

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

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ORDINANCE BILL NO. 41  
for 1979  
ORDINANCE NO. 1762

WHEREAS, a public hearing was held as provided in Ordinances No. 1724, 1725, 1748, 1751, 1757, and ORS 222.750, 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 The following described property is hereby withdrawn from the Lebanon Rural Fire Protection District and the Grand Prairie Water Control District:

ANNEXATION 78-9

Beginning South 31.37 chains and West 66.65 chains from the N.E. corner of the Russell T. Hill D.L.C. No. 77, T. 12 S. R. 2 W, Willamette Meridian, Linn County Oregon; thence easterly 317.5 feet to the true point of beginning; thence northerly, 438 feet; plus or minus, to the N.W. corner of Tax Lot 500, Tax Map 12-2W-15DA, Linn County, Oregon; thence easterly, 310.5 feet, plus or minus, to the centerline of U.S. Highway 20 (South Santiam); thence southerly, along said centerline, 438 feet, plus or minus; thence westerly, 310.5 feet, plus or minus, to the true point of beginning.

## PARCEL I

Beginning at the Southeast corner of that certain tract of land conveyed to Violet E. Smith by Joe L. Gilbert and Nina June Gilbert, husband and wife, by deed recorded in Book 283, page 162, Deed Records of Linn County, Oregon; said Southeast corner being on the Westerly right-of-way line of 12th Street at a point which is South  $89^{\circ}48'-1/2'$  West 30.00 feet and South  $00^{\circ}20'$  East 247.45 feet from the Northeast corner of the John W. Bell Donation Land Claim No. 51, Township 12 South, Range 2 West, Willamette Meridian, Linn County, Oregon; thence South  $00^{\circ}20'$  East along said right-of-way line 582.95 feet to a point; thence along the arc of a 285.17 foot radius curve concave North (the long chord of which bears North  $34^{\circ}31'12''$  West 123.46 feet) 124.44 feet to a  $5/8''$  iron rod; thence North  $22^{\circ}01'$  West 427.75 feet to a  $5/8''$  iron rod; thence along the arc of a 275.61 foot radius curve concave North (the long chord of which bears North  $13^{\circ}02'11''$  West 86.06 feet) 86.42 feet to the South line of that tract of land conveyed to William P. Colson and Donna J. Colson, husband and wife, by deed recorded in Volume 158, page 527, said Deed Records; thence North  $89^{\circ}48'30''$  East 246.24 feet to the point of beginning and containing 1.91 acres more or less.

## PARCEL II

Beginning at a point on the Westerly right-of-way line of 12th Street at a point which is South  $89^{\circ}48'-1/2'$  West 30.00 feet and South  $00^{\circ}20'$  East 830.29 feet from the Northeast corner of the John W. Bell Donation Land Claim No. 51, Township 12 South, Range 2 West, Willamette Meridian, Linn County, Oregon; thence along the arc of a 285.17 foot radius curve concave North (the long chord of which bears North  $34^{\circ}31'12''$  West 123.46 feet) 124.44 feet to a  $5/8''$  iron rod; thence North  $22^{\circ}01'$  West 427.75 feet to a  $5/8''$  iron rod; thence along the arc of a 275.61 foot radius curve concave North (the long chord of which bears North  $13^{\circ}02'11''$  West 86.06 feet) 86.42 feet to the South line of that tract of land conveyed to William P. Colson and Donna J. Colson, husband and wife, by deed recorded in Volume 158, page 527, Deed Records of Linn County, Oregon; thence South  $89^{\circ}48'-1/2'$  West along the South line of said Colson tract 60.09 feet; thence South  $04^{\circ}03'14''$  East 3.87 feet to a  $5/8''$  iron rod; thence along the arc of a 335.61 foot radius curve concave East (the long chord of which bears South  $13^{\circ}02'11''$  East 104.80 feet) 105.23 feet to a  $5/8''$  iron rod; thence South  $22^{\circ}01'$  East 427.75 feet to a  $5/8''$  iron rod; thence along the arc of a 345.17 foot radius curve concave East (the long chord of which bears South  $38^{\circ}54'51''$  East 200.66 feet) 203.60 feet to a  $5/8''$  iron rod on said 12th Street Westerly right-of-way line; thence North  $00^{\circ}20'$  West 76.91 feet to the point of beginning and containing 0.95 acres more or less.

