

ORDINANCE NO. 540

CITY OF SHERWOOD, OREGON

AN ORDINANCE ANNEXING TO THE CITY OF SHERWOOD LANDS OF AGNES HITE ET AL, INCLUDING THE CONTIGUOUS PORTION OF S. W. PACIFIC HIGHWAY, IN SECTIONS 29 and 30, TOWNSHIP 2 SOUTH, RANGE 1 WEST, W.M., WASHINGTON COUNTY, OREGON

WHEREAS, petitions by owners for the annexation of certain lands within the boundaries of an area located within Sections 29 and 30, Township 2 South, Range 1 West, W.M., Washington County, Oregon, including the contiguous portion of S. W. Pacific Highway, were duly filed with the City Recorder, said area being legally described on the attached sheet headed "DESCRIPTION" and by reference made a part hereof; and

WHEREAS, none of the tracts and ownerships lying within said area so described are within the corporate limits of any other city but lie wholly within the County of Washington, State of Oregon, and the whole of said area is contiguous to the City of Sherwood, and the owners of various tracts within said area consented to said annexation; and

WHEREAS, Helen Steinke, Director of Revenue and Taxation of Washington County, Oregon, has duly certified that the total area lying within the boundaries described on the attached sheet headed "DESCRIPTION," by reference made a part hereof, comprises 55.26 acres of which 48.16 acres are in ownerships of persons who have consented to the annexation of said area to the City of Sherwood, and that the consenting ownerships represent 87.15 % of the total area described on the attached sheet headed "DESCRIPTION"; that said Director of Revenue and Taxation has further certified that the total assessed value of assessable real property within the boundaries of the area proposed to be annexed, according to the current year's assessment rolls of Washington County, Oregon, is

\$ 68,410.00 , and that the assessed value of the ownerships consenting to the annexation is the sum of \$ 68,410.00 , and thus the consenting ownerships represent 100 % of the total assessed valuation; and said Director of Revenue and Taxation further certified that of a total of 6 tract ownerships within the area so described 5 owners are included among those consenting, and that 83 % of the total owners of the lands within said area have consented to the annexation proposal; and

WHEREAS, by Ordinance No. 539 duly enacted by the City Council on the 7th day of May, 1965, the City Council of the City of Sherwood did elect to dispense with submitting the annexation proposal to the registered voters of the City of Sherwood and did thereby set Friday, the 4th day of June, 1965 at the hour of 8 p.m., Pacific Daylight Saving Time, at the City Hall in the City of Sherwood, Oregon, as the time and place for public hearing by the council of said annexation proposal, at which time and place all registered voters of the city could appear and be heard on the question of annexation; and

WHEREAS, pursuant to said Ordinance No. 539, the said hearing to be held on Friday, the 4th day of June, 1965 at the hour of 8 p.m., Pacific Daylight Saving Time, was duly publicized by notice published once each week for two successive weeks, or three publishings in all, to-wit: On May 20 1965, May 27, 1965 and June 3, 1965, in the Tri-City News, a newspaper of general circulation in the City of Sherwood; that an affidavit of such publications was duly filed herein, and that notice of said hearing was further given by posting in four public places within the City of Sherwood for a like period, the affidavit of posting of said notice being on file herein; and

WHEREAS, the hearing on said annexation proposal as so

publicized was duly and regularly held at the City Hall, City of Sherwood on June 4, 1965 beginning at 8 p.m., whereat those registered voters and other interested persons desiring to be heard were heard both in support of and against said proposal, and said hearing was duly closed; and

WHEREAS, it appears that all statutory requirements for the annexation of the area described on the attached sheet headed "DESCRIPTION" and by reference made a part hereof have been fully met and that said area may lawfully be annexed to the City of Sherwood by action of the City Council thereof,

NOW, THEREFORE,

THE CITY OF SHERWOOD DOES ORDAIN AS FOLLOWS:

Section 1: That all lands lying within the boundaries set forth on the attached sheet headed "DESCRIPTION" by reference made a part hereof, be, and the same are hereby, annexed to the City of Sherwood, and the boundaries of the City of Sherwood be, and the same are hereby, extended to include all of said lands included within the said boundaries.

Section 2: That the Recorder of the City of Sherwood be, and he is hereby directed, within ten days from the date hereof, to make and submit to the Secretary of State of Oregon:

- a. A certified copy of this ordinance of annexation,
- b. A certified copy of the statement of consent of the landowners in the territory annexed,
- c. A certified copy of Ordinance No. 539 whereby the City Council declared that no election is required in the City,

and to file herein the acknowledgment of the Secretary of State of said filing.

