

A BILL FOR AN ORDINANCE ANNEXING CERTAIN)
PROPERTY FOLLOWING HEARING AND UPON THE)
WRITTEN CONSENT FILED WITH THE CITY COUNCIL)
BY LANDOWNERS IN SAID AREA, PURSUANT TO)
ORS 222.120 and ORS 222.170, AND DECLARING)
AN EMERGENCY.)

ORDINANCE BILL NO. 5
for 1978
ORDINANCE NO. 1670

WHEREAS, a public hearing was held as provided in Ordinance No. 1660, 1661 and 1665, pursuant to the provisions of ORS 222.120; and

WHEREAS, as provided in ORS 222.170, more than half of the landowners of the property described below, who also own more than half of the land in said territory, which represents more than half of the assessed value of all real property in said territory, have, prior to the public hearing, consented in writing to the annexation and have filed a statement of their consent with the City Council; and

WHEREAS, said real property is contiguous territory to the City of Lebanon,

NOW THEREFORE, THE PEOPLE OF THE CITY OF LEBANON DO ORDAIN AS FOLLOWS:

Section 1. The following described property is hereby annexed to the City of Lebanon, Oregon, to-wit:

The southern 218.70 ft. of even width of Lot 31, A.F. Bahrke's Fruitdale Addition, the southern 403.70 ft. of even width of Lot 30, A.F. Bahrke's Fruitdale Addition, the southern 588.70 ft. of even width of Lot 29, A.F. Bahrke's Fruitdale Addition, AND, ALSO, that portion of Oak Street and 10th Street contiguous to all of the above described real property. EXCEPTING LOTS 1400 and 1500, Map 12-2W-10CD. The entire frontage on Oak Street for a distance of 100 ft. north and all of Tax Lot 700, and is zoned as R-M2, Multiple Family Residential.

Beginning at a point on the Easterly right-of-way line of an 80 foot right-of-way, along Oregon State Highway 20 and 34, said point being 2088.70 feet South $0^{\circ} 06' 00''$ West, 1790.71 feet South $89^{\circ} 42' 00''$ West, 144.10 feet North $0^{\circ} 09' 00''$ East of the Southeast corner of the William Ralston Donation Land Claim No. 48 in Township 12 South, Range 2 West, Willamette Meridian, Linn County, Oregon; thence North $0^{\circ} 09' 00''$ East 337.75 feet along the Easterly right-of-way of Highways 20 and 34 to the Southwest corner of the Messal Subdivision; thence North $89^{\circ} 42' 00''$ East 431.24 feet along the Southerly boundary of Messal's Subdivision; thence South $0^{\circ} 09' 00''$ West 461.80 feet to the North right-of-way line of Russell Lane, said right-of-way line being on a 20 foot half, thence South $89^{\circ} 42' 00''$ West 228.76 feet along the North right-of-way line of Russell Lane and being 20 feet North and parallel to the centerline of the Russell T. Hill Donation Land Claim No. 77; thence North $0^{\circ} 09' 00''$ East 124.10 feet; thence South $89^{\circ} 42' 00''$ West 202.48 feet to the Point of Beginning, to be zoned C-H, Highway Commercial, upon annexation, AND, ALSO, that portion of South Santiam Highway between Airport Road and Dewey Street not presently located within the City limits of Lebanon, Linn County, Oregon.

Beginning at the Southwest corner of Airway Subdivision, said point being on the South line of and West 49.177 chains from the Southeast corner of the S. A. Nickerson D.L.C. No. 68 in Township 12 South, Range 2 West of the Willamette Meridian in Linn County, Oregon; thence North $00^{\circ} 11' 15''$ West 30 feet to a 1-1/2" iron pipe; said pipe being the true point of beginning; and running thence North $89^{\circ} 59' 27''$ West 651.62 feet to a 1/2" iron pin; thence North $00^{\circ} 17' 00''$ West 3505.44 feet to a 3/4" iron pipe; thence North $89^{\circ} 42' 04''$ East 651.62 feet to a 5/8" iron pin; thence South $00^{\circ} 17' 08''$ East 1093.29 feet to a 5/8" iron pin; thence North $89^{\circ} 41' 04''$ East 158.01 feet to a 3/4" iron pin; thence South $00^{\circ} 17' 08''$ East 660.06 feet to a 3/4" iron pin; thence South $89^{\circ} 42' 23''$ West 158.01 feet to a 3/4" iron pin; thence South $00^{\circ} 17' 08''$ East 1379.85 feet to a 5/8" iron pin; thence North $89^{\circ} 48' 15''$ East 158.07 feet to a 3/4" iron pin; thence South $00^{\circ} 15' 09''$ East 174.76 feet to a 5/8" iron pin; thence South $89^{\circ} 42' 52''$ West 153.97 feet to a 5/8" iron pin; thence South $00^{\circ} 17' 08''$ East 65 feet to a 5/8" iron pin; thence South $89^{\circ} 45' 52''$ West 4.00 feet to a 5/8" iron pin; thence South $00^{\circ} 17' 08''$ East 135.80 feet to the true point of beginning, containing 55.46 acres, more or less, and is zoned as M-L, Light Industrial.

Section 2. The City Recorder is hereby directed to make and submit a copy of this Ordinance, together with a copy of the statement of consent of the landowners in said territory, and also a copy of Ordinance No. 1660, 1661 and 1665 declaring that no election shall be required within the City of Lebanon, to the appropriate State and County officials.

Section 3. Inasmuch as the provisions of this Ordinance are necessary for the immediate preservation of the peace, health and safety of the people of the City of Lebanon, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council by a vote of 5 for and 0 against and approved by the Mayor this 22nd day of February, 1978.

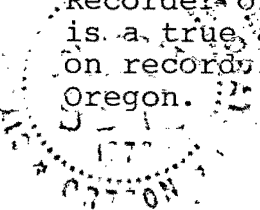
W. F. Sires
Mayor

ATTEST:

Edwin R. Ivey
Recorder

STATE OF OREGON)
) ss.
County of Linn)

I, Edwin R. Ivey, the duly appointed, qualified and acting Recorder of the City of Lebanon, do hereby certify that the foregoing is a true and exact copy of Ordinance No. 1670, City of Lebanon, as on record in the office of the City Recorder of Lebanon, Linn County, Oregon.



Edwin R. Ivey
Recorder

466736

12/1/78
ss.

STATE OF OREGON,
County of Linn

COMPARED

I hereby certify that
the within was received
and duly recorded by me
in Linn County Records:

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March 16, 1978
at 8:30 O'clock A.M.

DEL W. RILEY, CLERK

By *Virginia R. R. R.*
Deputy

City of Lebanon
P.O. Box 86
Lebanon, Or
97355