

## ORDINANCE NO. 153017

An Ordinance withdrawing of a tract of Land in Section 6, T1S, R1E, W.M., annexed to the City of Portland, from Sylvan Water District, and assuming a portion of the bonded indebtedness.

The City of Portland ordains:

Section 1. The Council finds:

1. A tract of land in Section 6, T1S, R1E, W.M., has been annexed by Portland Metropolitan Area Local Government Boundary Commission Final Order 1738, effective June 18, 1981, pursuant to ORS 199.510 and 222.180.
2. Under ORS 222.520 and 222.524, the City may cause the annexed area to be withdrawn from a water district; that Sylvan Water District has bonded indebtedness outstanding and the City should assume a share of such bonded indebtedness in such proportion as the property in the annexed area bears to the assessed valuation of the entire district prior to such annexation.
3. The City Council fixed a date, time and place for hearing on the said withdrawal of said area from said district for March 10, 1982, at 9:30 a.m., in the Council Chamber of the City Hall, and notice thereof was duly published and posted, all in accordance with ORS 222.524.
4. Said district was duly informed of said proposed action to withdraw and has made no objection thereto.

NOW, THEREFORE, the Council directs:

- a. The following-described property is hereby withdrawn from said district:

Beginning at the point where the south right-of-way line of SW Humphrey Boulevard (County Road No. 2354) intersects the north-south Quarter Section line of Section 6; thence easterly along said right-of-way line to the junction of County Road No. 1263, also being SW Humphrey Boulevard; thence southeasterly along a curve to the right along said road line being a 30° curve, with a central angle of 54°25' and center line radius of 191 feet to a point on said curve lying 28.07 feet northerly of the point of tangent, measured along the west line of said road; thence on a radial line of said curve northeasterly to the northwest corner of a 0.36 acre tract on the east side of SW Humphrey Boulevard; thence N 79°50' E. 157.76 feet to the northeast corner of said tract; thence S 10°10' E. 100 feet to the southeast corner of said tract; thence S 79°50' W along the south line of said tract and its extension 215 feet to the west line of SW Humphrey Boulevard, County Road No. 1263; thence S 10°10' E 191.38 feet to a 10° curve left; thence along said curve having a center line radius of 573 feet, and central angle of 27°12', 130 feet, more or less, to a point lying westerly 60 feet measured radially from the northwest corner of a 0.38 acre tract lying on the east line of SW Humphrey Boulevard; thence easterly 60 feet to said northwest corner; thence N 74°27' E 171.10 feet to the northeast corner of said tract; thence S 32°56' E 37.85 feet to the most easterly corner of said tract; thence continuing S 32°56' E 97.15 feet to the southeast corner

of a 0.37 acre tract; thence S  $38^{\circ}30'$  W 174.23 feet to the southwest corner of said tract being a point in the easterly line of SW Humphrey Boulevard; thence S  $52^{\circ}42'$  W 60 feet to the west line of said road; thence south easterly along the south line of SE Humphrey Boulevard, a distance of 1.60 feet to the northeasterly corner of that tract conveyed to Richard M. Morrison on June 30, 1977 and recorded in Book 1189, at Page 2688, Multnomah County Deed Records and shown on the County Assessor's Map for 1980 as Tax Lot 214; thence S  $0^{\circ}03'15''$  E 24.88 feet to the southeast corner of said tract; thence S  $89^{\circ}52'25''$  W 110 feet along the south line of said tract to the northeast corner of that tract of land conveyed by Warranty Deed to David A. & S.P. Service on June 8, 1973 and recorded in Book 931 at Page 875, said Deed Records; thence S  $0^{\circ}03'15''$  E, 356 feet along the east line of said tract to the southeast corner of said tract; thence S  $89^{\circ}52'25''$  W 150 feet to the southwest corner of said tract; thence N  $0^{\circ}03'15''$  W 356 feet to a point on the south line of that tract conveyed to Richard M. Morrison as recorded in Book 1189 at Page 2688, said Deed Records and shown on the County Assessor's Map for 1980 as Tax Lot 193; thence S  $89^{\circ}52'25''$  W along said south line 20 feet, more or less, to the southwest corner of said Tax Lot 193; thence N  $0^{\circ}06'$  W 328.82 feet to a point, also being the northwest corner of that tract of land conveyed to Robert E. and Cecelia F. Taubman as recorded in Book 535 at Page 16, Multnomah County Deed Records and shown on the County Assessor's Map for 1966 as Tax Lot 162; thence westerly on a curve to the left and having a radius of 195 feet, a distance of 73.64 feet to a point; thence S  $89^{\circ}54''$  W 70.72 feet to the southwest corner of that tract of land conveyed to Fred J. & Sheila A. Kreutzer on June 6, 1971 as recorded in Book 790 at Page 1630, said Deed Records and shown on the County Assessor's Map for 1980 as Tax Lot 108; thence N  $0^{\circ}06'$  W 269.56 feet to the southeast corner of that tract of land acquired by the State of Oregon State Highway Commission in 1949, and shown on the County Assessor's Map for 1980 as Tax Lot 133; thence S  $89^{\circ}54'$  W 197.85 feet to the southwest corner of said Tax Lot 133; thence N  $1^{\circ}39'50''$  E along the westerly line of said Tax Lot 133, 75 feet, more or less, to an angle point in said Tax Lot 133; thence N  $89^{\circ}$  W 30 feet, more or less, to the point of beginning.

