

ORDINANCE NO. 151403

An Ordinance fixing a public hearing for May 6, 1981, at 9:30 a.m., in the Council Chamber of the City Hall, on the question of withdrawal from Gilbert Water District of the properties described in Exhibit "A", annexed to the City of Portland, authorizing the City Auditor to publish and post notices and expend money therefor, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Tax Lot 194, Section 23, T1S, R2E, W.M., has been annexed to the City by the Portland Metropolitan Area Local Government Boundary Commission Final Order No. 1660, effective December 11, 1980.

Tax Lots 1 & 2, Block 4, Garbade, and Tax Lots 135, 259, 72, 73 and 141 all of Section 15, T1S, R2E, W.M. has been annexed to the City by Portland Metropolitan Area Local Government Boundary Commission Final Order No. 1636, effective September 18, 1980.

Tax Lot 2 of Lot 23, Tax Lot 23 of Lot 22, Tax Lot 5, of Lot 21, and Tax Lot 21 of Lot 22, all within Lamargent Park Plat #2 and Tax Lots 27 and 156, all in Section 23, T1S, R2E, W.M., has been annexed to the City by Portland Metropolitan Area Local Government Boundary Commission Final Order No. 1612, effective June 26, 1980.

Tax Lot 20, Lot 12, Johnson Creek Park, Section 24, T1S, R2E, W.M. and Section 13, T1S, R2E, W.M., has been annexed to the City by the Portland Metropolitan Area Local Government Boundary Commission Final Order No. 1611, effective July 24, 1980.

2. It is appropriate to withdraw said areas from Gilbert Water District pursuant to ORS 199.510(b), 222.520 and 222.524.

NOW, THEREFORE, the Council directs:

- a. A public hearing shall be held May 6, 1981, at 9:30 a.m., in the Council Chamber of the City Hall, at which time objections shall be heard regarding withdrawal from said district of the property described in Exhibit "A".
- b. The City Auditor is authorized to publish notice of the date, time, place and purpose of said hearing once each week for two successive weeks prior to the hearing in the City official newspaper, and shall cause notices of said hearing to be posted in four public places in the City for a like period.

Exhibit "A"

EXHIBIT "B"
Proposal No. 1660

Annexation

CITY OF PORTLAND

Part of the Ebenezer Creswell Donation Land Claim situated in the Northeast Quarter of Section 23, Township 1 South, Range 2 East of the Willamette Meridian, Multnomah County, Oregon, described as beginning at a point on the south line of said Donation Land Claim 320.1 feet easterly of the southwest corner of said Donation Land Claim; thence N 88° 50' 40" E along said south line 151.80 feet; thence N 0° 56' E parallel to the west line of said Donation Land Claim 373.00 feet to the centerline of Johnson Creek; thence N 50° 52' W along said centerline 105.00 feet; thence N 80° 33' 35" W along said centerline 59.82 feet to a point on a line bearing N 0° 56' E from the point of beginning; thence S 0° 56' W 437.00 feet to the point of beginning.

APPENDIX "A"
PROPOSAL NO. 1636

ANNEXATION
CITY OF PORTLAND

A tract of land in Section 15 and 22, T.1S.,R.2E.,W.M.

Beginning at a point in the south line of the Oregon Water Power & Railway Co. right-of-way at its intersection with the east line of Garbade, a duly recorded plat; thence southerly along said east plat line 716 feet, more or less, to the north line of SE Foster Road, 90 feet in width; thence southerly to the south line of SE Foster Road at the northeast corner of a one acre tract conveyed to Marvin F. Adelhart, et ux by deed recorded April 23, 1954 in Book 1655, at Page 425, Multnomah County Deed Records; thence southerly along the east line of said tract to the southeast corner thereof in the south line of said Section 15; thence westerly along said section line to its intersection with the center line of Johnson Creek; thence westerly following the center line of Johnson Creek 650 feet, more or less, to its intersection with a line drawn down 46.2 feet east of and parallel to the north-south center line of Section 22, T.1S.,R.2E.,W.M., and lying 136.65 feet, more or less, south of the north line of said Section 22; said point also being the southeast corner of a tract conveyed to Joseph Montia, et ux, by deed recorded in Book 706, at Page 790, Multnomah County Deed Records for 1969; thence northerly along said parallel line 374.92 feet, to the center line of SE Foster Road as dedicated, 60 feet in width; thence westerly along said center line 15 feet, more or less, to the southerly extension of the east line of Lot 5, Block 4 Garbade; thence northerly along said extension and east lot line 701.56 feet to the south right-of-way line of the Old Water Power and Railway Company; thence northeasterly along said south right-of-way line 481.40 feet, to the point of beginning.

