

ORDINANCE NO. 120886

An Ordinance fixing a public hearing for September 15, 1965, at 9:30 a.m. in the Council Chamber in the City Hall, on the question of annexation to the city of Powell Butte area near SE 145th and Foster, authorizing the City Auditor to publish and post notices thereof and expend money therefor, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds that petitions for annexation to the city of Portland of Powell Butte area near SE 145th and Foster, have been properly filed; that said property is contiguous to the present city boundary; that the Commissioner of Public Works recommends that said petitions be granted; that on June 9, 1965, (CC#2285) the City Council approved said petitions; and that pursuant to ORS 222.120 a date should be fixed for a public hearing before the City Council; now, therefore, such public hearing shall be held on September 15, 1965, at 9:30 a.m. in the City Council Chamber in the City Hall, at which time the registered voters of the city may be heard on the question of annexation to the city of the following-described property:

DESCRIPTION OF THE POWELL BUTTE AREA FOR ANNEXATION
BEING SITUATED IN SECTIONS 12, 13, 23, 24, 25, 26, T.1S., R.2E., W.M.
AND SECTIONS 7 and 18, T.1S., R.3E., W.M.

Beginning at the northwest corner of Section 26; thence leaving said section corner and traveling east, along the north line of said section and the common line between Clackamas and Multnomah Counties, 40 rods to a point; thence south 50 rods; thence east 40.0 feet to a point; thence south 24 rods to the true point of beginning being also a point on the present City of Portland, Oregon boundary and the southwest corner of parcel 2 of the Inez Arend property as described in deed recorded in Clackamas County deed records December 2, 1964, in Book 650 on page 99; thence leaving said point in said City boundary and traveling east to the southeast corner of said parcel 2; thence south to the southwest corner of parcel 1 of said property; thence east, along the south line of said property 48 rods to a point; thence north 20 rods; thence east 32 rods to the initial point of said parcel 1, being also a point on the north-south center line of said Section 26, T.1S., R.2E., W.M.; thence following said center line north 20 rods to a point; thence west 16 rods; thence north 20 rods; thence west 64 rods; thence north 40 rods to a point on the common line between Clackamas and Multnomah Counties; thence easterly following said common county line to the section corner common to 25 and 26, T.1S., R.2E.; thence south 728.7 feet to the southwest corner of the William and Frances Leveton property recorded July 22, 1959, in Book 558 on Page 545 in Clackamas County deed records; thence easterly 723.1 feet to the southeast corner of said property; thence northerly 721.9 feet to the northeast corner of said property, being also a point on the aforementioned common county line; thence following said county line easterly to a point that is the most southerly southeast corner of the V. H. and Frances V. Sanasac property as recorded on November 9, 1945, in Book 985 on Page 444 in the County of Multnomah; thence N. 1° 05' 30" W. 510.0 feet to a point; thence S. 89°

53' E. 900.0 feet to a point on the north-south center line of said Section 24 which is N. $0^{\circ} 08'$ E. 510.0 feet from the south quarter corner of said Section 24; thence N. $0^{\circ} 08'$ E. 344.5 feet along said north-south quarter line to a point; thence west 360.0 feet to a point; thence N. $31^{\circ} 48'$ W. 1001.53 feet to a point in the center line of a 50-foot road; thence along the center line of said road N. $36^{\circ} 12'$ E. 28.62 feet to the beginning of a curve to the right; thence along said curve right having a radius of 200.0 feet through a central angle of $17^{\circ} 20'$ a distance of 60.51 feet to a point of tangency; thence N. $53^{\circ} 32'$ E. 321.30 feet along said road center line to the beginning of a curve left; thence on said curve left having a radius of 200.0 feet through a central angle of $17^{\circ} 57'$ a distance of 62.65 feet to a point of tangency; thence N. $35^{\circ} 35'$ E. 65.72 feet along said road center line tangency to the beginning of a curve right; thence on said curve right having a centerline radius of 200.0 feet through a central angle of $10^{\circ} 51'$ a distance of 37.86 feet to a point of tangency; thence along said road center line N. $46^{\circ} 26'$ E. 132.67 feet to the beginning of a curve right; thence along said center line curve right having a radius of 50.0 feet through a central angle of $69^{\circ} 13'$ a distance of 60.40 feet to a point of tangency; thence along said road center line tangent S. $64^{\circ} 21'$ E. a distance of 99.35 feet to the beginning of a curve to the left; thence following said road center line curve left having a radius of 35.0 feet through a central angle of $121^{\circ} 33'$ a distance of 74.75 feet to a point of tangency; thence along said road center line N. $5^{\circ} 54'$ W. a distance of 75.77 feet to the beginning of a curve to the right; thence along said road center line on said curve right having a radius of 50.0 feet through a central angle of $59^{\circ} 35'$ a distance of 52.0 feet to a point of tangency; thence N. $53^{\circ} 41'$ E. 158.14 feet along said road center line to its intersection with the center line of Barbara Welch Road; thence following the center line of Barbara Welch Road S. $39^{\circ} 52'$ E. a distance of 50.0 feet to a point on the