ANNEXATION 79-3PARCEL I:

Beginning at an iron rod at the Southeast corner of Lot 1, Block 2, South Cedar Subdivision in the City of Lebanon, Section 22, Township 12 South, Range 2 West Willamette Meridian, Linn County, Oregon; thence South  $0^{\circ}07'$  West 95.0 feet to a car axle in concrete; thence North  $89^{\circ}52'30''$  West 445.11 feet; thence North  $0^{\circ}59'30''$  West 95.0 feet; thence South  $89^{\circ}52'30''$  East 443.66 feet to the point of beginning. Also described as Tax Lot 6101, Map No. 12 2W 22A, Linn County, Oregon.

PARCEL II:

Beginning at an iron rod at the Southeast corner of Lot 1, Block 2, South Cedar Subdivision in the City of Lebanon, Section 22, Township 12 South, Range 2 West Willamette Meridian, Linn County, Oregon; thence South  $0^{\circ}07'$  West 571.06 feet; thence Easterly 50.00 feet; thence North  $0^{\circ}07'$  East 571.06 feet; thence Westerly 50.00 feet to the point of beginning.

and is zoned R-M2, Multiple Family Residential.

Beginning at a 3/8" iron rod at the Southeast corner of Lot 1, Horn Subdivision in the City of Lebanon, Section 23, Township 12 South, Range 2 West, Willamette Meridian, Linn County, Oregon; thence North  $89^{\circ}32'42''$  West 200.0 feet; thence South  $0^{\circ}07'$  West 699.1 feet to the true point of beginning; thence South  $89^{\circ}53'$  East 535.0 feet; thence South  $0^{\circ}07'$  West 350.0 feet; thence North  $89^{\circ}53'$  West 280.0 feet; thence North  $0^{\circ}07'$  East 315.0 feet; thence North  $89^{\circ}53'$  West 255.0 feet; thence North  $0^{\circ}07'$  East 35.0 feet to the true point of beginning. Also described at Tax Lot 1602, Map No. 12 2W 23B, Linn County Oregon.

and is zoned R-S, Single Family Residential.

Beginning at an iron rod at the southeast corner of Lot 1, Block 2, South Cedar Subdivision in the City of Lebanon, Section 22, Township 12 South, Range 2 West Willamette Meridian, Linn County, Oregon; thence South  $0^{\circ}07'$  West 571.06 feet to the true point of beginning; thence South  $0^{\circ}07'$  West 123.01 feet; thence North  $89^{\circ}52'30''$  West 453.80 feet; thence North  $0^{\circ}59'30''$  East 225.03 feet; thence South  $89^{\circ}52'30''$  East 270.37 feet; thence South  $0^{\circ}07'$  East 102.0 feet; thence South  $89^{\circ}52'30''$  East 180.0 feet to the true point of beginning. Also described as Tax Lot 6201, Map No. 12 2W 22A, Linn County, Oregon.

and is zoned R-M2, Multiple Family Residential.

Beginning at an iron rod at the Southeast corner of Lot 1, Block 2, South Cedar Subdivision in the City of Lebanon, Section 22, Township 12 South, Range 2 West Willamette Meridian, Linn County, Oregon; thence South  $0^{\circ}07'$  West 469.06 feet to the true point of beginning; thence South  $0^{\circ}07'$  West 102.00 feet; thence North  $89^{\circ}52'30''$  West 180.0 feet; thence North  $0^{\circ}07'$  East 102.0 feet; thence South  $89^{\circ}52'30''$  East 180.0 feet to the true point of beginning. Also described as Tax Lot 6200, Map No. 12 2W 22A, Linn County, Oregon.

and is zoned R-M2, Multiple Family Residential.

Beginning at a  $3/8''$  iron rod at the Southeast corner of Lot 1, Horn Subdivision in the City of Lebanon, Section 23, Township 12 South, Range 2 West, Willamette Meridian, Linn County, Oregon; thence North  $89^{\circ}32'42''$  West 200.0 feet; thence South  $0^{\circ}07'$  West 734.1 feet to the true point of beginning; thence South  $89^{\circ}53'$  East 255 feet; thence South  $0^{\circ}07'$  West 315.0 feet; thence North  $89^{\circ}53'$  West 255.0 feet; thence North  $0^{\circ}07'$  East 315.0 feet to the true point of beginning. Also described as Tax Lot 1601, Map No. 12 2W 23B, Linn County, Oregon.

and is zoned R-M2, Multiple Family Residential.

