

## **RESOLUTION NO. 954**

**A RESOLUTION ACCEPTING THE RESULTS OF MAY 15, 2007 ELECTION, PROCLAIMING ANNEXATION INTO THE CITY OF 1.95 ACRES DESCRIBED AS TAX LOT 1301 OF TAX MAP 4-1E-4CA LOCATED AT 1401 S. FIR STREET, AND SETTING THE BOUNDARIES OF THE PROPERTY TO BE INCLUDED WITHIN THE CITY LIMITS.**

**WHEREAS**, on May 15, 2007, at a special district election, the voters of the City of Canby approved by a vote of 1183 to 1006 Measure No. 3-262 which called for the annexation of 1.95 acres into the City of Canby. Clackamas County Elections Department certified the above election results as accurate on May 29, 2007. Applicant for the property was Nick and Jamie Netter for property owner, Todd and Theresa Snelson. The property is more particularly described as Tax Lot 1301 of Tax Map 4-1E-4CA. A complete legal description of Tax Lot 1301 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 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 May 29, 2007, are official and accepted by the Council of Canby; and it is hereby

**PROCLAIMED** by the Council of Canby that 1.95 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 20, 2007.

ADOPTED this 20<sup>th</sup> day of June, 2007, by the Canby City Council.

  
\_\_\_\_\_  
Melody Thompson - Mayor

ATTEST:

  
\_\_\_\_\_  
Kimberly Scheafer, City Recorder, Pro-Tem

October 17, 2005

NETTER ANNEXATION LEGAL DESCRIPTION

LEGAL DESCRIPTION FOR A PROPOSED ANNEXATION TO THE CITY OF CANBY IN THE NORTHEAST ONE QUARTER OF THE SOUTHWEST ONE QUARTER OF SECTION 4, T4S, R1E, W.M., CITY OF CANBY, CLACKAMAS COUNTY, OREGON. THE BOUNDARY OF THE SAID ANNEXATION BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 5/8" IRON ROD WITH YELLOW PLASTIC CAP MARKED "GAYLORD LAND SURVEYING, INC" AT THE INTIAL POINT OF THE PLAT OF SEQUOIA PLACE, A DULY RECORDED PLAT IN CLACKAMAS COUNTY; THENCE SOUTH 89°24'07" EAST ALONG THE SOUTH LINE OF THE SAID PLAT 337.18 FEET TO AN IRON ROD WITH YELLOW PLASTIC CAP MARKED "GAYLORD LAND SURVEYING, INC" AT THE SOUTHEAST CORNER THEREOF; THENCE SOUTH 00°23'26" WEST ALONG THE WEST RIGHT OF WAY LINE OF SOUTH FIR STREET 252.90 FEET TO A 1/2" IRON PIPE AT THE NORTHEAST CORNER OF THAT TRACT OF LAND DESCRIBED BY DEED RECORDED AS FEE NO. 2000-036713, CLACKAMAS COUNTY DEED RECORDS; THENCE ALONG THE NORTH LINE OF THE SAID DEED NORTH 89°13'55" WEST 337.13 FEET TO A 1/2" IRON PIPE AT THE NORTHWEST CORNER THEREOF; THENCE NORTH 00°22'44" EAST 251.90 FEET TO THE POINT OF BEGINNING. CONTAINING 1.95 ACRES MORE OR LESS.



