

**IN AND FOR THE CITY OF BROOKINGS
STATE OF OREGON**

**In the Matter of an Ordinance amending)
the city limits and zoning map of the City)
of Brookings by annexing eight tax lots and)
portions of Parkview Dr. and Gowman Ln.)
and rezoning the parcels R-1-6 (Single)
Family Residential, 6,000 sq. ft. minimum)
lot size) as described below.)**

ORDINANCE No. 05-O-569

Sections:

Introduction.

Section 1. Declaration of Annexation.

**Section 2. Declaration of withdrawal from the Suburban Rural
Fire Protection District.**

Section 3. Uncollected Taxes.

Section 4. Submittal to Secretary of State.

Section 5. Rezoning.

WHEREAS, the eight tax lots and portions of Parkview Dr. and Gowman Ln. described in Exhibit "A" and depicted on map Exhibit "B" attached hereto, and that said territory is contiguous to exiting city limits pursuant to ORS 222.111; and

WHEREAS, each of the eight tax lots have an irrevocable annexation agreement recorded with the Curry County Clerk, which agreements represent a majority of the electors registered in the territory proposed to be annexed and the owners of more than half of the land in that territory, pursuant to ORS 222.170(2); and

THE CITY OF BROOKINGS ORDAINS AS FOLLOWS:

Section 1. Declaration of Annexation. That the property in the territory described in Exhibit "A" and depicted on map Exhibit "B", attached hereto and by this reference made a part hereof, which said

real property is situated in Curry County, Oregon, and is contiguous to the City of Brookings and the subject property, be, and the same hereby is annexed to the City of Brookings.

Section 2. Declaration of Withdrawal from Suburban Rural Fire Protection District. That the property described in Exhibit "A" and depicted on map Exhibit "B", attached hereto is hereby withdrawn from the Suburban Rural Fire Protection District upon the annexation of the aforementioned property to the City of Brookings.


Section 3. Uncollected Taxes. That all uncollected taxes therefore levied by such district shall become the property of the City of Brookings and be delivered to it upon collection.

Section 4. Submittal to Secretary of State. That the City Recorder be, and is, authorized and directed to make and submit to the Secretary of State a copy of this ordinance, and a copy of the statement of consent of all the land owners of said real property heretofore filed with him.

Section 5. Rezoning. Concurrent with the annexation, the property described in Exhibit "A" and depicted on map Exhibit "B" attached hereto is hereby rezoned from Residential Two and Residential Three Curry County zoning classifications to the R-1-6 (Single Family Residential, 6,000 sq. ft. minimum lot size) City of Brookings zoning classification.

First Reading: September 26, 2005
Second Reading: September 26, 2005
Passage: September 26, 2005
Effective Date: October 26, 2005

Signed by me in authentication of its passage this 27th day of Sept, 2005



Pat Sherman,
Mayor

ATTEST:


Paul Hughes,
Finance Director/Recorder

EXHIBIT A

TRACT 1

(Portion of Parkview Drive, 40-13-31CB tax lots 1300, 1400, 1401)

A tract of land in the Northwest Quarter of the Southwest Quarter of Section 31, Township 40 South, Range 13 West, Willamette Meridian, Curry County, Oregon, described as follows:

BEGINNING at the southwest corner of Welch Subdivision Plat 2004-05, Instrument 2004-2387, Official Records of Curry County, Oregon, said point lying on the easterly right of way line of Parkview Drive;

thence along the southwesterly line of said Welch Subdivision, South $52^{\circ}13'52''$ East 252.72 feet to the southeast corner of that parcel conveyed to Robert D. Covey and Nancy B. Covey trustees, in Instrument 1998-5409, Official Records of Curry County, Oregon;

thence following said Covey parcel South $42^{\circ}53'$ West 137.01 feet to the most easterly corner of that parcel conveyed to Ona Zola Burgess in Book 30 page 886, Official Records of Curry County, Oregon;

thence following said Burgess parcel North $52^{\circ}00''$ West 225.4 feet to the north corner of Burgess and a point on the easterly right of way line of Parkview Drive;

thence along said easterly right of way line, South $29^{\circ}31'$ West 25.00 feet to the north corner of that parcel conveyed to Gordon O. Mize and Sandra L. Mize in Book 152 Page 313, Official Records of Curry County, Oregon;

thence following said Mize Parcel, South $11^{\circ}10'$ East 261.84 feet to the southeast corner of that parcel conveyed to James C. Schutte in Instrument 2001-6454, Official Records of Curry County, Oregon;

thence following the south line of said Schutte parcel, West 165.30 feet, more or less, to a point on the east right of way line of Parkview Drive;

thence Southerly along said easterly right of way line to its intersection with the north right of way line of Hampton Lane;

thence Westerly on the prolongation of said Hampton Lane north right of way line, to its intersection with the westerly right of way line of Parkview Drive;

thence Northerly along said Westerly right of way line of Parkview Drive to a point that bears North $52^{\circ}13'52''$ West from the Point of Beginning;

thence South $52^{\circ}13'52''$ East 54.15 feet, more or less, to the POINT OF BEGINNING.

