

RESOLUTION FOR ANNEXATION
AND CONCURRENCE FOR TRIPLE MAJORITY
(Guardian Properties, Inc.: Annexation No. 6)

RESOLUTION NO. CLXXI

A RESOLUTION FURTHERING ANNEXATION TO THE CITY OF CANBY,
CLACKAMAS COUNTY, OREGON, OF THE TERRITORY DESCRIBED IN THE
ATTACHED EXHIBIT "A".

WHEREAS, the annexation of the territory to the City has
been initiated by landowners' statements of consent, in accordance
with ORS 222.170, and would therefore constitute a so-called
"triple majority" annexation under ORS 222.170 and a "minor
boundary change" under the boundary commission law, ORS 199.410
to 199.510; and

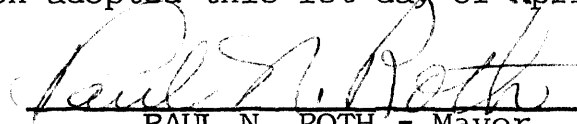
WHEREAS, the part of the territory that lies in the Canby
Rural Fire Protection District would, by operation of ORS 199.410 (1),
be automatically withdrawn from that district immediately upon
consummation of the annexation;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE
CITY OF CANBY, a municipal corporation of the State of Oregon, at
a regular session held on the 1st day of April, 1974, that:

Section 1. The Council hereby approves the proposed
annexation and requests the Commission to approve it and
effect it as soon as possible.

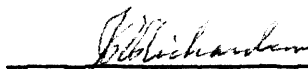
Section 2. The City Recorder is hereby directed to file
certified copies of the statements of consent and of this
Resolution with the Portland Metropolitan Area Local
Government Boundary Commission at once.

The foregoing Resolution adopted this 1st day of April, 1974.



PAUL N. ROTH - Mayor

ATTEST:



J. R. RICHARDSON - City Recorder

RESOLUTION NO. CLXXI

EXHIBIT "A" TO PMALGBC FOP
FOR THE CITY OF CANBY
TAX LOT 400 T 3 S, R 1 E, SECT 34 WM
LEGAL DESCRIPTION

A tract of land in the Philander Lee DLC #56, and also in Sections 33 and 34, T. 3 S., R. 1 E., of the W.M., a portion of which is in the City of Canby, in the County of Clackamas and State of Oregon, described as follows:

Beginning at a basalt stone 12 x 8 x 6 inches, marked "x" on top, set in the division line between husband and wife's halves of said claim at a point 167.15 feet South of the North end of said division line, and running thence South 1031 feet to the Southwest corner of a tract of land conveyed to Peter H. Miller; thence West 453.5 feet; thence North 4° 8' West 769 .07 feet to a basalt stone 13 x 8 x 7 inches, marked "x" on top, set in the Southeasterly line of the County Road leading from Canby to New Era; thence North 62° 18' East along said Southeasterly line of said road 574.97 feet to the place of beginning.

EXCEPT a tract of land conveyed by deed recorded September 14, 1922 in Deed Book 164, page 513, to Margrette Rones, described as follows: Beginning at the Southeast corner of the above described tract; thence North 100 feet on the East line thereof; thence West parallel with the South boundary thereof to the West Boundary thereof; thence Southeast to the Southwest corner thereof; thence East to the point of beginning.

ALSO EXCEPT the tract conveyed by deed recorded July 7, 1960 in Deed Book 573, page 433 to Henry H. Cummings, et ux, described as follows: Beginning at the Southwest corner of a tract conveyed to Dorothy M. Pulley and Ora M. Pulley, by deed recorded April 14, 1945 in Book 342, page 403, Deed Records; thence East on the South boundary of said Pulley Tract 150.0 feet; thence North 4° 8' West 100.00 feet; thence West parallel with the South boundary of said Pulley Tract 150.00 feet to a point in the West boundary thereof; thence South 4° 8' East on said West boundary 100.00 feet to the place of beginning.

ALSO EXCEPT the tract conveyed by deed recorded July 22, 1960 in Deed Book 574, page 376, to Henry H. Cummings et ux, described as follows: Beginning at the Northwest corner of a tract conveyed to Henry H. Cummings and Lillian E. Cummings, husband and wife, by deed recorded July 7, 1960 in Book 573, page 433, thence East on the North boundary of said Cummings Tract, 150.0 feet to the Northeast corner thereof; thence North 4° 8' West 10 feet to a point; thence West parallel with the North Boundary of said Cummings tract 150.0 feet to a point North 4° 8' West from the Northwest corner thereof; thence South 4° 8' East 10 feet to the point of beginning.

ALSO EXCEPT the tract conveyed to the State of Oregon, by and through its State Highway Commission, by deed recorded September 6, 1960, in Deed Book 576, page 555, described as follows: A strip of land extending from

LEGAL DESCRIPTION (con't)

the East line of that property described in that deed to Dorthy M. and Ora M. Pulley, recorded in Book 342, page 403 in Clackamas County Records of Deeds, to the East line of that property described in that deed to Herman and Clara Boll Hallhake, recorded in Book 498, page 402, Clackamas County Records of Deeds; said strip of land being variable in width, lying on the Southeasterly side of the center line of the Pacific Highway East, which center line is described as follows:

Beginning at Engineer's center line Station 154+40.1 said Station being 159.7 feet North and 536.0 feet East of the West quarter corner of said Section 34; thence on a 5729.58 foot radius curve right (the long chord of which bears South 59° 57' West) 666.7 feet; thence South 63° 17' West, 893.2 Feet to Station 170+00; the Southeasterly portion of said strip of land crosses the East line of said Pulloy property and the East line of said Hellhake property approximately opposite Stations 157+30 and 163+20, respectively.

The widths in feet of the strip of land above referred to are as follows:

Station	to Station	Width on Southeasterly Side of Centerline
154+40.1	158+50	65 feet
158+50	159+50	65 foot taper to 50 feet
159+50	160+70	50 feet
160+70	161+50	50 foot taper to 60 feet
161+50	165+00	60 feet