

SPECIAL MEETING OF JUNE 2, 1956

COUNCIL CHAMBER

A special meeting of the Council of Milwaukie was held on the second day of June, 1956, at the call of the Mayor and pursuant to Section 222.150, Oregon Revised Statutes, for the purpose of canvassing the returns of an Annexation Election held in a portion of Wichita Number 5 Precinct of Clackamas County, which portion of said Precinct was contiguous to the boundaries of the City of Milwaukie, Oregon.

The meeting was called to order by Mayor Mullan,

Present: Mayor Mullan; Councilmen Earl Clay and R.B. Shook; City Manager Earl Burdick and Recorder Ellen Martin. Absent: Councilmen Klein and Perkins. The Mayor declared that a quorum was present.

VOTES CANVASSED:

The returns of the Annexation Election held in a portion of Wichita Number 5 Precinct for Clackamas County, on the first day of June, 1956, at which the following measure was voted upon,

"Shall that territory in the County of Clackamas and State of Oregon, which is contiguous to the present boundaries of the City of Milwaukie, Oregon,

SPECIAL MEETING OF JUNE 2, 1956 (Cont'd)

and which is bounded and described as follows, to-wit:

Beginning at the northeast corner of Block 77, MINTHORN ADDITION TO THE CITY OF PORTLAND OREGON, a Townplat recorded in Book 3 on pages 5 to 11 inclusive, RECORD OF TOWNPLATS for Clackamas County, Oregon.

From said beginning point, thence following the easterly extension of the north boundary of Block 77, East to the northeast corner of Block 78, located in the east boundary of the aforesaid plat of MINTHORN ADDITION: thence following the east boundary of said Plat, North to the northwest corner of the John D. Garrett Claim No. 38, T.1 S. R. 2 E. of the W. M.; thence following the north boundary of said Claim, South $89^{\circ} 18'$ east, to the most northerly northwest corner of MARTIN HEIGHTS, a Townplat recorded in Book 27 on page 18, said RECORD OF TOWNPLATS; thence following the west boundary of said MARTIN HEIGHTS, South $0^{\circ} 35' 04''$ West 246.00 feet to an intersection with the easterly extension of the east and west center line of Block 5, KEIL HEIGHTS No. 2, a Townplat recorded in Book 26 on Page 3 said RECORD OF TOWNPLATS; thence following the easterly extension of and the east and west center line of said Block 5, North $89^{\circ} 18'$ West to the east boundary of 42nd Street; thence following the east boundary of 42nd Street, South $0^{\circ} 45'$ West 265.00 feet to the northwest corner of Lot 1, Block 4, said Keil Heights No. 2; thence South $89^{\circ} 18'$ East 507.20 feet to the northeast corner of Lot 8 said Block 4; thence following the east boundary of said Lot 8, South to the southeast corner thereof; thence following the south boundary of said Block 4, East to the southeast corner of Lot 9, said Block 4 and which is located in the east boundary of said MARTIN HEIGHTS; thence following the west boundary of said MARTIN HEIGHTS; South to the most westerly southwest corner thereof; thence following the south boundary of MARTIN HEIGHTS, South $89^{\circ} 17'$ East, 315.82 feet to a re-entrant corner in the west boundary of said MARTIN HEIGHTS; thence following the west boundary of said MARTIN HEIGHTS, South $0^{\circ} 35' 04''$ West, 693.07 feet to the most southerly southwest corner thereof; thence following the south boundary of said MARTIN HEIGHTS, South $89^{\circ} 14'$ East 316.41 feet to the most southerly southeast corner thereof; thence following the east boundary of said Plat of MARTIN HEIGHTS, North $0^{\circ} 30'$ East, 318.14 feet to a re-entrant corner in the south boundary thereof; thence following the south boundary of said MARTIN HEIGHTS, South $89^{\circ} 14'$ East 40.00 feet to the northwest corner of that certain tract conveyed to School District 1-c on November 17, 1953, recorded in Book 475 on Page 687, Deed Records for Clackamas County, Oregon; thence following the west boundary of said School Dist tract South to the southwest corner thereof in the northeast boundary of the S.S. Fields Road No. 1438; thence South $55^{\circ} 17'$ east, 380.48 feet to the most southerly corner thereof; thence at right angle Southwesterly 60.00 feet to the Southwesterly boundary of said Fields Road located in the Northeasterly boundary of the Southern Pacific Company's right of way; thence following said road boundary; northwesterly to an intersection with the southerly extension of the west boundary of Lot 33, said Block 77 in the aforesaid MINTHORN ADDITION; thence following the aforesaid extension and the west boundary of said Lot 33, North to the northwest corner of Lot 33; thence following the east and west center line of said Block 77, East to the east boundary of said Block; thence following the east boundary of said Block, North to the northeast corner of said Block, which is the point of beginning of the tract herein described.

