

RESOLUTION NO. 887

A RESOLUTION ACCEPTING THE RESULTS OF NOVEMBER 2, 2004 ELECTION, PROCLAIMING ANNEXATION INTO THE CITY OF .97 ACRES DESCRIBED AS TAX LOT 1500 OF TAX MAP 3-1E-28DD LOCATED AT 1063 NE TERRITORIAL ROAD ON THE SOUTHWEST CORNER OF N. PINE STREET AND NE TERRITORIAL ROAD, AND SETTING THE BOUNDARIES OF THE PROPERTY TO BE INCLUDED WITHIN THE CITY LIMITS.

WHEREAS, on November 2, 2004, at a general election, the voters of the City of Canby approved by a vote of 3,417 to 3,242 Measure No. 3-143 which called for the annexation of .97 acres into the City of Canby. Clackamas County Elections Department certified the above election results as accurate on November 19, 2004. Applicant for the property was S.T.J., LLC. The property is more particularly described as Tax Lot 1500 of Tax Map 3-1E-28DD. A complete legal description of Tax Lot 1500 is attached hereto as Exhibit "A", and a map showing the location of the tax lot 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 November 19, 2004, are official and accepted by the Council of Canby; and it is hereby

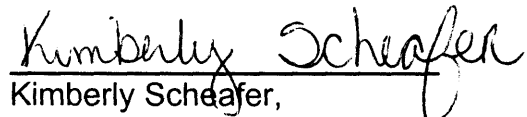
PROCLAIMED by the Council of Canby that .97 acres of property described in Exhibit "A" and shown on Exhibit "B" is annexed into the corporate limits of the City of Canby, Oregon. Said boundaries of the property are set by the legal descriptions set forth in Exhibit "A".

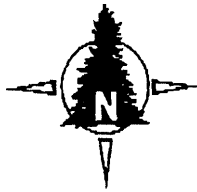
This resolution shall take effect on December 1, 2004.

ADOPTED this 1st day of December, 2004, by the Canby City Council.


Melody Thompson - Mayor

ATTEST:


Kimberly Scheafer,
City Recorder, Pro-Tem



GAYLORD
LAND SURVEYING, INC.

- Surveying Oregon Since 1970 -

2910 S.E. Oak Grove Blvd. • Milwaukie, OR 97267

Phone 503-654-1492 • Fax 503-654-7878

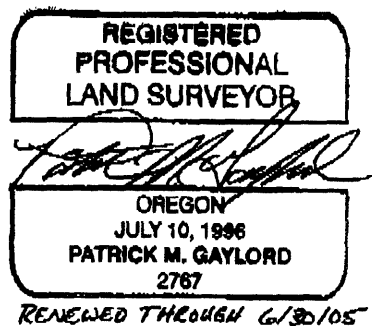
E-mail: pat@gaylordlandsurveying.com

December 8, 2004

LEGAL DESCRIPTION FOR ANNEXATION

LEGAL DESCRIPTION FOR A TRACT OF LAND IN THE SOUTHEAST ONE QUARTER OF SECTION 28, T3S, R1E, W.M., CLACKAMAS COUNTY, OREGON, BEING A PART OF TRACT 60, CANBY GARDENS, A DULY RECORDED PLAT IN CLACKAMAS COUNTY. THE BOUNDARY OF THE HEREIN DESCRIBED PARCEL BEING AS FOLLOWS:

BEGINNING AT THE POINT OF INTERSECTION OF THE CENTERLINE OF TERRITORIAL ROAD AND NEFF ROAD WHICH BEARS N 00°05'25" W 29.10 FEET FROM THE MOST NORTHERLY CORNER OF SAID TRACT 60; THENCE S69°03'00"W ALONG THE CENTERLINE OF TERRITORIAL ROAD 225.01 FEET TO A POINT ON THE NORTHERLY EXTENSION OF THE EAST LINE OF THAT TRACT OF LAND DESCRIBED BY DEED RECORDED AS FEE NO. 82-32850, CLACKAMAS COUNTY DEED RECORDS; THENCE S 00°01'00" E 218.71 FEET TO A POINT AT THE NORTHWEST CORNER OF FEE NO. 98-040039, CLACKAMAS COUNTY DEED RECORDS; THENCE ALONG THE NORTH LINE OF THE SAID DEED AND ITS EASTERLY EXTENSION N 89°59'00" E 210.55 FEET TO THE CENTERLINE OF NEFF ROAD; THENCE N 00°05'25" W 299.10 FEET TO THE POINT OF BEGINNING. CONTAINING 54,469 SQUARE FEET.



**ANNEXATION BOUNDARY FOR TOM SCOTT
IN THE SE 1/4 OF THE SE 1/4 OF
SECTION 28, T3S, R1E, W.M.
CITY OF CANBY, CLACKAMAS COUNTY, OREGON**

SCALE 1" = 60' APRIL 27, 2004

GAYLORD LAND SURVEYING, INC.
2910 S.E. OAK GROVE BLVD.
MILWAUKIE, OREGON 97267
(503)654-1492

IRON ROD FOUND BY
PS 6782, HELD FOR
BASIS OF BEARINGS

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
JULY 10, 1996
PATRICK M. GAYLORD
2767

RENEWED THRU 06/30/05

● = SURVEY MONUMENT FOUND

REVISED DECEMBER 7, 2004

TAX LOT 1602
FEE NO. 82-32850

TAX LOT 1601
FEE NO.
81-15730

IRON ROD PER PS
6782, HELD FOR
BASIS OF BEARINGS

TOTAL AREA
42,454. sq. ft.
54,469. sq. ft. (INCL. ROAD)

TAX LOT 1600
FEE NO. 98-040039

MOST NORTHERLY
COR. TRACT 60

5/8" IRON ROD
HELD TO CONTROL
RIGHT OF WAY LINE

TERRITORIAL ROAD

ROAD

NEFF

(PINE)

TAX LOT 1600
FEE NO. 98-040039