

RESOLUTION NUMBER 18-1962

WHEREAS, the City of Milwaukie, by appropriate statutory procedure, has heretofore annexed the following described tracts of real property, to-wit:

TAX LOT 133, LOT WHITCOMB D.L.C. A part of the Lot Whitcomb and wife D.L.C. No. 38, in T. 1S., R. 1E., of the W.M., and No. 41 in T. 2S., R. 1E., of the W.M., described as follows: Beginning at a point 485 feet South of the southeast corner of Block 5, ROBERTSON and on the west line of 7th Avenue, or a southerly extension thereof; said point being the southeast corner of that tract conveyed to John R. Townsley, et ux, by deed recorded April 12, 1949, in Book 418, page 81, Deed Records; thence South along the west line, or southerly extension of 7th Avenue, 95.6 feet, more or less, to the northeast corner of that tract conveyed to Portland General Electric Company by deed recorded September 27, 1950 in Book 436, page 505, Deed Records; thence Westerly along the north line of said Portland General Electric Company tract, 195.32 feet to the Northwest corner thereof; thence Southerly on the west line of said P.G.E. Co.'s tract 225 feet to the south line of the Lot Whitcomb D.L.C.; thence Westerly along the south boundary of said Lot Whitcomb D.L.C. to the southeast corner of that tract conveyed to Ray Townsley by deed recorded November 21, 1950, in Book 438, page 557, Deed Records; thence North along the east line of said Ray Townsley tract, 50 feet to the northeast corner thereof; thence West on the north line of said Ray Townsley tract, 100 feet to the northwest corner thereof; thence South along the west line of said Ray Townsley tract, 50 feet to the southwest corner thereof and the south line of the Lot Whitcomb D.L.C.; thence West on the south line of said D.L.C., 240.13 feet, more or less, to the center line of the county road; thence North 26° 05' East along said center line, 175.1 feet; thence North 40° 41' East along said center line, 290 feet, more or less, to the northwest corner of that tract conveyed to Franz G. Ferchland by deed recorded April 4, 1944 in Book 322, page 723, Deed Records; thence Easterly along the north line of said Ferchland tract, to the northwest corner of the aforementioned John R. Townsley tract; thence South along the west line of said John R. Townsley tract, 50 feet to the southwest corner of said tract; thence East along the south line of said John R. Townsley tract, 100 feet to the point of beginning, EXCEPTING THEREFROM that portion lying within the boundaries of roads, in the County of Clackamas and State of Oregon.

PARCEL A of TAX LOT 166 of LOT WHITCOMB D.L.C., described as follows: Part of the Lot Whitcomb and wife D.L.C. #38 in T. 1S., R. 1E., of the W.M., described as: Beginning at a point in the East line of a tract known as "Chris Tapfer 14 acres" and 33.11 feet south of the northeast corner thereof, being the point where the same is intersected by the east line of County Road; running thence South along the said east line of Chris Tapfer 14 acre tract 291.89 feet, more or less, to a point which is 50.00 feet north of the southeast corner of said Chris Tapfer 14 acre tract; thence West parallel with and 50.00 feet north therefrom of the south line of said Chris Tapfer 14 acre tract 244.23 feet to the east line of County Road; thence northeasterly along the east line of County Road 380.75 feet to the place of beginning; EXCEPTING from the above tract a plot of ground 100 x 100 feet in the southeast corner thereof, in the County of Clackamas and State of Oregon.

PARCEL B of TAX LOT 166 of LOT WHITCOMB D.L.C., described as follows: Part of the Lot Whitcomb and wife D.L.C. #38 in T. 1S., R. 1E., of the W.M., described as: Beginning 100.00 feet west of a point in the west line of Seventh Avenue, in Robertson Addition, which latter is South 325.00 feet from the south line of Sixth Street, said addition; thence West 120.00 feet, more or less, to County Road; thence Southwesterly along the County Road to where the same intersects the north line of the Beaverton-Willsburg Railroad tract in volume 108, page 440; thence East following the north line of said Railroad tract 140.00 feet, more or less, to the southwest corner of land in volume 126, page 250; thence North 50.00 feet to the place of beginning, in the County of Clackamas and State of Oregon.

PARCEL C: Part of the Lot Whitcomb and wife D.L.C. #38 in T. 1S., R. 1E., of the W.M. described as: The North half of that plot of ground 100 x 100 feet excepted in the deed to James M. Betteridge, Jr., recorded January 17, 1939, in Book 254, page 315, and more particularly described as follows: Beginning at the north-east corner of that tract of land conveyed to John R. Townsley et ux by deed recorded November 28, 1938 in Book 252, page 692; thence West along the north line of said Townsley tract 100.00 feet, more or less, to the northwest corner thereof; thence North 50.00 feet to a point; thence East 100.00 feet to the west line of Seventh Avenue; thence South 50.00 feet to the place of beginning, in the County of Clackamas and State of Oregon.

AND WHEREAS, the above described real properties lie within the boundaries of the Oak Lodge Sanitary District, a sanitary district in the County of Clackamas and State of Oregon, duly organized and existing under and by virtue of the laws of the State of Oregon.

NOW THEREFORE BE IT HEREBY RESOLVED BY THE CITY COUNCIL of the City of Milwaukie, Oregon, that it does hereby elect to cause the withdrawal from the said Oak Lodge Sanitary District, all that part of said Sanitary District hereinabove described and heretofore incorporated in and annexed to the City of Milwaukie, Oregon.

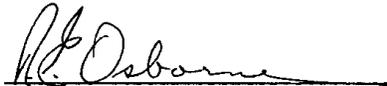
BE IT FURTHER RESOLVED by the City Council of the City of Milwaukie, that by virtue of the provisions of Chapter 401, Oregon Laws, 1957, the 9th day of July, 1962 is hereby fixed as the date, the hour of 8:10 o'clock Pacific Daylight Time is hereby fixed as the time, and the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon, is hereby fixed as the place, for a public hearing to be held by the Council of the City of Milwaukie, Oregon, to hear objections to the withdrawal of the above described tracts of real property from the Oak Lodge Sanitary District and to determine whether such withdrawal is for the best interests of the City of Milwaukie, Oregon, and

BE IT FURTHER RESOLVED THAT THE City Recorder of the City of Milwaukie, Oregon, be and he hereby is ordered and directed to cause a notice of the date, time and place and purpose of said hearing to be published once each week for two successive weeks prior to the date of such hearing, in the MILWAUKIE REVIEW, a newspaper of general circulation in said City, and that he further cause notices of the date, time, place and purpose of said hearing to be posted in four public places within the City of Milwaukie, Oregon, for a like period of time.

ADOPTED this 14th day of May, 1962.

Earl M. Clay, Mayor
CITY OF MILWAUKIE, OREGON

ATTEST:



R. E. Osborne, Recorder of Milwaukie, Oregon