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RESOLUTION NUMBER 28-1964

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

PARCEL I

A part of that certain tract of land in the John D. Garrett D.L.C. in T. 1 2, S. R. 2 E., of the W.M., in the County of Clackamas and State of Oregon, conveyed by William C. Reinke and J. F. Reinke, her husband, to Theodore N. Hagenburger and Hattie L. Hagenberger, husband and wife, recorded in Book 177, page 587, records of deeds in said County and State, beginning at a point on the East line of said Hagenberger land North 0° 33' East 335.48 feet from the southeast corner thereof, said point of beginning being also North 0° 33' East 42.00 feet from the Northeast corner of Lot or Tract 1, Mintone Homes, and lying in the Northerly right-of-way of the Portland and Oregon City Railway; thence North 0° 33' East 570.08 feet to the Southeast corner of land conveyed by said Hagenburger and wife to Benedetto Bocci and Luigi Bocci, recorded in Book 177, page 306, records of Deeds in said County and State; thence North 48° 51' 3" West 100.0 feet, tracing the Southerly line of said Bocci land and along the center of creek to a point, from which point bears an iron pipe South 51° 08' West 5.00 feet; thence South 51° 08' West 660.9 feet from said point to an iron pipe driven in the Northerly line of said Portland and Oregon City Railway; thence South 68° 37' East 26.7 feet and South 69° 17' 30" East 598.15 feet tracing the northerly right-of-way line of said railway and parallel with and 40 feet distant from the northerly line of said Mintone Homes to the point of beginning;

ALSO THE FOLLOWING DESCRIBED PROPERTY:

Beginning at a point on the northerly right-of-way line of the Portland and Oregon City Railway, an extinct corporation, said point being the southwest corner of that certain tract of land conveyed by deed to Joseph Van Hoomison and recorded June 30, 1943 in Book 309, page 397 Deed records of Clackamas County, Oregon, said tract lying in Section 31, T. 1 S, R. 2 E., and Section 6, T. 2 S, R. 2 E., W.M., and running thence following the aforementioned north right-of-way line South 68° 37' East 27.5 feet; thence following said North right-of-way line South 69° 17' 30" East 598.14 feet to a point on the Northerly extension of the East line of the recorded plat of Mintone Homes; thence following said extension line South 0° 33' West 42.61 feet to the Northeast corner of Lot 1 in said Mintone Homes, said corner being on the South right-of-way line of aforesaid Portland and Oregon City Railway; thence following said south right-of-way of aforesaid Portland and Oregon City Railway; thence following said South right-of-way line and the North line of Mintone Homes, North 69° 17' 30" West 613.06 feet; thence continuing on said South right-of-way line and North line of Mintone Homes, North 68° 37' West 50.60 feet to a point on the Southwesterly extension of the Westerly line of the aforesaid Joseph Van Hoomison tract; thence following said Southwesterly extension 51° 08' East 46.07 feet to the point of beginning.

PARCEL II

Part of the D.L.C. of John D. Garrett and wife in T. 1 and 2 S., R. 2 E., of the W.M., in the County of Clackamas and State of Oregon, more particularly described as follows:

Beginning at the initial point of NORTH MINTONE HOMES, a recorded plat, said initial point being North 89° 22' West a distance of 30.00 chains, North 0° 33' East, a distance of 292.88 feet, North 69° 17' 30" West, a distance of 613.06 feet, North 68° 37' West a distance of 200.48 feet, North 66° 31' 30" West a distance of 62.98 feet from the southeast corner of the John D. Garrett D.L.C.; thence running along the southerly line of North Mintone Homes, North 66° 31' 30" West a distance of 137.62 feet; thence North 64° 36' West, a distance of 200.70 feet; thence North 62° 24' 30" West a distance of 200.68 feet; thence North 60° 40' 30" West a distance of 200.68 feet; thence North 58° 29' 30" West a distance of 200.64 feet; thence North 56° 43' West a distance of 130.93 feet; thence North 56° 14' 30" West, a distance of 143.00 feet to the west line of said North Mintone Homes; thence North 0° 38' 00" East a distance of 1705.27 feet to the southerly right-of-way line of the Oregon City and California Railroad; thence along the said right-of-way line South 55° 32' 40" East, a distance of 1445.99 feet to the

most northerly corner of the Bocci Tract described in Book 177, page 306, Deed Records; thence leaving said southerly right-of-way line South 27° 29' 30" West along the westerly line of said Bocci Tract and an extension thereof a distance of 462.20 feet to the most westerly corner of the Joe Bocci Tract described in Book 340, page 240, Deed Records; thence South 49° 18' 30" East, a distance of 602.49 feet; thence South 30° 25' West along the westerly line of the Stose Tract described in Book 472, page 373, Deed Records, a distance of 779.49 feet to the place of beginning.

