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ORDINANCE NUMBER 778

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 776, duly passed by the Council of the City of Milwaukie, Oregon, on the 21st day of December, 1959, dispensed with submitting the question of the annexation of the territories therein described, to the registered voters of the City of Milwaukie, Oregon, and having heretofore, by said Ordinance, fixed the 11th day of January, 1960, as the day for a 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 222.210 Oregon Revised Statutes, and a public hearing having been had by the Council of the City of Milwaukie, Oregon, pursuant to such notices, and no registered voters of the City of Milwaukie, Oregon, appearing at said hearing who protested said annexation, and ARTHUR RAYMOND SACHT; and JULUIS FREI AND MARTHA M. FREI, husband and wife; and CHRISTINA HOWIE ELY; SOLE OWNERS OF RECORD of the territories to be annexed, having heretofore, between the dates of December 5, 1959 and December 16, 1959 given and filed their consents 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 territories, situate in the County of Clackamas and State of Oregon, to-wit:

Sacht. Part of Lot 2, Block 4, HOMEWOOD PARK, more particularly described as follows: Beginning at the northwest corner of said Lot 2; thence South 0° 14' 50" West along the West line of said Lot 2 a distance of 75 feet to an iron pipe, thence continuing South along the west line of said Lot 2, a distance of 6 feet 8 inches; thence northeasterly to a point which is south 0° 14' 50", west 75 feet, and South 89° 17' East 25 feet from the point of beginning; thence Easterly parallel to the north line of said Lot 2, a distance of 75 feet to the southwest corner of that tract of land conveyed to Elmer C. Honemiller et ux by deed recorded October 10, 1955, in Book 502, page 277, Deed Records; thence Northerly along the west line of said Honemiller Lot, 75 feet to the north line of said Lot 2 and the northwest corner of said Honemiller Lot; thence North 89° 17' West 100 feet to the place of beginning, in the County of Clackamas and State of Oregon.

Frei Part of Lots 3, 4 and 5 Gibson's Subdivision of the Baptist Campbell Tract as the same is recorded in Book 7, page 46 RECORD OF TOWNPLATS, Clackamas County.

Beginning at the S. W. corner of the Stull tract recorded in Book 444, page 235, RECORD OF DEEDS, in the County road 180.0 feet more or less South of the northwest corner of said Subdivision; thence Northerly on the center line of said road 80.0 feet to the true point of beginning. From said point of beginning thence Easterly parallel with the south line of the Stull tract 190.0 feet; Thence South 80.0 feet, more or less to a point in the south line of said Stull tract which is 190.0 feet East of the S. W. corner of said tract; thence East on the south line of said Stull tract 314 feet to the S. W. corner thereof; thence North 90.0 feet on the east line of said Stull tract to the N. E. corner thereof; thence West along the north line of said Stull tract 504.0 feet to the N. W. corner thereof; thence South on the center line of the County Road 10.0 feet to the point of beginning.

Ely. - Tax Lot 2 of Lot 3; Tax Lot 2 of Lot 4; and Tax Lot 2 of Lot 5 of Gibson's Subdivision of the Baptist Campbell Tracts, in Section 30, T. 1 S., R. 2 E., W.M. More particularly described as follows:

Beginning at the N.W. corner of Gibson's Subdivision of the Baptist Campbell tract in Section 30, T. 1 S., R. 2 E., W.M. thence Easterly 522.8 feet, more or less, to the northeast corner of Lot 3 of said Subdivision; thence South along the easterly boundary of said Lot 3, a distance of 88 feet, more or less, to a point; thence Westerly and parallel with the north boundary of said Subdivision 522.8 feet, more or less, to the west line of said Subdivision; thence Northerly along the west line of said Subdivision to the point of beginning.

which properties are contiguous to the present boundaries of the City of Milwaukie, Oregon, BE AND THE SAME HEREBY ARE 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 the territories annexed and a copy of the Ordinance of the City of Milwaukie, Oregon, being Ordinance Number 776 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, 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 11th day of January 1960

Read the second time and unanimously passed by all of the Council this 11th day of January 1960.

Approved and signed by the Mayor this 11th day of January 1960

Earl M. Clay
Earl M. Clay, Mayor

ATTEST:

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