

## RESOLUTION NO. 833

**A RESOLUTION ACCEPTING THE RESULTS OF MAY 20, 2003 ELECTION, PROCLAIMING ANNEXATION INTO THE CITY OF 2.98 ACRES DESCRIBED AS TAX LOTS 602 AND 700 OF TAX MAP 3-1E-27DB LOCATED IN THE NORTHEAST QUADRANT OF THE CITY, ON THE SOUTH SIDE OF NE TERRITORIAL ROAD, JUST EAST OF N VINE STREET NEAR VINE MEADOWS SUBDIVISION, AND SETTING THE BOUNDARIES OF THE PROPERTY TO BE INCLUDED WITHIN THE CITY LIMITS.**

**WHEREAS**, on May 20, 2003, at a general election, the voters of the City of Canby approved by a vote of 1867 to 1643 Measure No. 3-102 which called for the annexation of 2.98 acres into the City of Canby. Clackamas County Elections Department certified the above election results as accurate on June 4, 2003. Applicants for the property were Nick and Jamie Netter. The property is more particularly described as Tax Lots 602 and 700 of Tax Map 3-1E-27 DB. A complete legal description of each tax lot is attached hereto as Exhibit "A", and a map showing the location of the tax lots is attached hereto as Exhibit "B" and by this reference all are incorporated herein; and

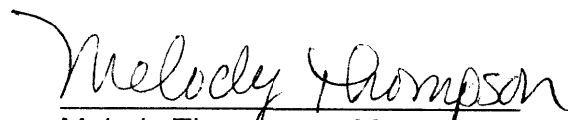
**WHEREAS**, pursuant to CMC 16.84.080, the City of Canby must proclaim by resolution, the annexation of said property into the City and set the boundaries of the new property by legal description;

**NOW THEREFORE, IT IS HEREBY RESOLVED** by the City Council of the City of Canby that the Election Results as set forth in the abstract dated June 4, 2003, are official and accepted by the Council of Canby; and it is hereby


**PROCLAIMED** by the Council of Canby that 2.98 acres of property described in Exhibit "A" and shown on Exhibit "B" is annexed into the corporate limits of the City of Canby, Oregon. Said boundaries of the property are set by the legal descriptions set forth in Exhibit "A".

This resolution shall take effect on June 18, 2003.

ADOPTED this 18<sup>th</sup> day of June, 2003, by the Canby City Council.

  
Melody Thompson - Mayor

ATTEST:

  
Chaunee Seifried, City Recorder, Pro-Tem

the following described real property in the State of Oregon and County of Clackamas free of encumbrances, except specifically set forth herein:

## AMENDED LEGAL DESCRIPTION:

## PARCEL I:

Part of the Walter Fish Donation Land Claim No. 45, in Township 3 South, Range 1 East of the Willamette Meridian, in the County of Clackamas and State of Oregon, described as follows:

Beginning at an iron pipe driven on the Southerly boundary of County Road No. 1485, which point is North  $0^{\circ}39'30''$  West 112.35 feet distant and North  $32^{\circ}45'30''$  East, 2303.09 feet distant and North  $60^{\circ}42'30''$  West, 216.38 feet distant from the one-quarter section corner between Sections 27 and 34, Township 3 South, Range 1 East of the Willamette Meridian, at the Northwest corner of the land heretofore sold to Victoria Ray and Don C. Ray; running thence North  $60^{\circ}42'30''$  West tracing the Southerly boundary of County Road No. 1485, aforesaid, a distance of 204.38 feet; thence South  $32^{\circ}45'30''$  West parallel to the Northwesterly boundary of the right of way of the Southern Pacific Railroad Company, 427.06 feet; thence South  $60^{\circ}42'30''$  East, 204.38 feet to the Southwest corner of the Ray land; thence North  $32^{\circ}45'30''$  East parallel to the Northwesterly boundary of said railroad right of way, 427.06 feet to the point of beginning.

## PARCEL II:

A tract of land in the Walter Fish Donation Land Claim No. 45, in Section 27, Township 3 South, Range 1 East of the Willamette Meridian, in the County of Clackamas and State of Oregon, described as follows:

Beginning at the most Northerly corner of that tract of conveyed to Richard Grear, et al, by Recorder's Fee No. 78-37881, Clackamas County Records; thence South  $32^{\circ}45'30''$  West along the Northwesterly line of said tract, 427.18 feet to the most Westerly corner thereof; thence North  $60^{\circ}41'15''$  West along the Westerly projection of the Southerly line thereof, 100.00 feet; thence North  $32^{\circ}45'30''$  East 427.28 feet to a point on the Southerly line of Territorial Road; thence South  $60^{\circ}38''$  East along said road, 100.00 feet to the point of beginning.

EXHIBIT  
"A"

