

ORDINANCE 1545

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, WITHDRAWING A PORTION OF THE OAK LODGE WATER DISTRICT FROM THE DISTRICT PURSUANT TO ORS 222.524.

WHEREAS, a portion of the Oak Lodge Water District has been annexed to the City and

WHEREAS, ORS 222.520 authorizes the City to elect to withdraw annexed areas from certain districts upon finding that the withdrawal is in the best interests of the city, and

WHEREAS, pursuant to ORS 222.524, the City conducted a public hearing on July 5, 1983 to hear objections to the withdrawal,

NOW, THEREFORE, THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. All objections to the proposed withdrawal are overruled.

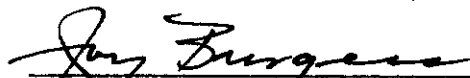
Section 2. The City Council finds that the withdrawal of that property described in Exhibit A from the Oak Lodge Water District is in the best interest of the City. The area described in Exhibit A is therefore withdrawn from the District.

Section 3. The City Recorder is directed to give notice of the provisions of this ordinance as required by law.

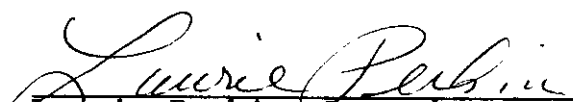
Read the first time on July 5, 1983 and moved to second reading by majority vote of the City Council.

Read the second time and adopted by the City Council on July 19, 1983.

Signed by the Mayor on July 19, 1983.


Joy Burgess, Mayor

ATTEST:


Laurie Perkin, Recorder

Approved as to form:

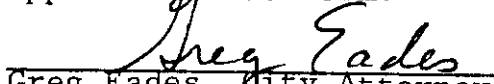

Greg Eades, City Attorney

Exhibit A

BEGINNING at the intersection of the north right-of-way line of Eagle Street (also the north boundary of ROBERTSON ADDITION and the westerly right-of-way of the Southern Pacific Railroad in NE 1/4 of the SE 1/4 of Section 35, T1S, R1E, W.M.;

Thence westerly along the north line of said Eagle Street 300.21 ft.;

Thence north, 75 feet;

Thence west, 100 feet;

Thence north, 50 feet;

Thence west, to the low water line of the Willamette River;

Thence Southerly along the low water line of said river 2400 feet, more or less, to the southwest corner of a tract of land conveyed to George and Lillian Munford in book 478, page 408, Deed Records;

Thence south 89° 05' east along the southerly line of said Munford tract, 412 feet, more or less, to the westerly right-of-way of the Southern Pacific Transportation Co., (formerly Beaverton and Willsburg Railroad Company);

Thence northeasterly along said westerly right-of-way line, 340 feet, more or less, to the north boundary line of S.E. Lark Street (formerly 6th Street) in ROBERTSON'S ADDITION;

Thence east along the north boundary line of S.E. Lark Street, 400 feet, more or less, to a point that is 684.46 feet west of the southeast corner of Block 5, ROBERTSON'S ADDITION;

Thence south, 60 feet to a point on the south line of said S.E. Lark St., which is the northwest corner of a tract of land conveyed to Ernest Aebi by Edna H. McNary described in Book 329, page 232, Deed Records;

Thence continuing south along the westerly line of said Aebi Tract, 100 feet to a point;

Thence south 0° 55' east, 115.1 feet to an iron pipe in the north line of a tract conveyed to Jacob Link in Book 172, Page 513, Deed Records;

Thence North 89° 05' east 520.44 feet through an iron pipe on the northwesterly line of S.E. River Road, to the southeasterly line of S.E. River Road;

Thence southwesterly along the southeasterly right-of-way of S.E. River Road, 670 feet, more or less, to the south line of the Lot Whitcomb D.L.C.;

Thence easterly along the south boundary of said Lot Whitcomb D.L.C., 205.54 feet to the southwest corner of that tract conveyed to Ray Townsley by deed recorded in Book 438, page 557, Deed Records;