BE ANNEXED TO THE CITY OF MILWAUKIE, OREGON?"

were canvassed with the results showing as follows:

FOR ANNEXATION	YES	75 VOTES
FOR ANNEXATION	NO	11 VOTES
TOTAL VOTES CAST		86
BALLOTS REJECTED		NONE

It was declared that the measure to annex to the City of Milwaukie, Oregon, the above described territory, had been passed by the voters of said territory.

SPECIAL MEETING OF JUNE 2, 1956 (Cint'd)

It was moved by Clay and seconded by Shook that the following Resolution be adopted.

WHEREAS, heretofore certain citizens owning land in that territory contiguous to the present boundaries of the City of Milwaukie, Oregon, commonly known as portions of Minthorn Addition to the City of Portland, Oregon, portion of Keil Heights, a portion of the Keil Farm and a portion of the Walsh farm, all in Wichita Precinct No. 5, of Clackamas County, and bounded and described as follows:

Beginning at the northeast corner of Block 77, MINTHORN ADDITION TO THE CITY OF PORTLAND, OREGON, a Townplat recorded in Book 3 on Pages 5 to 11 inclusive, RECORD OF TOWNPLATS for Clackamas County, Oregon.

From said beginning point; thence following the easterly extension of the north boundary of Block 77, East to the northeast corner of Block 78, located in the east boundary of the aforesaid plat of MINTHORN ADDITION; thence following the east boundary of said Plat, North to the northwest corner of the John D. Garrett Claim No. 38, T. 1 S., R. 2 E., of the W. M.; thence following the north boundary of said Claim, south $89^{\circ} 18'$ East to the most northerly northwest corner of MARTIN HEIGHTS, a Townplat recorded in Book 27 on page 18, said RECORD OF TOWNPLATS; thence following the west boundary of said MARTIN HEIGHTS, south $0^{\circ} 35' 04''$ West 246.00 feet to an intersection with the easterly extension of the east and west center line of Block 5, KEIL HEIGHTS NO. 2, a Townplat recorded in Book 26 on Page 3, said RECORD OF TOWNPLATS; thence following the easter extension of and the east and west center line of said Block 5, north $89^{\circ} 18'$ West to the east boundary of 42nd Street; thence following the east boundary of 42nd Street, south $0^{\circ} 45'$ west 265.00 feet to the northwest corner of Lot 1, Block 4, said KEIL HEIGHTS NO. 2; thence south $89^{\circ} 18'$ East 507.20 feet to the northeast corner of Lot 8, said Block 4; thence following the east boundary of said Lot 8, South to the southeast corner thereof; thence following the south boundary of said Block 4, East to the southeast corner of Lot 9, said Block 4 and which is located in the west boundary of said MARTIN HEIGHTS; thence following the west boundary of said MARTIN HEIGHTS, South to the most westerly southwest corner thereof; thence following the south boundary of MARTIN HEIGHTS, south $89^{\circ} 17'$ East, 315.82 feet to a re-entrant corner in the west boundary of said MARTIN HEIGHTS; thence following the west boundary of said MARTIN HEIGHTS, south $0^{\circ} 35' 04''$ West, 693.07 feet to the most southerly southwest corner thereof; thence following the south boundary of said MARTIN HEIGHTS, south $89^{\circ} 14'$ East 316.41 feet to the most southerly southeast corner thereof; thence following the east boundary of said Plat of MARTIN HEIGHTS, North $0^{\circ} 30'$ east, 318.14 feet to a re-entrant corner in the south boundary thereof; thence following the south boundary of said MARTIN HEIGHTS, south $89^{\circ} 14'$ East 40.00 feet to the northwest corner of that certain tract conveyed to School District 1-c on November 17, 1953, recorded in Book 475 on page 687, Deed Records for Clackamas County, Oregon; thence following the west boundary of said School District tract south to the southwest corner thereof in the northeast boundary of the S. Fields Road No. 1438; thence South $55^{\circ} 17'$ East 380.48 feet to the most southerly corner thereof; thence at right angle Southwesterly 60.00 feet to the Southwesterly boundary of the said Fields Road located in the Northeasterly boundary of the Southern Pacific Company's right-of-way; thence following said road boundary, northwesterly to the intersection with the southerly extension of the west boundary of Lot 33, said Block 77 in the aforesaid MINTHORN ADDITION; thence following the aforesaid extension and the west boundary of said Lot 33, North to the northwest corner of Lot 33; thence following the east and west center line of said Block 77, East to the east boundary of said Block; thence following the east boundary of said Block, North to the northeast corner of said Block which is the point of beginning of the tract herein described.