# EXHIBIT "B"

SW 13th AVENUE

ANNEXATION BOUNDARY FOR NICK NETTER  
IN THE NE 1/4 OF THE SW 1/4 SECTION 4, T4S, R1E, W4M.  
CLACKAMAS COUNTY, OREGON

SCALE 1" = 60' OCTOBER 14, 2005

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

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

OSBORNE  
PATRICK M. GAYLORD  
2767  
RECEIVED 10/10/05 06/30/07

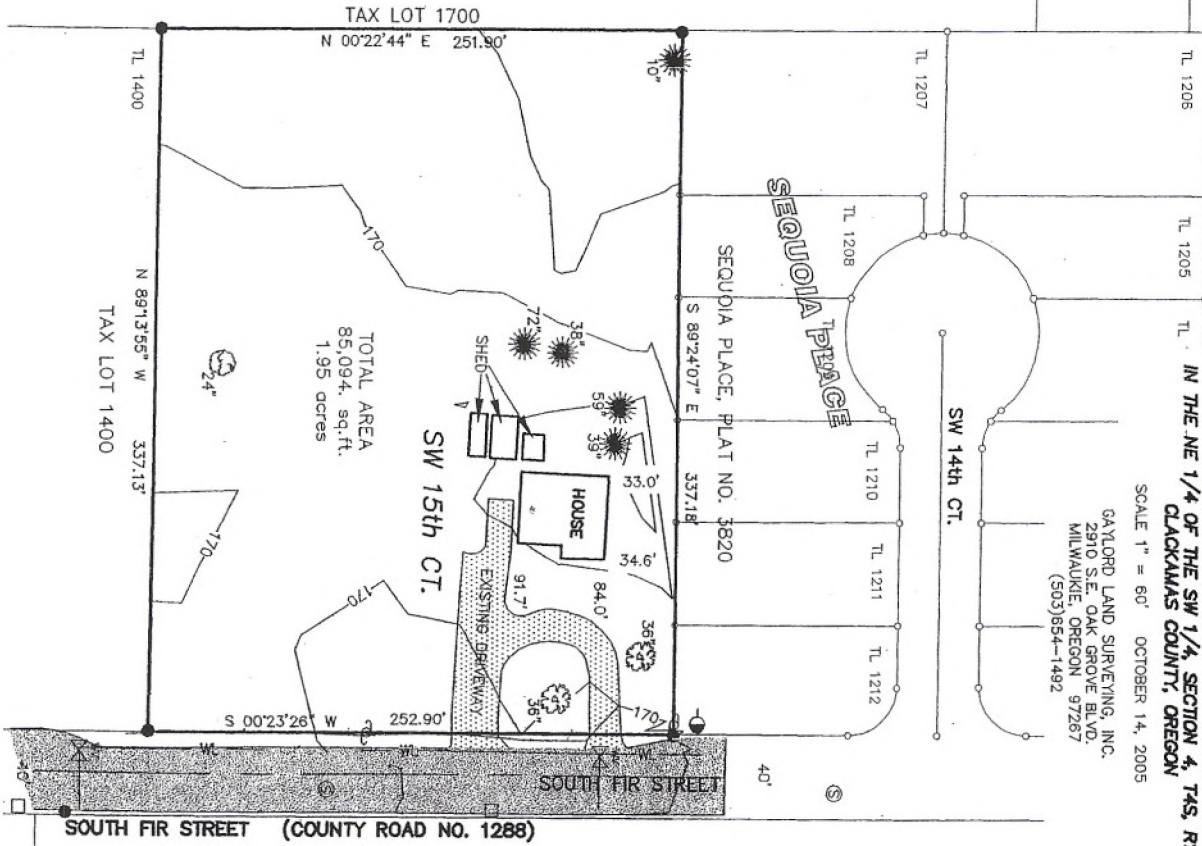
"B" STREET

ELMWOOD PARK

SITE ADDRESS: 1401 S. FIR STREET  
CANBY, OR 97013  
APPLICANT: NICK & JAMIE NETTER  
2147 NE TERRITORIAL ROAD  
CANBY, OR 97013  
OWNER: TODD & THERESA SNELSON  
LEGAL: T4S, R1E, SECT 4CA  
TAX LOT 1301  
SITE SIZE: 1.95 ACRES

## NOTES & LEGEND

- WV = WATER VALVE
  - WL = WATER LINE
  - WM = WATER METER
  - CB = CATCH BASIN
  - UP = UTILITY POLE
  - UA = UTILITY POLE GUY ANCHOR
  - EC = EXISTING EDGE OF ASPHALTIC CONCRETE
  - TC = TOP FACE OF CURB
  - DCH = DITCH LINE
  - SS = SANITARY SEWER CLEANOUT/MANHOLE
  - FT = FIR TREE
  - WT = WALNUT TREE
  - BT = BAY TREE
  - MT = MONUMENT FOUND
- NO MONUMENTS WERE SET DURING THIS SURVEY



HOPE VILLAGE

SCALE 1" = 40'  
PROJECT NO. 05121

**SISUL ENGINEERING**  
375 PORTLAND AVENUE  
GLADSTONE, OREGON 97027  
(503) 657-0188

Survey

PROPOSED ANNEXATION  
1401 S. FIR STREET  
NICK & JAMIE NETTER

DATE OCT. 2005  
SCALE 1"=40'  
DRAWN RW  
JOB SGL 05-113  
SHEET  
OF 2 SHEETS

REVISIONS BY