

A BILL FOR AN ORDINANCE WITHDRAWING)
ANNEXED TERRITORY FROM CERTAIN DISTRICTS)
AND DECLARING AN EMERGENCY.)

ORDINANCE BILL NO. 9
for 1978
ORDINANCE NO. 1674

WHEREAS a public hearing was held as provided in Ordinance No. 1660, 1661 and 1665, pursuant to the provisions of ORS 222.520; and

WHEREAS the property described below in the Lebanon Rural Fire Protection District and the Grand Prairie Water Control District has been annexed to the City of Lebanon; and

WHEREAS as provided in ORS 222.524, the Common Council has determined that the withdrawal of said property from said Districts is for the best interest of 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 The following described property is hereby withdrawn from the Lebanon Rural Fire Protection District and the Grand Prairie Water Control District:

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,

PARCEL I:

Beginning at a 3/4" iron pipe which bears West along the South line and 5.45 feet distant from the Southeast corner of Lot 6, Block 2, South Cedar Subdivision in Township 12 South, Range 2 West of the Willamette Meridian; thence West along the South line of said Subdivision 282 feet (282.98 by records) to an iron pipe at the Northeast corner of that property conveyed to Eugene C. Durlam et ux, by deed recorded in Deed Book 269, page 86, thence South 0°31½' West along the East line of said Durlam tract 310.5 feet to an 5/8" iron rod; thence East parallel with the South line of South Cedar Subdivision, 279.50 feet to a 5/8" iron rod on the East line of grantors property; thence North 0°59½' East on the East line of said property 310.5 feet to the point of beginning, all in Linn County, Oregon.

PARCEL II:

Beginning at a 3/4" iron pipe which is North 22.10 chains, East 17.56 chains North 0°59.5' East 16.2122 chains from the Southwest corner of the South projection of the Richmond Cheadle Donation Land Claim No. 69 in Township 12 South, Range 2 West of the Willamette Meridian in Linn County, Oregon; and running thence North 0°59.5' East 7.108 chains to a 3/4" iron pipe, thence South 89°52.5' East 7.094 chains to the center of a County Road; thence South 0°07' West along the center of said road 7.107 chains to a point (from which point a 3/4" iron pipe bears North 89°52.5' West 25 feet); thence North 89°52.5' West 7.2025 chains to the place of beginning. All of the above described property being situated in Linn County, Oregon.

Save and Except the following described property:

Beginning at the Southeast corner of Lot 1, Block 2 of South Cedar Subdivision, Linn County, Oregon; thence North 89°52.5' West along the South line of said Subdivision 443.84 feet to a 3/4" pipe; thence South 0°59.5' West 95 feet to a 5/8" iron rod; thence South 89°52.5' East parallel with the South line of said Subdivision 445.29 feet to a car axle on the West line of South Main Road; thence North 0°07' East 95 feet to the place of beginning.

Also Save and Except the following described property:

Beginning at a 3/4" pipe on the West line of South Main Road at a point South 0°07' West 245 feet from the Southeast corner of Lot 1, Block 2 of South Cedar Subdivision to Linn County, Oregon; thence North 89°52'30" West 345 feet to a 3/4" pipe; thence North 0°07' East 150 feet to a 5/8" iron pipe; thence South 89°52'30" East 345 feet to a point on the West line of said South Main Road; thence South 0°07' West 150 feet along said West line to the place of beginning.


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° 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° 59' 27" West 651.62 feet to a 1/2" iron pin; thence North 00° 17' 00" West 3505.44 feet to a 3/4" iron pipe; thence North 89° 42' 04" East 651.62 feet to a 5/8" iron pin; thence South 00° 17' 08" East 1093.29 feet to a 5/8" iron pin; thence North 89° 41' 04" East 158.01 feet to a 3/4" iron pin; thence South 00° 17' 08" East 660.06 feet to a 3/4" iron pin; thence South 89° 42' 23" West 158.01 feet to a 3/4" iron pin; thence South 00° 17' 08" East 1379.85 feet to a 5/8" iron pin; thence North 89° 48' 15" East 158.07 feet to a 3/4" iron pin; thence South 00° 15' 09" East 174.76 feet to a 5/8" iron pin; thence South 89° 42' 52" West 153.97 feet to a 5/8" iron pin; thence South 00° 17' 08" East 65 feet to a 5/8" iron pin; thence South 89° 45' 52" West 4.00 feet to a 5/8" iron pin; thence South 00° 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 and a copy of Ordinance No. 1660, 1661 and 1665 calling for the public hearing, 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 6 for and 0 against and approved by the Mayor this 15th day of March, 1978.



Mayor

ATTEST:



Recorder