

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

ORDINANCE BILL NO. 5
for 1985
ORDINANCE NO. 1962

WHEREAS, a public hearing was held as provided by Ordinance 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 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 CITY OF LEBANON ORDAINS AS FOLLOWS:

Section 1. The following described properties are hereby withdrawn from the Lebanon Rural Fire Protection District and the Grand Prairie Water Control District:

Annexing Ordinance # 1961 passed January 23, 1985

COMMENCE at the northeast corner of the Morgan Kees Donation Land Claim (DLC) No. 43 in Section 2, Township 12 South, Range 2 West of the Willamette Meridian in Linn County, Oregon; thence South $00^{\circ}03'$ West 1314.00 feet; thence North $89^{\circ}59'$ West 20.00 feet to a $3/4"$ iron pipe and the point of beginning; thence continue North $89^{\circ}59'$ West 400.00 feet to a $5/8"$ iron rod; thence South $00^{\circ}03'$ West 600.00 feet to a $3/4"$ iron pipe; thence North $89^{\circ}59'$ West 680.32 feet to a $3/4"$ iron pipe; thence North $00^{\circ}01'$ East 81.62 feet to the southerly right-of-way of a 20.00 foot Sewer Easement granted unto the City of Lebanon by Crown Zellerbach Corporation on May 22, 1953; thence North $87^{\circ}26'48"$ West 270 feet, more or less, along said southerly right-of-way to the easterly bank of Mark's Slough and the northwest corner of that tract of land sold by Quitclaim Deed to John and Ella Smith by Crown Zellerbach Corporation on September 3, 1965 and recorded on the 20th day of December 1965, in the Office of the Recorder of Linn County, Oregon, in Deed Book 314, page 128; thence southerly 110 feet, more or less, along said easterly bank to the southwest corner of the aforementioned tract of land; thence North $89^{\circ}59'$ West 255 feet, more or less, to a point on the original east boundary of the City of Lebanon; thence North 274.49 feet along said original east boundary; thence North $18^{\circ}00'00"$ West 264.00 feet; thence North $7^{\circ}00'00"$ West 198.00 feet; thence West 822 feet, more or less, to the easterly bank of the Albany and Santiam Canal; thence North $29^{\circ}50'10"$ East 214 feet, more or less, along said easterly bank to the intersection with the southerly bank of the Waste Slough; thence easterly and northeasterly along the said southerly bank of the Waste Slough for the following described six (6) courses: (1) South $80^{\circ}56'14"$ East 70 feet, more or less; (2) North $78^{\circ}17'36"$ East 123.67 feet; (3) North $87^{\circ}08'28"$ East 146.22 feet; (4) North $53^{\circ}53'45"$ East 123.93 feet; (5) North $51^{\circ}57'14"$ East 126.28 feet; (6) North $40^{\circ}21'50"$ East 121.27 feet; thence South $54^{\circ}16'37"$ East 373 feet, more or less, to the centerline of Mark's Slough; thence northeasterly along said centerline of Mark's Slough for the following described six (6) courses: (1) North $22^{\circ}28'47"$ East 210.51 feet; (2) North $32^{\circ}04'35"$ East 120.28 feet; (3) North $36^{\circ}22'28"$ East 167.96 feet; (4) North $46^{\circ}11'27"$ East 299.72 feet; (5) North $57^{\circ}14'07"$ East 438.32 feet; (6) North $78^{\circ}01'43"$ East 135.53 feet; thence North $00^{\circ}03'00"$ East 55.82 feet to the north line of the aforementioned Morgan Kees DLC No. 43 and a $3/4"$ iron pipe; thence North $89^{\circ}49'$ East 494.47 feet along said north line to a point South $89^{\circ}49'$ West 20.00 feet from the northeast corner of said Morgan Kees DLC NO. 43; thence South $00^{\circ}03'$ West 1314.00 feet to the point of beginning.

SAVE AND EXCEPT therefrom the following described parcel for which Crown Zellerbach Corporation gave and granted on May 22, 1953 unto the City of Lebanon the right to lay, construct and maintain a sewer over:

A strip of land 20.00 feet in width being 10.00 feet on each side of (when measured at right angles to) the centerline described as follows:

BEGINNING at a point which is South $0^{\circ}03'$ West (along the east line of Morgan Kees DLC No. 43) a distance of 1870.65 feet and North $87^{\circ}26.8'$ West 420.00 feet from the northeast corner of the Morgan Kees DLC No. 43 in Township 12 South, Range 2 West of the Willamette Meridian in Linn County, Oregon; and running thence North $87^{\circ}26.8'$ West, 1150.98 feet to a point on the present trunk sewer of the Sewer System of the City of Lebanon, said point being westerly 15.00 feet from the westerly wall of the Sewage Pump House of said Sewage System.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

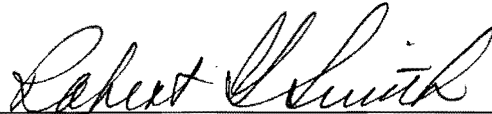
C. Henry Cole

OREGON
JULY 13 1984
G. HENRY COLE
2033

Section 2. The City Recorder is hereby directed to make and submit a copy of this Ordinance to the appropriate state and county officials.

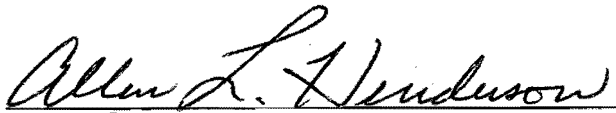
Section 3. Inasmuch as the provisions of this Ordinance are necessary for the immediate preservation of the peace, health and safety of the people of the City of Lebanon, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect immediately upon its passage by the 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 13th day of February, 1985.



Mayor

ATTEST:



Recorder