having appeared before the Council of the City of Milwaukie, Oregon, and requested that the said territory be annexed to the City of Milwaukie, Oregon upon the condition that the majority of votes cast by the registered voters residing within said territory at an annexation election to be held therein

SPECIAL MEETING OF JUNE 2, 1956 (Cont'd)

be in favor of such annexation, and

WHEREAS, the Council of the City of Milwaukie, Oregon, heretofore by Ordinance Number 639 of said City, duly passed and signed by the Mayor on the 29th day of April 1956, 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 eight (8:00) o'clock P.M. on the 27th day of April, 1956 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 April 12, 1956 and on April 19, 1956, and written notices of such hearing was posted in four places in the City of Milwaukie, Oregon, for two successive weeks prior to the date of said hearings, and

WHEREAS, on the 27th day of April, 1956, at the hour of eight (8:00) o'clock 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 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 640 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 27th day of April 1956, the territory hereinabove 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 said territory be in favor of such annexation, and

WHEREAS, by Ordinance Number 641 of the City of Milwaukie, Oregon, duly passed by the City Council of the City of Milwaukie, Oregon, and duly signed by the Mayor of said city on the 27th day of April, 1956, an annexation election was ordered to be held within such territory on the 1st day of June, 1956, submitting to the registered voters residing within said territory the question of whether or not said territory should be annexed to the City of Milwaukie, Oregon, and

WHEREAS, pursuant to the provisions of said Ordinance No. 641 of the City of Milwaukie, Oregon, an annexation election was held in the said territory on the 1st day of June, 1956, between the hours of 8:00 A.M. and 9:00 P.M. on said day, and

WHEREAS, at a special meeting called for that purpose on the 2nd day of June, 1956, the Council of the City of Milwaukie 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 Eighty-six (86) votes were cast at said annexation election within said territory, of which Seventy-five (75) were in favor of the annexation of said territory to the City of Milwaukie, Oregon, and of which Eleven (11) were against the annexation of the 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 conformance with the provisions of Chapter 222 of 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:-

SPECIAL MEETING OF JUNE 2, 1956. (Cont'd)

Beginning at the northeast corner of Block 77 MINTHORN ADDITION TO THE CITY OF PORTLAND, OREGON, a Townplat recorded in Book 3 on Pages 5 to 11 inclusive, RECORD OF TOWNPLATS for Clackamas county, Oregon