- b. The City hereby assumes the obligation of the area designated in Section 1(a) hereof, for all liabilities and indebtedness previously contracted by Sylvan Water District in the proportion which the assessed valuation of said area bears to the total assessed valuation of the district, which has been found by the County Assessor to be 1.7%, and said percentage a result of prior annexations and the outstanding bonded indebtedness of the Sylvan Water District as of July 1, 1981, and the proportions hereby assumed by the City of Portland and previously assumed are found to be as follows:



CITY OF

**PORTLAND, OREGON**

BUREAU OF WATER WORKS

153017

Francis J. Ivancie, Mayor  
Carl Goebel, Administrator  
1800 S.W. 6th  
Portland, Oregon 97201  
(503) 248-4178

January 29, 1982

TO: Charles J. Spear  
Office of City Auditor

FROM: Jim Kessler *JK*

SUBJECT: Assumed Debt by Annexations

Portland Metropolitan Area Local Government Boundary Commission by orders numbered 1711, 1714, 1734 and 1738 annexed areas of various water districts to the City of Portland.

Order 1711 annexed an area of Gilbert Water District. The assessed value of the area annexed (\$2,100) is 0.000247% of the assessed value of the district (\$84,960,621).

Order 1714 annexed an area of Parkrose Water District. The assessed value of the area annexed (\$72,360) is 0.0157% of the assessed value of the district (\$460,758,280).

Order 1734 annexed an area of Powell Valley Road Water District. The assessed value of the area annexed (\$186,000) is 0.0374% of the assessed value of the district (\$496,977,754).

Order 1738 annexed an area of Sylvan Water District. The assessed value of the area annexed (\$1,526,000) is 1.7% of the assessed value of the district (\$89,722,869).

Attached are schedules of the above listed water districts' bonds indicating the amounts assumed by the City on these and all previous annexations. It is requested the additional portions of debt be assumed by the City.

JK/vw

Attachments

cc: Carl Goebel  
Dennis Cain  
Rosalie Brown

SYLVAN WATER DISTRICT

Assessed value of District 1981-82 \$ 89,722,869  
 Assessed value of area annexed, Order No. 1738 1,526,000 1.7%

Issue Date: 6-1-77

| <u>Interest</u> |             | <u>Maturities</u> |           | <u>Interest</u> | <u>Maturities</u>  |
|-----------------|-------------|-------------------|-----------|-----------------|--------------------|
| 5.00%           | \$5,000 due | annually          | 6-1-82/86 | 5.20%           | \$6,000 due 6-1-89 |
| 5.00%           | 6,000 due   |                   | 6-1-87    | 5.25%           | 6,000 due 6-1-90   |
| 5.10%           | 6,000 due   |                   | 6-1-88    | 5.30%           | 6,000 due 6-1-91   |

