

RESOLUTION NUMBER 28-1959

WHEREAS, the Council of the City of Milwaukie, Oregon, heretofore by Ordinance Number 758 of the said city duly passed and signed by the Mayor on the 11th day of August, 1959, did initiate proceedings to annex the territory hereinafter described, which is contiguous to the present boundaries of the City of Milwaukie, Oregon, pursuant to the provisions of Sections 22.120, 22.130, 22.140, 22.150 and 22.170 of Oregon Revised Statutes, and

WHEREAS, the Council of the City of Milwaukie, Oregon, by Ordinance Number 758 of said city duly passed and signed by the Mayor on the 11th day of August, 1959, did dispense with submitting the question of such annexation to the registered voters of the City of Milwaukie, Oregon, and did fix the date, place and time for a public hearing before it at which the registered voters of the city might appear and be heard upon the question of such annexation at the hour of 8:00 o'clock P.M. on the 14th day of September, 1959, in the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon, and

WHEREAS, notice of said public hearing was published in the Milwaukie Review, a newspaper of general circulation in Milwaukie, Oregon, on September 17th, 1959 and on October 8th, 1959, and written notice of such hearing was posted in four public places in the City of Milwaukie, Oregon, for two successive weeks prior to the date of said hearings, and

WHEREAS, on the 14th day of September, 1959, at the hour of 8:00 P.M. in the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon, a public hearing was held by the Council of said city at which hearing the registered voters of said city were given an opportunity to appear and be heard on the question of such annexation of territory to the City of Milwaukie, Oregon, and

WHEREAS, at such hearing, no registered voter of the City of Milwaukie, Oregon, appeared and made any objection to such annexation of said territory, and

WHEREAS, by Ordinance Number 759 of the City of Milwaukie, Oregon duly passed by the City Council of said city and signed by the Mayor of said city on the 14th day of September 1959, the territory hereinafter bounded and described was declared to be annexed to the City of Milwaukie, Oregon, upon the condition that the majority of the votes cast by the registered voters residing within the territory be in favor of such annexation, and

WHEREAS, by Ordinance Number 759 of the City of Milwaukie, Oregon, duly passed by the Council of the City of Milwaukie, Oregon, and duly signed by the Mayor of said city on the 14th day of September 1959, an annexation election was ordered to be held within such territory on the 16th day of October, 1959, submitting to the registered voters residing within said territory the question of whether or not said territory be annexed to the City of Milwaukie, Oregon, and

WHEREAS, pursuant to the provisions of said Ordinance Number 759 of the City of Milwaukie, Oregon, an annexation election was held in the said territory on the 16th day of October, 1959, between the hours of 8:00 A.M. and 8:00 P.M. on said day, and

WHEREAS, at a special meeting called for that purpose on the 16th day of October 1959, the Council of the City of Milwaukie, Oregon, did proceed to canvass the votes cast at such annexation election, and

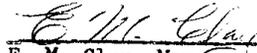
WHEREAS, it was determined by the Council of the City of Milwaukie, Oregon, at said special meeting that 129 votes were cast at said annexation election within said territory, of which 104 were cast in favor of the annexation of said territory to the City of Milwaukie, Oregon, and of which 25 ballots were cast against the annexation of said territory to the City of Milwaukie, Oregon, and that a majority of all votes cast at said annexation election favored annexation of said territory to the City of Milwaukie, Oregon, and

WHEREAS, the Council of the City of Milwaukie, Oregon, finds that all of the said proceedings relating to said annexation have been had and done pursuant to and in conformity with the provisions of Chapter 222 Oregon Revised Statutes,

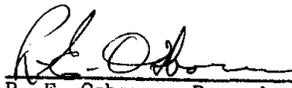
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MILWAUKIE, OREGON, that by virtue of the foregoing and by virtue of the provisions of Chapter 222, Oregon Revised Statutes, that the Council of the City of Milwaukie, Oregon, do, and it hereby does, PROCLAIM THAT THE TERRITORY BOUNDED AND DESCRIBED AS FOLLOWS, to-wit:

All of the plat of ARDEN PARK a Townplat recorded in Book 27 on Page 1, RECORD OF TOWNPLATS for Clackamas County, Oregon, all of the ARDEN PARK BLOCKS 5, 6 and 7, a Townplat recorded in Book 27 on page 12 said record, all the plat of of LEONE ACRES, a replat of part of TRACTS 5 and 6 LOGUS TRACTS recorded in Book 28 on Page 19 said record and all of the plat of LEONE ACRES No. 2, a replat of part of TRACT 5, LOGUS TRACTS recorded in Book 28 on Page 5, said record. ALSO beginning at the southeast corner of Tract 4 of said LEONE ACRES No. 2; thence West along the south boundary of Tracts 4 and 3 of said plat and westerly extension thereof to the west boundary of 45th Street; thence South along said boundary of 45th Street to the north boundary of Logus Road; thence East along the north boundary of Logus Road to the intersection with the southerly extension of the west boundary of Tract 7 of said LEONE ACRES No. 2; thence North following the southerly extension of the west boundary of Tract 7 and the west boundary of Tracts 7, 6 and 5 to the herein last mentioned point of beginning.

BEING TERRITORY CONTIGUOUS TO THE PRESENT BOUNDARIES OF THE CITY OF MILWAUKIE, OREGON, IS ANNEXED TO THE CITY OF MILWAUKIE, CLACKAMAS COUNTY, OREGON.


E. M. Clay, Mayor

ATTEST:


R. E. Osborne, Recorder

Dated this 16th day of October, 1959

STATE OF OREGON)
) ss
County of Clackamas)

I, R. E. OSBORNE, the duly appointed and acting Recorder of the City of Milwaukie, Oregon, hereby certify that I have read the foregoing Resolution Number 1959 and that the same is a true and correct copy of RESOLUTION NUMBER _____, of the City of Milwaukie, Oregon, passed by the Council of the City of Milwaukie, Oregon, and signed by the Mayor on the 16th day of October, 1959


R. E. Osborne, Recorder