EXHIBIT 'A'

APPENDIX "A"
PROPOSAL NO. 1612

ANNEXATION
CITY OF PORTLAND

Beginning at a point in the center line of SE Claybourne Street at its intersection with the west line of Lot 23, Lamargent Park No. 2 in the northwest quarter of Section 23, T.1S., R.2E., W.M.; thence east along said center street line 67 feet; thence south parallel to the west line of said Lot 23, 160 feet; thence west parallel to said south street line and the westerly extension thereof 138.94 feet to a line described as lying 71.94 feet west of and parallel to the west line of Lot 23, Lamargent Park No. 2, and also shown on Multnomah County Assessor's Map for 1979 as lying 74.17 feet west of said west lot line; thence north along said parallel line 130 feet, more or less, to a point lying 2013.15 feet north of the south line of the J. Johnson D.L.C.; thence easterly 74.17 feet to the west line of said Lot 23; thence north along said plat line 30 feet to the point of beginning. And also: Beginning at a point in the west line of Lamargent Park No. 2, at its intersection with the center line of SE Claybourne Street; thence S.87°38'W. 468.70 feet to a point in the east line of a 1.40 acre tract conveyed to Billy A. Lee, as recorded in Book 0779, at page 1141, Deed Records, said point lying N.0°17'13"E. 77.44 feet from the southeast corner of said Lee tract; thence N.0°17'13"E. 210.6 feet to the northeast corner of said Lee tract; thence N.87°38'30"E. 273 feet; thence N.0°19'30"W. 123.70 feet; thence east 190.58 feet to a point in the west line of Lamargent Park No. 2, said point lying 334.27 feet north of the herein described point of beginning; thence south along said west plat line 22.89 feet to a line lying 281.38 feet north of and parallel to the north line of SE Claybourne Street; thence east along said parallel line 340 feet to the west line of Lot 21, Lamargent Park No. 2; thence north along said Lot line 40.42 feet to a line lying 321.80 feet north of and parallel to the north line of SE Claybourne Street; thence east along said parallel line 101.83 feet; thence south parallel to and 101.83 feet east of the west line of said Lot 21, 351.80 feet to the center line of SE Claybourne Street; thence west along said center line 175 feet; thence north parallel to and 75 feet west of the west line of said Lot 21, 170.69 feet; thence west parallel to SE Claybourne Street 265 feet to the west line of Lamargent Park No. 2; thence south 170.69 feet to the point of beginning.

ANNEXATION
CITY OF PORTLAND

Beginning at the intersection of the centerlines of SE Foster Road and SE Barbara Welch Road; thence S. $87^{\circ} 17'$ W. along the centerline of SE Foster Road 876.14 feet to the west line of Johnson Creek Park; thence southerly along the west line of Johnson Creek Park 700.65 feet to the southwest corner of Lot 12, Johnson Creek Park; thence easterly along the south line of said Lot 12 95 feet, more or less, to the center line of Johnson Creek; thence following said creek center line northeasterly 180 feet, more or less, to the north line of Section 24, T1S, R2E, W.M.; thence easterly along said north section line 75 feet, more or less, to its intersection with the centerline of SE Barbara Welch Road; thence northeasterly along the centerline of SE Barbara Welch Road 845 feet, more or less, to the point of beginning.

EXHIBIT A

ORDINANCE No.

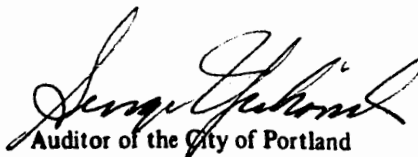
- c. The City Auditor is authorized to expend money for such publication as may be needed, chargeable to the appropriation for such advertising.
- d. The City Auditor shall notify said district of said hearing.

Section 2. The Council declares that an emergency exists because the hearing must be held without delay on the question of withdrawal of said property from said district; therefore, this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **APR 15 1981**

Order of Council
ALB/ppn
April 9, 1981

Attest:


Auditor of the City of Portland