ANNEXATION 79-7

Beginning on the east boundary line of and North 7.50 chains distant from the southeast corner of the north half of the Donation Land Claim of Russell T. Hill and wife, the same being Notification No. 2342 and Claim No. 77 in Township 12 South and Range 2 West of the Willamette Meridian in Linn County, Oregon; and running thence north along the east boundary line of said Claim a distance of 6.55 chains; thence west parallel with the north boundary line of said Claim 1300.32 feet to a 3/4 inch rod; thence North 0°18' East 12.9 feet to a 5/8 inch rod; thence North 89°55' West to the centerline of the Lebanon Santiam Canal; thence southeasterly along the centerline of said Canal to a point due west of the place of beginning; thence East 18.75 chains to the point of beginning; including that portion of River Road which exists within the before described area boundary.

and is zoned R-S, Single Family Residential.

ANNEXATION 79-4; 79-6PARCEL #1:

Beginning at a point which is South 89°48-1/2' West along the North Claim line 598.64 feet and South 00°11-1/2' East 30.00 feet from the Northeast corner of the John W. Bell Donation Land Claim No. 51, Township 12 South, Range 2 West, Willamette Meridian, Linn County, Oregon; thence South 89°48-1/2' West parallel with the North line of said Claim No. 51 a distance of 421.19 feet to the Northwest corner of Lot 3, Block 1, Airway Subdivision, a subdivision of record in Linn County, Oregon; thence South 00°11-1/2' East 417.45 feet to a point on the West line of and South 00°11-1/2' East 44.31 feet from the Northwest corner of Lot 8, Block 1, said Airway Subdivision; thence North 89°48-1/2' East 239.585 feet to the Southwest corner of that tract of land conveyed to Harvey Mike Mitchell, et ux, by deed recorded November 12, 1963, in Book 298, Page 225, Deed Records of Linn County, Oregon; thence North 00°11-1/2' West 193.725 feet to the Northwest corner of said Mitchell Tract; thence North 89°48-1/2' East 131.585 feet to the Northeast corner of said Mitchell Tract; thence North 00°11-1/2' West 223.73 feet to the point of beginning and containing 3.45 acres more or less.

and is zoned SPD, Special Planned Development.

PARCEL #2:

Beginning at the Northwest corner of Lot 3, Block 2, Airway Subdivision, a subdivision of record in the Southeast 1/4 of section 9 and the Northeast 1/4 of section 16, Township 12 South, Range 2 West, Willamette Meridian, Linn County, Oregon, said Northwest corner of Lot 3, Block 2, Airway Subdivision being South 89°48-1/2' West along the North Claim line 1237.83 feet and South 00°11-1/2' East 30.00 feet from the Northeast corner of the John W. Bell Donation Land Claim No. 51, said Township and Range; thence South 00°11-1/2' East 1093.14 feet to the Southwest corner of Lot 19, Block 2, said Airway Subdivision; thence North 89°48-1/2' East 218.00 feet to the Southwest corner of Lot 19, Block 1, said Airway Subdivision; thence North 00°11-1/2' West 1093.14 feet to the Northwest corner of Lot 3, Block 1, said Airway Subdivision; thence South 89°48-1/2' West 218.00 feet to the point of beginning and containing 5.47 acres more or less.

and is zoned M-L, Light Industrial.

PARCEL #3:

Beginning at a point on the Westerly right-of-way line of 12th Street at a point which is South 89°48-1/2' West 30.00 feet and South 00°20' East 907.20 feet from the Northeast corner of the John W. Bell Donation Land Claim No. 51, in Township 12 South, Range 2 West, Willamette Meridian, Linn County, Oregon; thence South 00°20' East along said Westerly right-of-way line 506.10 feet; thence West 248.32 feet; thence North 52°16' West 173.35 feet; thence South 87°46'51" West 43.62 feet; thence North 00°58'59" West 132.71 feet; thence North 25°52'31" West 58.63 feet; thence South 89°35'16" West 536.30 feet to a point on the West line of Block 1, Airway Subdivision, a subdivision of record in Linn County, Oregon; thence North 00°11-1/2' West 676.18 feet to a point on the West line of and South 00°11-1/2' East 44.31 feet from the Northwest corner of Lot 8, Block 1, said Airway Subdivision; thence North 89°48-1/2' East 289.585 feet to the Southwest corner of that tract of land conveyed to Harvey Mike Mitchell, et ux, by deed recorded November 12, 1963, in Book 298, Page 225, Deed Records of Linn County, Oregon; thence South 00°11-1/2' East 300.00 feet to the Southwest corner of that tract of land conveyed to Howard H. Thomas, et ux, by deed recorded in Book 93, Page 588, said deed records; thence North 89°48-1/2' East 131.585 feet to the Southeast corner of said Thomas Tract; thence North 00°11-1/2' West 717.45 feet to the Northeast corner of that tract of land described by deed recorded in Book 156, Page 214, said Deed Records; thence North 89°48-1/2' East 60.00 feet to the Northwest corner of that tract of land conveyed to Stanley S. Jaross, et ux, by deed recorded in Book 216, Page 32, said Deed Records; thence South 00°11-1/2' East 217.45 feet to the Southwest corner of said Jaross Tract; thence North 89°48-1/2' East 202.52 feet; thence South 04°03'14" East 3.87 feet to a 5/8" iron rod; thence along the arc of a 335.61 foot radius curve left (the long chord of which bears South 13°02'11" East 104.80 feet) 105.23 feet to a 5/8" iron rod; thence South 22°01' East 427.75 feet to a 5/8" iron rod; thence along the arc of a 345.17 foot radius curve left (the long chord of which bears South 33°54'51" East 200.66 feet) 203.60 feet to the point of beginning and containing 17.11 acres more or less.

