' West 37.70 feet to an iron pipe set at the Northeast corner of a tract of land conveyed to

Lottie Chase Smith in Book 120, Page 430, Deed Records; thence North 69° 30' East tracing the north line of a tract of land conveyed to Cleto A. Lavagetto et al recorded in Book 330, Page 218, Deed Records, 163.50 to an iron pipe and the true place of beginning of the tract herein to be described; Thence South 19° 44' East 400 feet to an iron pipe; thence South 36° 31' West 109.17 feet to an iron pipe, thence continuing South 36° 31' West 107.38 feet to the Low Water Mark of the Willamette River; thence North 82° 01' East 123.06 feet; thence North 43° 24' East 228.03 feet to an iron pipe; thence North 19° 44' West 444.35 feet to the North line of that tract described in Book 330, Page 218, Deed Records; thence South 69° 30' West 143.22 feet to the true place of beginning, EXCEPT right-of-way belonging to Portland Electric Power Company.

Two parcels of land lying and being in the West half of Section 25, Township 1 South, Range 1 East, of the Willamette Meridian, more particularly described as follows:

All parcels of Southern Pacific Company's property of varying widths, paralleling the Main Line track and Tillamook Branch tracks, lying outside the present Milwaukie City Limits (April 16, 1957) and South of the North Line of Clackamas County in said West Half of Section 25.

which properties are contiguous to the present boundaries of the City of Milwaukie, Oregon, BE AND THE SAME ARE 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 owners of all of the territories annexed and a copy of the Ordinance of the City of Milwaukie, Oregon, being Ordinance Number 669, 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 annexations 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 13th day of May, 1957

Read the second time and ~~unanimously~~ passed by all of the members of the Council of Milwaukie this 13th day of May 1957

Approved and signed by the Mayor this 13th day of May 1957

Leonard B. Millan
Leonard B. Millan, Mayor of Milwaukie

ATTEST:

R. E. Osborne
R. E. Osborne, Recorder.

Effective Date.

May 15, 1957

Sec. of State File

No. 11530