Section 3: That the Recorder of the City of Sherwood be, and he is hereby directed, within ten days from the date hereof, to file with each of the Department of Revenue and Taxation and the Department of Records and Elections of the County of Washington, the following:

- a. A certified copy of this ordinance of annexation,
- b. A certified copy of Ordinance No. 539,

and to file herein the acknowledgments of said departments of said filings.

Section 4: The annexation hereby ordained shall be effective on the date of filing with the Secretary of State of Oregon the copies of proceedings as in Section 2 hereof required to be filed, and from and after said date the hereinabove described and annexed territory shall be and remain a part of the City of Sherwood.

PASSED: By the Council, after being read by sections, and in full, this 4th day of June, 1965

APPROVED: By the Mayor this 4th day of June, 1965.

A. G. Albert

Recorder - City of Sherwood

Stanley Keater

Mayor - City of Sherwood

DESCRIPTION

TRACT I:

Beginning at the southwest corner of Sec. 29, T2S, R1W, W.M., Washington County, Oregon and running thence South $89^{\circ}25'$ East along the section line 340.44 feet to an iron rod; thence North $43^{\circ}07'23''$ West 399.82 feet to an iron rod; thence North $1^{\circ}21'$ West 172.0 feet to an iron rod; thence North $51^{\circ}59'$ East 274.65 feet to an iron rod on the westerly boundary of the Schools-Sherwood (County) road; thence continuing North $51^{\circ}59'$ East 30.18 feet to the center of said road; thence northerly along the centerline of said road 1358 feet, more or less, to a point on the section line 740.0 feet south of the quarter corner on the west line of said Sec. 29, said point being the southeast corner of the tract conveyed to Victor Muralt et ux by deed recorded on page 194 in Book 406, Deed Records of Washington County, Oregon; thence West along the south line of the said Muralt tract 130.0 feet to the southwest corner thereof; thence North 20 feet to the most southerly corner of the tract described in deed to Parker R. Crossway et ux recorded in Bk.390, p. 257 of said Deed Records; thence N $56^{\circ}48'20''$ West 142.35 feet along the southwesterly line of said Crossway tract to an iron rod located at an angle corner; thence N $35^{\circ}00'50''$ W 167.66 feet along the southwesterly line of the said Crossway tract to an iron rod in the southeasterly right of way line of S. W. Pacific (State) Highway; thence continuing N $35^{\circ}00'50''$ W. across said Highway 175.6 feet, more or less, to a point on the northwesterly right of way thereof; thence southwesterly along the northwesterly right of way line of said Highway 1700 feet, more or less, to the northwesterly extension of the southwesterly line of that certain 50 acre tract in Sec. 30, T2S, R1W, W.M., conveyed to Agnes M. Hite by deed recorded in Bk.117, p.337 of said Deed Records; thence S $56^{\circ}33'$ E. along said extension and along said southwesterly line, 2070 feet, more or less, to the place of beginning.

TRACT II:

All that portion of the Southwest Quarter of Section 29, T2S, R1W, W.M., Washington County, Oregon lying Southwesterly of the Northeasterly line of County Rd. 1021 (S.W. Sherwood Rd.), except that portion lying within the boundaries of Tract I above.

TRACT III:

Those certain lands of Marcel Hite in the Southwest Quarter of Sec. 29, T2S, R1W, W.M., Washington County, Oregon described as follows: Beginning at a point in the center of County Road 1021 (S.W. Sherwood Rd.) N $0^{\circ}01'$ W. 506.6 feet and S $89^{\circ}22'$ E. 440 feet from the Southwest corner of said Sec. 29; thence N $0^{\circ}01'$ W. 493.9 feet to the Northeast corner of the Hite tract; thence N $89^{\circ}50'$ W. 440 feet, more or less, to the West line of said Sec. 29; thence with the centerline of County Road 1021 (S.W. Sherwood Rd.) Southeasterly to the point of beginning.



TOM McCALL
Secretary of State

STATE OF OREGON
DEPARTMENT OF STATE

SALEM 97310

June 14, 1965

Mr. H. G. Albert
City Recorder
Sherwood, Oregon

Dear Mr. Albert:

We have received and filed as of today Ordinances numbered 540 and 539, and the other papers having to do with annexing certain territory to the city of Sherwood.

Our file number 2462.

Sincerely,

TOM McCALL
Secretary of State

By:

(Miss) Inger J. Henrikson
Elections and Public Records

IJH