

ORDINANCE NUMBER 796

An ordinance providing for the procedure to annex, without election, certain territories, 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.

Repealing Ordinance 787

THIS CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

SECTION 1. The consents of LOWELL L. HALL and DONNA L. HALL, husband and wife; CHARLES J. SPAULDING and ANNA SPAULDING, husband and wife; W.B. RAETZ and HELEN RAETZ, husband and wife; THEODORE LEO HALVICK Jr. and JOANNE DELORES HALVICK, husband and wife; RUSSELL LARCOM and MARY BUSH LARCOM, husband and wife;

TO THE ANNEXATION OF THE FOLLOWING DESCRIBED TERRITORIES:

Hall The west 250 feet of the following described property:
The south one-half of Lot 6, Block 4, HOMEWOOD PARK, in the County of Clackamas and State of Oregon, said south one-half to be cut off by a line parallel with the south line of said Lot 6, in the County of Clackamas and State of Oregon.

Spaulding The West 250 feet of the following described property:
The North half of Lot 6, Block 4, HOMEWOOD PARK, said half to be divided with a line drawn parallel with the south line of said lot in the County of Clackamas and State of Oregon.

Raetz A tract of land in the John D. Garrett D.L.C. in Section 31, T.1 S., R.2 E., of the W.M., in the County of Clackamas and State of Oregon, described as follows:
Beginning at a point which is South 0°14'50" West 50 feet from the southwest corner of Lot 6, Block 4, HOMEWOOD PARK, and running thence South 89°17' East 400 feet; thence South 0°14'50" West 200 feet; thence North 89°17' West 400 feet; thence North 0°14'50" East 200 feet to the point of beginning, EXCEPTING that portion conveyed to Fred Poole, et ux, by deed recorded July 5, 1957, in Book 527, Page 533, Deed Records, in the County of Clackamas and State of Oregon, ALSO EXCEPTING the following described tract: Beginning at the northeast corner of the tract first above described; thence North 89°17' West, a distance of 170 feet; thence South 0°14'50" East a distance of 100 feet; thence South 89°17' East a distance of 170 feet; thence North 0°14'50" West a distance of 100 feet to the place of beginning.

Halvick Commencing at a point in the easterly line of the Lot Whitcomb D.L.C. that is 1147.7 feet Northerly from the southeast corner of said D.L.C.; thence South 69°16½' East 398.86 feet to a point in the center line of Lake Road; thence North 0°41½' West 513.7 feet; thence North 89°00' East 20 feet to the east line of 37th Street; thence North 0°41'30" West 299.60 feet to an iron pipe; thence North 47°44'30" East 19.42 feet to an iron pipe and the true point of beginning of the tract to be described; thence North 88°35'30" East 193.09 feet; thence North 1°24'30" West 90 feet; thence South 88°35'30" West 100 feet to a point on the easterly line of 37th Street; thence South 0°50'30" West 10.09 feet to an iron pipe; thence South 47°44'30" West 122.08 feet to an iron pipe and the true point of beginning. Being part of the Joseph Kellogg D.L.C. in Section 36, T.1 S., R.1 E., of the W.M., in the County of Clackamas and State of Oregon.

Larcom A part of the Hector Campbell D.L.C. in T.1 S., R.2 E., of the W.M. in the County of Clackamas and State of Oregon, more particularly described as follows:

Tax Lot 23 Campbell. Beginning at the Southeast corner of that certain tract of land conveyed to Silverton and Portland Land Loan and Investment Company by deed recorded December 1, 1890 in Book 40, Page 14, Deed Records; thence West on the South line of said tract

The West half of the following described property: A part of the Hector Campbell D.L.C. in T.1 S., R.2 E., of the W.M., in the County of Clackamas and State of Oregon, more particularly described as Beginning at the Southeast corner of that certain tract of land conveyed to Silverton and Portland Land Loan and Investment Co, by deed recorded December 1, 1890, in Book 40, Page 14, Deed Records; thence West on the South line of said tract, 325.5 feet, more or less, to the Southeast corner of that certain tract of land conveyed to John Hochnadel and wife by deed recorded December 19, 1932 in Book 217, Page 613, Deed Records; thence North along the East line of said Hochnadel tract, 506.12 feet, more or less, to the North line of that certain tract of land conveyed to J.W. Grasley by deed recorded May 20, 1905, in Book 93, Page 118, Deed Records; thence East along the North line of said Grasley tract, 325.5 feet, more or less, to the Northeast corner of said Grasley tract; thence South 505 feet, more or less, to the place of beginning; EXCEPT, Beginning at the Southeast corner of that certain tract of land conveyed to Silverton and Portland Land Loan and Investment Company by deed recorded December 1, 1890, in Book 40, Page 14, Deed Records; thence West on the South line of said tract 325.5 feet, more or less, to the Southeast corner of that certain tract of land conveyed to John Hochnadel, et ux, by deed recorded December 19, 1932 in Deed Book 217, Page 613, Deed Records, and the true point of beginning for this description; thence North along the East line of said Hochnadel tract 120 feet; thence East and parallel with the South line of the aforesaid Silverton and Portland Land Loan and Investment Co. tract 110 feet; thence South and parallel with the West line of said Hochnadel tract 120 feet to the South line of the said Silverton and Portland Land Loan and Investment Co. tract; thence West and along said South line 110 feet to the point of beginning.

to the City of Milwaukie, Clackamas County, Oregon, and of which they are the sole owners of record of the tracts comprising said territories set forth in their respective consents in writing, said territories being contiguous to the present boundaries of the City of Milwaukie and situated in the County of Clackamas, State of Oregon.

SECTION 2. The City Council of the City of Milwaukie, Oregon, does hereby elect to dispense with submitting the question of the annexation of these territories to the registered voters of the City of Milwaukie, Oregon,

SECTION 3. That the City Council of the City of Milwaukie, Oregon, hereby fixes the 3rd day of June, 1960, at the hour of 8:30 P.M. in the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon, as the time and place for a public hearing before the Council of the City of Milwaukie, Oregon, at which time and place the registered voters of the said city may appear and be heard upon the question of such annexation.

SECTION 4. That the notice of such time and place of such hearing be published in the MILWAUKIE REVIEW, a newspaper of general circulation in Milwaukie, Oregon, once each week for two successive weeks prior to the said date fixed for public hearing, and that the City Recorder cause public notice to be posted in four public places within the City of Milwaukie, Oregon, said notice to show the time and place of said public hearing, and be posted a like period of time.

SECTION 5. That Ordinance Number 787 be and the same is hereby repealed.

SECTION 6. Inasmuch as this Ordinance is immediately necessary for the preservation of the public health, peace and safety of the City of Milwaukie, Oregon, and the inhabitants thereof, in this, that the result of the enactment of this ordinance will be to place valuable and extensive property upon the tax rolls, provide the City with new sources of revenues, accelerate sanitary development and preserve the public credit; therefore, an emergency is hereby declared to exist and this ordinance shall take effect from and after its passage and signing by the Mayor.