

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 685, duly passed by the City Council of the City of Milwaukie on the 30th day of September, 1957 and approved and signed by the Mayor of said City, on the 30th day of September, 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 21st day of October, 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

Robert W. Sutton and Helen E. Sutton, husband and wife; Jacob Gorsek and Theresa Gorsek, husband and wife; Sally J. Edwards; Ben B. Edlfsen and Lydia Edlfsen, husband and wife; Carl Ray McQueeney and Frances Marie McQueeney, husband and wife; Mary Elizabeth Buzan; Roe D. Buzan and Harriette B. Buzan, husband and wife; Roy A. Schomer and Nora Schomer, husband and wife; Gordon A. Morterud and Gertrude P. Morterud, husband and wife; Ernest W. Barrett and Ardius C. Barrett, husband and wife; George R. Allen and Mildred B. Allen, husband and wife; Charles B. Bussey and Margaret L. Bussey, husband and wife; David H. Packard and Louise I. Packard, husband and wife; Ernest

H. Abel; Doris M. Cooper; Edith M. McEachern; Erma Kleinians; Monroe Sweetland and Lillie M. Sweetland, husband and wife; Fred Spring and Maida Spring, husband and wife; David L. Hawkins and Frances A. Hawkins, husband and wife; Harold MacDonald Jr. and Mary C. Mac Donald, husband and wife; Winifred G. Fisher; Harry W. Carson and Freda Carson, husband and wife; Milwaukie Grange No. 268; Alfred M. Badger, R. S. Chaney, J. F. Transue, Margaret E. Shearer, Trustees; Robert J. Dunlap and Betty I. Dunlap, husband and wife; Lavern E. Coleman and Margaret S. Coleman, husband and wife; Thomas G. Shaw and Lucile M. Shaw, husband and wife; Helen Wade Jauncy; Milos A. Drum and Annabelle Drum, husband and wife;

Milla L. Levy; Leland H. Leighton and Naomi E. Leighton, husband and wife; Otto F. and Hilda E. Kellers, husband and wife; Kenneth Birkenmeier and Marjorie Birkenmeier, husband and wife; Floy B. Phillips and Gentry L. Phillips, husband and wife; L. A. Wheelwright and LaVera B. Wheelwright, husband and wife; Vern R. Camplan and Helen L. Camplan, husband and wife; Harriet Saremali; Roy V. Leonard and Grace Leonard, husband and wife; Letha Hodge; Robert W. Gould and LaVaughn Gould, husband and wife; Dorothy Saremali; Harvey C. Pershin and Janice R. Pershin, husband and wife; Julius Frei and Martha M. Frei, husband and wife; Portland Traction Company, E. E. Vonderahe, Vice-President; George D. Arntjen and Ethel Arntjen, husband and wife; Ernestine Marona; Carl Maskey;

the sole owners of record of the territories to be hereby annexed, having heretofore, between the dates of June 1, 1957 and September 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 territories, situate in the County of Clackamas and State of Oregon, to-wit:-

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

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

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 684.46 feet West of the southeast corner of block 5, Robertson's Addition, which is the northwest corner

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 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: 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 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 Leimar 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 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 degree 12' west of the northeast corner thereof; thence north 33 degrees 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. Lots 19, 20, 21, 22, 23, 24 Block 68, Minthorn Addition to the City of Portland.

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 685, 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 21 day of October 1957

Read the second time and unanimously passed by all of the members of
the Council of Milwaukie this 11th day of November 1957

Approved and signed by the Mayor this 11th day of November 1957

Leonard B. Mullan
Leonard B. Mullan, Mayor

ATTEST:

R. E. Osborne
Recorder.