TRACT 2

(Portion of Parkview Drive, 40-13-31B tax lot 1900)

A tract of land in the Northwest Quarter of Section 31, Township 40 South, Range 13 West, Willamette Meridian, Curry County, Oregon, described as follows:

BEGINNING at a point described as North 1018.55 feet and West 939.20 feet from the Center Quarter Corner of said Section 31, said point lying on the South right of way line of Parkview Drive;

thence along said right of way line, West 364.48 feet to the Northeast corner of that parcel conveyed to Lawyers Exchange-Guernsey, LLC, a Oregon Limited Liability Company, in Instrument 2005-3099, Official Records of Curry County, Oregon;

thence following said Lawyers Exchange parcel, South 96.00 feet to the Southeast corner of said parcel;

thence West 180.00 feet to the Southwest corner of said parcel;

thence North 96.00 feet to the South right of way line of Parkview Drive;

thence West 155.00 feet;

thence North 50.00 feet to the North right of way line of Parkview Drive;

thence along said North right of way line, East 699.48 feet to a point that bears North from the Point of Beginning;

thence South 50.00 feet to the POINT OF BEGINNING.

TRACT 3

(40-13-31B tax lot 1317)

A parcel of land in the Southwest Quarter of the Northwest Quarter of Section 31, Township 40 South, Range 13 West, Willamette Meridian Curry County, Oregon, described as follows:

Beginning at a point which bears North 89°55'58" East, 175.41 feet from the Northeast corner of Lot 6, Block 2, Stafford Tract;

thence North 89°55'58" East, 360.32 feet;

thence South 0°55'44" East, 118 feet;

thence South 89°55'58" West, 360.32 feet;

thence North 0°55'44" West 118 feet, to the Point Of Beginning.

Except: The 50 foot in width county road.

TRACT 4

(40-13-31B tax lot 1321)

That certain parcel of land located in the Northwest Quarter of Section Thirty-one (31), Township Forty (40) South, Range Thirteen (13) West, Willamette Meridian Curry County, Oregon and more particularly described as follows:

Beginning at a point 138.95 feet South and 175.00 feet East of the Northeast corner of Lot One (1), Block Two (2), of the Stafford Tract;

thence North 89°39'16" East a distance of 336.00 feet;

thence South 0°55'44" East a distance of 175.85 feet;

thence South 89°39'16" West a distance of 336.00 feet;

thence North 0°55'44" West a distance of 175.85 feet to the Point Of Beginning.

TRACT 5

(40-13-31B tax lots 1398, 1801)

A tract of land in the Northwest Quarter of Section 31, Township 40 South, Range 13 West, Willamette Meridian, Curry County, Oregon, described as follows:

BEGINNING at a point described as North 801.55 feet and West 1535.94 feet from the Center Quarter Corner of said Section 31, being that one marked by a brass capped iron pipr set by the Curry County Surveyor in 1970;

thence South 05°01'50" East 170.66 feet to an iron rod;

thence East 118.30 feet;

thence North 170.00 feet to an iron rod;

thence West 87.12 feet to the southeast corner of that parcel conveyed to Richard M.

Value and Jeanne M. Value in Instrument 90-06187, Official Records of Curry County, Oregon;

thence following said Value parcel, North 108.50 feet;

thence West 155.00 feet to the Easterly right of way line of Parkview Drive;

thence along said Easterly right of way line, South 108.50 feet, more or less, to a point that bears West from the Point of Beginning;

thence East 108.86 feet to the POINT OF BEGINNING.

TRACT 6


(Portion of Gowman Lane)

That portion of Gowman Lane lying in the Northwest Quarter of Section Thirty-one (31), Township Forty (40) South, Range Thirteen (13) West, Willamette Meridian Curry County, Oregon and more particularly described as follows:

BEGINNING at the southwest corner of Vista Ridge Subdivision Plat 2004-06, recorded in Instrument 2004-2647, Official Records of Curry County, Oregon, said point lying on the North right of way line of Gowman Lane;

thence on the prolongation of the West boundary line of said Vista Ridge Subdivision,
South 00°03'17" East 50.00 feet, more or less, to the South right of way line of Gowman Lane;
thence along said south right of way line, Easterly 77.50 feet, more or less, to its
intersection with the west right of way line of Parkview Drive;
thence along said west right of way line, Northerly 50.00 feet to the north right of way line
of said Gowman Lane;
thence North 89°56'49" West 77.50 feet, more or less, to the POINT OF BEGINNING.

REGISTERED
PROFESSIONAL
LAND SURVEYOR



OREGON
JULY 25, 1995
RICHARD P. ROBERTS
2730

Exp Date 12/31/06

EXHIBIT B