and is zoned SPD, Special Planned Development.

ANNEXATION 79-11

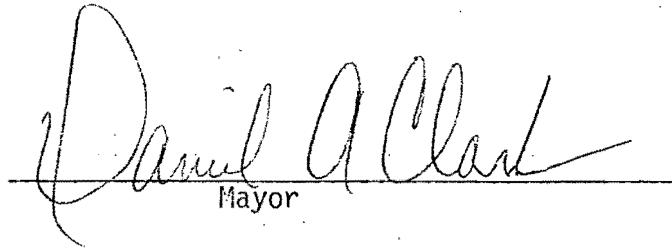
Beginning at the Northwest corner of the William B. Gore D. L. C. No. 38 in Section 4, Township 12 South, Range 2 West, Willamette Meridian, Linn County, Oregon; thence East along the North line of said D. L. C. 49.125 chains to a 1 inch x 18 inch rod; thence South  $0^{\circ}38'$  East parallel with the West line of said Gore D. L. C. 33.635 chains to the Southwest corner of that property described in that deed to Norman B. Steckley, recorded in Volume MF 193, Page 532 of Linn County Record of Deeds; thence East along the South line of said Steckley property 12.3 chains to the Northwest corner of that property described in that deed to Eva L. Andross, recorded in Book 275, Page 147 of Linn County Record of Deeds; thence South along the West line of said Andross property 7.1 chains to the South line of said D. L. C. 38; thence West along said South line 699.46 feet to the Northwest corner of that property described in that deed to Glenn E. Brant and Millie M. Brant, recorded in Book 334, Page 473 of Linn County Record of Deeds; thence South to the Northerly line of the Southern Pacific Right-of-Way; thence Northwesterly along said Right-of-Way to the intersection of the West line of the Morgan Kees D. L. C. No. 43 in said Township and Range; thence North along said West line 541.16 feet to the Northwest corner of said D. L. C. No. 43 and the South line of said D. L. C. No. 38; thence West along the South line of said D. L. C. 38 to said Northerly line of the Southern Pacific Right-of-Way; thence Northwesterly along said Right-of-Way line to the intersection of the West line of said D. L. C. 38; thence North along the last mentioned West line 38.06 chains to the point of beginning.



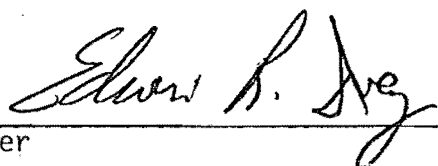
Section 2. The City Recorder is hereby directed to make and submit a copy of this Ordinance and a copy of Ordinances No. 1724, 1725, 1748, 1751, and 1757 calling for the public hearing, to the appropriate state and county officials.

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 24<sup>TH</sup> day of October, 1979.

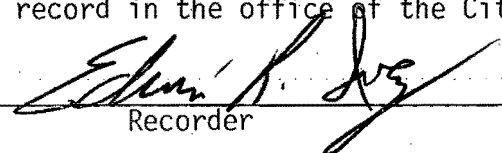
  
Mayor

ATTEST:

  
Recorder

STATE OF OREGON        )  
County of Linn        ) ss.

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. 1762, City of Lebanon, as on record in the office of the City Recorder of Lebanon, Linn County, Oregon.

  
Recorder

501414 3150

STATE OF OREGON,  
County of Linn ss.

**COMPARED**

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

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December 3, 1979

at 8:30 O'clock A.M.

DEL W. RILEY, CLERK

By Chew Helen Hunter  
Deputy

City of Lebanon  
P.O. Box 247  
Lebanon, Ore  
97355