PARCEL A: Beginning at the northwesterly corner of that certain tract of land conveyed to Joseph Van Hoomissen by deed dated June 23, 1943, and recorded June 30, 1943, in the Deed Records of Clackamas County, Oregon, in Book 309, at page 397 thereof, which beginning point is North 48° 51' 30" West 100 feet from the southeast corner of land conveyed by Theodore N. Hagenburger and Hattie L. Hagenburger, his wife, to Benedetto Bocci and Luigi Bocci, by deed recorded in Book 177, at page 306, Records of Deeds in said County; from said beginning point North 48° 51' 30" West 470.1 feet, more or less, to a point which point is also the southeast corner of land conveyed to said Benedetto Bocci and wife above mentioned; thence South 30° 25' West 739.15 feet, more or less, to a iron pipe driven in the northerly line of said Portland and Oregon City Railway, thence Easterly along said northerly right-of-way line of the Portland and Oregon City Railway South 66° 31' 30" East 58.4 feet to a point; then south 68° 37' East along said northerly right-of-way line 172.02 feet to a point which is the southwesterly corner of the land so conveyed to Joseph Van Hoomissen; thence North 51° 08' East 660.90 feet, more or less, to the place of beginning.

PARCEL B: The following described real property situated in the County of Clackamas and State of Oregon, in the John D. Garrett D.L.C.; beginning at a point 22 feet north of the initial point of North Mintone Homes; thence East 226.1 feet parallel to the north line of Mintone Homes; thence North 18 feet to a point at the southwest corner of that certain property conveyed to Joseph Van Hoomissen and recorded June 30, 1943, in Book 309, page 397, Deed Records, Clackamas County, Oregon, thence West 226.1 feet to a point 40.00 feet north of aforementioned initial point and thence South 18 feet to the place of beginning.

AND WHEREAS, the above described real properties lie within the boundaries of the Clackamas Water District, a water 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 Clackamas Water District, all that part of said Water 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 foregoing and by virtue of the provisions of Chapter 401, Oregon Laws, 1957, the 11th day of January, 1965, is hereby fixed as the date, the hour of 8:10 o'clock p.m., Pacific Standard 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 Clackamas Water 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 December, 1964.

Joseph M. Bernard, Jr.
CITY OF MILWAUKIE, OREGON

ATTEST:



R. E. Osborne, Recorder of
Milwaukie, Oregon

RESOLUTION NUMBER 29-1964

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

A PART OF TRACT 4 OF LOGUS TRACTS DESCRIBED AS FOLLOWS:

Beginning at a point on the northerly line of said Tract 4, which is 868.15 feet west of the northeast corner thereof; thence Southerly and parallel with the easterly line of said Tract 4, 140.2 feet to a point; thence Westerly on a line parallel with the northerly line of said Tract 4, 178.3 feet to a point on the westerly line of said Tract 4; thence Northerly 140.8 feet to the northwesterly corner of said Tract 4; thence Easterly along the northerly line of said Tract 4 to the point of beginning.

A PART OF TRACT 4 OF LOGUS TRACTS DESCRIBED AS FOLLOWS:

Beginning at a point on the northerly boundary line of Tract 4, 868.15 feet Westerly from the northeast corner of said Tract 4; thence Southerly 140.2 feet on a line parallel with the east line of said Tract 4, to the point of beginning of the tract herein described, said point being the southeast corner of a tract conveyed to James S. Mura and Thelma Mura, husband and wife, by deed recorded March 19, 1946, in Book 363, page 124, Deed Records; thence Southerly 124.9 feet parallel with the east line of said Tract 4, to a point on the north line of a tract conveyed to John David by deed recorded July 18, 1925, in Book 181, page 113, Deed Records; thence Westerly following the northerly line of said David tract 170.92 feet to the most westerly northwest corner of said David Tract, which is a point on the west line of said Tract 4, 125.4 feet south of the southwest corner of said Mura Tract; thence northerly along the west line of said Tract 4, to the southwest corner of said Mura Tract; thence easterly following the south line of said Mura Tract, 178.03 feet to the place of beginning.

AND WHEREAS, the above described real properties lie within the boundaries of the Milwaukie Rural Fire Protection District, a fire protection 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 Milwaukie Rural Fire Protection District, all that part of said Rural Fire Protection 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 foregoing and by virtue of the provisions of