| <u>Interest Dates</u> |                  |                     | <u>Sylvan W.D.</u>                   |                     | <u>City of Portland</u> |                  |
|-----------------------|------------------|---------------------|--------------------------------------|---------------------|-------------------------|------------------|
|                       | <u>Principal</u> | <u>Interest</u>     | <u>Principal</u>                     | <u>Interest</u>     | <u>Principal</u>        | <u>Interest</u>  |
| 6-1-82                | \$ 5,000         | \$ 1,400.50         | \$ 4,852.18                          | \$ 1,359.10         | \$ 147.82               | \$ 41.40         |
| 12-1-82               |                  | 1,275.50            |                                      | 1,237.79            |                         | 37.71            |
| 6-1-83                | 5,000            | 1,275.50            | 4,852.18                             | 1,237.79            | 147.82                  | 37.71            |
| 12-1-83               |                  | 1,150.50            |                                      | 1,116.49            |                         | 34.01            |
| 6-1-84                | 5,000            | 1,150.50            | 4,852.18                             | 1,116.49            | 147.82                  | 34.01            |
| 12-1-84               |                  | 1,025.50            |                                      | 995.18              |                         | 30.32            |
| 6-1-85                | 5,000            | 1,025.50            | 4,852.18                             | 995.18              | 147.82                  | 30.32            |
| 12-1-85               |                  | 900.50              |                                      | 873.88              |                         | 26.62            |
| 6-1-86                | 5,000            | 900.50              | 4,852.18                             | 873.88              | 147.82                  | 26.62            |
| 12-1-86               |                  | 775.50              |                                      | 752.57              |                         | 22.93            |
| 6-1-87                | 6,000            | 775.50              | 5,822.62                             | 752.57              | 177.38                  | 22.93            |
| 12-1-87               |                  | 625.50              |                                      | 607.01              |                         | 18.49            |
| 6-1-88                | 6,000            | 625.50              | 5,822.62                             | 607.01              | 177.38                  | 18.49            |
| 12-1-88               |                  | 472.50              |                                      | 458.53              |                         | 13.97            |
| 6-1-89                | 6,000            | 472.50              | 5,822.62                             | 458.53              | 177.38                  | 13.97            |
| 12-1-89               |                  | 316.50              |                                      | 307.15              |                         | 9.35             |
| 6-1-90                | 6,000            | 316.50              | 5,822.62                             | 307.15              | 177.38                  | 9.35             |
| 12-1-90               |                  | 159.00              |                                      | 154.30              |                         | 4.70             |
| 6-1-91                | 6,000            | 159.00              | 5,822.62                             | 154.30              | 177.38                  | 4.70             |
|                       | <u>\$ 55,000</u> | <u>\$ 14,802.50</u> | <u>\$ 53,374.00</u>                  | <u>\$ 14,364.90</u> | <u>\$ 1,626.00</u>      | <u>\$ 437.60</u> |
|                       |                  |                     | Assumed debt of previous annexations |                     | 702.55                  | 189.06           |
|                       |                  |                     | Assumed debt of this annexation      | \$                  | 923.45                  | \$ 248.54        |

153017

**ORDINANCE No.**

Passed by the Council, MAR 31 1982

Order of Council  
ALB:nes  
March 12, 1982

Attest:

  
Auditor of the City of Portland

Page No.

Calendar No. ~~728~~ <sup>802</sup>

**ORDINANCE No. 153017**

**Title**

An Ordinance withdrawing of a tract of land in Section 6, T1S, R1E, W.M., annexed to the City of Portland, from Sylvan Water District, and assuming a portion of the bonded indebtedness.

MAR 24 1982

PASSED TO SECOND READING MAR 31 1982

Filed MAR 19 1982

GEORGE YERKOVICH  
Auditor of the CITY OF PORTLAND

By *Jordan Crull*  
Deputy

| THE COMMISSIONERS VOTED AS FOLLOWS: |      |      |
|-------------------------------------|------|------|
|                                     | Yeas | Nays |
| JORDAN                              |      | +    |
| LINDBERG                            | /    |      |
| SCHWAB                              | /    |      |
| STRACHAN                            | /    |      |
| IVANCIE                             | /    |      |

| FOUR-FIFTHS CALENDAR |  |
|----------------------|--|
| JORDAN               |  |
| LINDBERG             |  |
| SCHWAB               |  |
| STRACHAN             |  |
| IVANCIE              |  |

|                  |
|------------------|
| INTRODUCED BY    |
| ORDER OF COUNCIL |

|  |
|--|
| NOTED BY THE COMMISSIONER                |
| Affairs                                  |
| Finance and Administration <i>FJI/MK</i> |
| Safety                                   |
| Utilities                                |
| Works                                    |

|   |
|---|
| BUREAU APPROVAL   |
| Bureau:<br>AUDITOR'S OFFICE   |
| Prepared By: A. LEON BESHEAR      Date: 3-12-82   |
| Budget Impact Review:<br><input type="checkbox"/> Completed <input type="checkbox"/> Not required |
| Bureau Head: GEORGE YERKOVICH   |

|   |                                  |
|---|----------------------------------|
| CALENDAR                                    |                                  |
| Consent <input checked="" type="checkbox"/> | Regular <input type="checkbox"/> |

|               |
|---------------|
| NOTED BY      |
| City Attorney |
| City Auditor  |
| City Engineer |