Thence north along the west line of said Ray Townsley tract, 50 feet to the northwest corner thereof;

Thence east on the north line of said Ray Townsley tract, 100 feet to the northeast corner thereof;

Thence south along the east line of said Ray Townsley tract, 50 feet to the southeast corner thereof and the south line of the Lot Whitcomb D.L.C.;

Thence easterly along the south line of said D.L.C., 64.68 feet to the southwest corner of that tract conveyed to Portland General Electric Company by deed recorded in Book 436, page 505, Deed Records;

Thence Northerly along the west line of said Portland General Electric Company's tract, 225 feet to the northwest corner thereof;

Thence easterly along the north line of said Portland General Electric Company tract, 195.32 feet to the west line of S.E. 23rd Ave. (formerly 7th Ave.);

Thence northerly along the west line of said S.E. 23rd Ave., 95.6 feet, more or less, to a point that is 485 feet south of the southeast corner of Block 5, ROBERTSON, said point being the southeast corner of that tract conveyed to John R. Townsley, et ux, by deed recorded in Book 418, page 81, Deed Records;

Exhibit A. continued

Thence west along the south line of said John R. Townsley tract, 100 feet to the southwest corner of said tract;

Thence north along the west line of said John R. Townsley tract and its northerly extension, 150 feet to the northwest corner of that tract of land conveyed to John R. Townsley, et ux, by deed recorded in Book 252, page 692, Deed Records;

Thence east along the north line of said Townsley tract, 100.00 feet, more or less, to the northeast corner of said Townsley tract;

Thence north along the west line of the aforementioned S.E. 23rd Ave., 332 ft, more or less, to the southeast corner of Block 5, ROBERTSON'S ADDITION;

Thence east along the north boundary of S.E. Lark Street (formerly 6th St.), 260 feet to the southeast corner of Block 33, MILWAUKIE HEIGHTS;

Thence south, 60.0 feet to the northeast corner of Block 34, of said MILWAUKIE HEIGHTS;

Thence east, 30 feet to center of vacated S.E. 24th Ave.;

Thence south, 100 feet along the center line of vacated S.E. 24th Ave.;

Thence east, 30 feet to the southwest corner of Lot 4, Block 37, of said MILWAUKIE HEIGHTS;

Thence south 200 feet to the southwest corner of Block 37;

Thence east, 260.0 feet to the southwest corner of Block 44 of said MILWAUKIE HEIGHTS;

Thence south, 210.0 feet to the southwest corner of Lot 6, Block 45 of said MILWAUKIE HEIGHTS;

Thence east, 260.0 feet to the southwest corner of Lot 6, Block 46 of said MILWAUKIE HEIGHTS;

Thence north, 260.0 feet to the southwest corner of Lot 10, Block 47 of said MILWAUKIE HEIGHTS;

Thence east 100 feet to the southeast corner of said Lot 10;

Thence north, 125.0 feet to a point on the west line of Lot 5 of said Block 47 which is 25.0 feet south of the northwest corner of said Lot 5;

Thence east, parallel with and 25.0 feet south of the north line of said Lot 5, 100.0 feet to a point in the east line of said Lot 5;

Thence north, 62.5 feet to a point that is 12.5 feet south of the northeast corner of Lot 3, of said Block 47;

Thence east 60.0 feet to the east boundary of S.E. 27th Ave. (formerly 11th Ave.);

Thence north along the east boundary of said S.E. 27th Ave. to its intersection with the southwesterly boundary of Portland Traction Company right-of-way;

Thence southerly along the westerly boundary of said Portland Traction Company right-of-way, to the south line of Park Ave.;

Thence east along the south line of Park Avenue, to the easterly boundary of said Portland Traction Company right-of-way;

Thence northerly along the easterly boundary of said Portland Traction Company right-of-way, to the north boundary of ROBERTSON'S ADDITION;

Thence westerly along the north boundary of ROBERTSON'S ADDITION to the point of beginning.