From said beginning point, thence following the easterly extension of the north boundary of Block 77, East to the northeast corner of Block 78, located in the east boundary of the aforesaid plat of MINTHORN ADDITION; thence following the east boundary of said Plat, North to the Northwest corner of the John D. Garrett Claim No. 38, T. 1 S., R. 2 E., of the W. M.; thence following the north boundary of said Claim, south $89^{\circ} 18'$ East, to the most northerly northwest corner of MARTIN HEIGHTS, a Townplat recorded in Book 27 on page 18 said RECORD OF TOWNPLATS; thence following the west boundary of said MARTIN HEIGHTS, South $0^{\circ} 35' 04''$ west 246.00 feet to an intersection with the easterly extension of the east and west center line of Block 5, KEIL HEIGHTS NO. 2, a Townplat recorded in Book 26 on Page 3, said RECORD OF TOWNPLATS; thence following the easterly extension of and the east and west center line of said Block 5, North $89^{\circ} 18'$ West to the east boundary of 42nd Street; thence following the east boundary of 42nd Street, South $0^{\circ} 45'$ west 265.00 feet to the northwest corner of Lot 1, Block 4, said Keil Heights No. 2; thence south $89^{\circ} 18'$ East 507.20 feet to the northeast corner of Lot 8, said Block 4; thence following the east boundary of said Lot 8, South to the southeast corner thereof; thence following the south boundary of said Block 4, East to the southeast corner of Lot 9, said Block 4 and which is located in the west boundary of said MARTIN HEIGHTS; thence following the west boundary of said MARTIN HEIGHTS, South to the most westerly southwest corner thereof; thence following the south boundary of MARTIN HEIGHTS, South $89^{\circ} 17'$ East 315.82 feet to a re-entrant corner in the west boundary of said MARTIN HEIGHTS; thence following the west boundary of said MARTIN HEIGHTS, South $0^{\circ} 35' 04''$ West, 693.07 feet to the most southerly southwest corner thereof; thence following the south boundary of said MARTIN HEIGHTS, South $89^{\circ} 14'$ East 316.41 feet to the most southerly southeast corner thereof; thence following the east boundary of said Plat of MARTIN HEIGHTS, North $0^{\circ} 30'$ east, 318.14 feet to a re-entrant corner in the south boundary thereof; thence following the south boundary of said MARTIN HEIGHTS, south $89^{\circ} 14'$ East 40.00 feet to the northwest corner of that certain tract conveyed to School District 1-c on November 17, 1953, recorded in Book 475 on Page 687, Deed Records for Clackamas County, Oregon; thence following the west boundary of said School District tract south to the southwest corner thereof in the northeast boundary of the S.S. Fields Road No. 1438; thence south $55^{\circ} 17'$ East 380.48 feet to the most southerly corner thereof; thence at right angle Southwesterly 60.00 feet to the Southwesterly boundary of said Fields Road located in the Northeasterly boundary of the Southern Pacific Company's right-of-way; thence following the said road boundary, northwesterly to an intersection with the southerly extension of the west boundary of Lot 33, said Block 77 in the aforesaid MINTHORN ADDITION; thence following the aforesaid extension and the west boundary of said Lot 33, North to the northwest corner of Lot 33; thence following the east and west center line of said Block 77, East to the east boundary of said Block; thence following the east boundary of said Block 77 to the northeast corner of said Block, which is the point of beginning of the tract herein described,

being territory contiguous to the present boundaries of the City of Milwaukie Oregon, is annexed to the City of Milwaukie, Clackamas County, Oregon.

DATED THIS 2nd DAY OF JUNE 1956

ATTEST:

Ellen Martin
Ellen Martin, Recorder.

Leonard B. Mullan
Leonard B. Mullan, Mayor.

Motion carried and so ordered.

It was moved by Clay and seconded by Shook that the Election Board members be paid eight (\$8.00) Dollars each for services rendered. Motion carried and so ordered.

On motion duly made and carried the meeting adjourned.

Ellen Martin
Recorder.