

ORDINANCE NUMBER 954

AN ORDINANCE ANNEXING CERTAIN TERRITORY 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 950, duly passed by the Council of the City of Milwaukie, Oregon, on the 10th day of December, 1962, dispensed with submitting the question of the annexation of the territory therein described, to the registered voters of the City of Milwaukie, Oregon, and having, heretofore, by said Ordinance fixed the 14th day of January, 1963, as the day for a 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 222.210 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 MILCREST CORPORATION, and Oregon Corporation, FRED E. WEBER, President and MARY A. LABERTEW, Secretary, THE SOLE OWNERS OF RECORD of the territory to be annexed, having heretofore, ~~between the dates~~ of November 22, 1962 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 territory, situate in the County of Clackamas and State of Oregon, to-wit:

That portion of the Southwest quarter of Section 32, T. 1S., R. 2E., and the Northwest quarter of Section 5, T. 2S., R. 2E., and the Southeast corner of the J.D. Garrett D.L.C. of the W.M., in the County of Clackamas and State of Oregon, lying north of the Foster and Milwaukie County Road and Westerly of the center line of that 60 foot strip of land conveyed to the County of Clackamas for road purposes by deed recorded in Clackamas County Deed Book 255, Page 556, known as Linwood Ave. and Easterly of the center line of that portion of Longcoy Road #1256 vacated March 22, 1939 by Clackamas County Court Order entered in Commissioners Journal Book 34, Page 603, and more particularly described as follows:

Beginning at a stone on the East line of the John D. Garrett and wife D.L.C. No. 38, and the intersection of the South line of Section 32 T. 1S., R. 2E.; thence to the center line of the Keil and Beckman Road also known as Railroad Avenue S. 41°36' 30" W. 29.20 feet; thence along said center line N. 65° 18'30" W.- 198.20 feet to the intersection of the center line of the Keil and Beckman Road and vacated Longcoy Road as described in the County Journal No. 34, Page 603; thence along the center line of vacated Longcoy Road N. 14° 30' E. - 40.64 feet to the intersection with the North right-of-way line of the Keil and Beckman Road, such point being a 3/4" iron pipe and the true point of beginning; thence continuing N. 14° 30' E. - 257.62 feet to an iron pipe; thence continuing N. 14° 30' E.- 334.88 feet to an iron rod being the p.c. of a 1910.00 foot radius curve to the left (7°00'14"); thence along said curve 233.48 feet to an iron pipe rod being the p.t. of said curve and the intersection point of the center line of vacated Longcoy Road and the Westerly right-of-way line of Linwood Avenue; thence southerly along the Westerly right-of-way line of Linwood Avenue on a 1462.50 foot radius curve to the left (-15°09'34") a distance of 386.95 feet to an iron rod being the p.t. of said curve; thence S. 22°51'00" E.-282.68 feet to an iron rod and the p.c. of a 543.00 foot radius curve to the right (-29° 40' 30"); thence along said curve 281.23 feet to the p.t. of said curve being an iron rod; thence S. 6° 49'30" E.-93.61 feet to an iron rod and the most Northerly right-of-way corner at the intersection of Linwood Avenue and the Keil and Beckman Road; thence along the Northerly right-of-way of the Keil and Beckman Road N. 65° 19' 50"W. 475.27 feet to the true point of beginning.

Containing within said boundaries an area of 4.94 Acres to the City of Milwaukie, Clackamas County, Oregon, which property is contiguous to the present boundaries of the City of Milwaukie, Oregon, BE AND THE SAME HEREBY IS ANNEXED TO THE CITY OF MILWAUKIE, CLACKAMAS COUNTY, 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 consents of the owners of the territory annexed and a copy of the Ordinance of the City of Milwaukie, Oregon, being Ordinance No. 950 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, State of Oregon.

Read the first time this 14 day of January 1963.

Read the second time and unanimously passed by all of the Council _____
this 14 day of January, 1963.

Signed by the Mayor this 15 day of January 1963.

Joseph M. Bernardini
Mayor

ATTEST:

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