north-south center line of Section 24; thence N. $0^{\circ} 08'$ E. 227.0 feet along said section center line to the center of said section; thence S. $89^{\circ} 25'$ E. 562.5 along the east-west center line of said Section 24 to a point; thence N. $0^{\circ} 05'$ E. 369.5 feet to an iron pipe at the northeast corner of a tract conveyed to Meier by deed recorded in Book 1219 on Page 218 of Multnomah County deed records; thence S. $89^{\circ} 25'$ E. 734.0 feet more or less to an existing fence line; thence southerly along said fence line and the southerly extension thereof 1182.4 feet to a point; thence S. $89^{\circ} 18' 30''$ E. 340.0 feet to a point that is the northeast corner of that certain tract of land deeded to Robert A. and Teresa Lashbrook and recorded in Book 1556 on Page 351 September 4, 1952, in Multnomah County deed records; thence southerly along the east line of the said Lashbrook property to the southeast corner of same; thence westerly on the common line of the aforementioned Lashbrook property and the John J and Fay L. Mitchell property as recorded in Book 1394 on Page 259, March 30, 1950, in Multnomah County deed records, to the northwest corner of the above-mentioned Mitchell property; thence southerly along the west line of said Mitchell property to the southwest corner of same being also a point on the south line of Section 24 and the common line between Multnomah and Clackamas Counties; thence westerly along the last aforesaid section and county line to the northwest corner of the Victor H. and Signe A. Leeding property as recorded in Book 437 on Page 664, October 26, 1950, in Clackamas County deed records; thence south along the west line of the aforementioned Leeding property to the southwest corner of same, being also a point on the east-west center line of Section 25, T.1S., R.2E.; thence easterly along said center line of Section 25 and the south line of the above-mentioned Leeding property to the southeast corner of same being also the east quarter corner of said section; thence northerly along the east line of said Leeding

property and the east section line to the northeast corner of both being also a point on the common county line between Multnomah and Clackamas; thence westerly along the north line of said Leeding property being also the north line of said Section 25 and the common county line to a point on the afore last-mentioned line being also the southeast corner of the aforementioned Mitchell property; thence northerly along the east line of said Mitchell property to a point being also the northwest corner of the property deeded to Ernest and Helene Hari and recorded July 15, 1955, in Book 1733 on Page 393 in Multnomah County deed records; thence east along the north line of said Hari property to the northeast corner thereof being also a point on the east section line of Section 24, T.1S., R.2E.; thence northerly along said east line of said Section 24 to the northeast corner thereof being also the common southwest corner of Section 18, T.1S., R.3E.; thence easterly along the south line of said Section 18, 923.65 feet to the southeast corner of the George A. Jones property as recorded in Book 1859 on Page 428 in Multnomah County deed records; thence northerly along the east line of the said Jones property and the northerly extension thereof 1352.9 feet to a point; thence southwesterly 143 feet more or less to a point in the relocation centerline of the Johnson Creek drainage project, said point being also the end of a curve at Station 55 + 36.47; thence northerly along said center line to a point on a curve at Station 45 + 52.93; thence leaving said center line and traveling northwesterly 32.54^{feet}/along a radial line to its intersection with the southerly line of O.W.P. and Ry. Co. right of way; thence southwesterly along said south line of said Railway to its intersection with the west line of Jennelynd Acres, a plat recorded in Plat Book 870 on Page 47, February 15, 1922, in Multnomah County; thence northerly to the northwest corner of said plat which is a point on the south line of the Nathaniel Hamlin D.L.C.; thence

westerly to the southwest corner of said Nathaniel Hamlin D.L.C.; thence
 northerly along the west line of said Hamlin D.L.C. to a point which is
 southerly 214.5 feet from the southeast corner of the Alonzo Gates D.L.C.;
 thence N. $64^{\circ} 51'$ W. 40.90 feet; thence N. $46^{\circ} 54'$ W. 226.5 feet; thence
 N. $61^{\circ} 08'$ W. 190.78 feet; thence N. $67^{\circ} 10'$ W. 316.38 feet to a point;
 thence N. $62^{\circ} 49'$ W. 458.2 feet to a point; thence N. $75^{\circ} 14'$ W. 173.6 feet
 to a point; thence N. $75^{\circ} 26'$ W. 216.8 feet to a point; thence N. $25^{\circ} 46'$
 W. 56.5 feet to a point; thence N. $7^{\circ} 10'$ E. 673.9 feet to a point in the
 center line of S.E. Powell Blvd.; thence N. $73^{\circ} 58'$ W. 40.5 feet along said
 center line to a point; thence S. $7^{\circ} 10'$ W. 689.85 feet to a point; thence
 S. $25^{\circ} 46'$ E. 88.3 feet to a point; thence S. $75^{\circ} 26'$ E. 87.30 feet to a
 point; thence S. $0^{\circ} 05'$ W. 317.37 feet to a point; thence N. $82^{\circ} 10'$ W.
 132.0 feet to a point; thence N. $87^{\circ} 14'$ W. 193.0 feet to a point; thence
 S. $69^{\circ} 30'$ W. 85.4 feet to a point; thence S. $48^{\circ} 40'$ W. 159.4 feet to a
 point on the Alonzo Gates D.L.C.; thence westerly along said D.L.C. line
 to its intersection with the west line of Section 12, T.1S., R.2E.; thence
 south along the section line to the southerly S.E. corner of the Alonzo Gates
 D.L.C.; thence east to the northeast corner of the German and Lindstrom
 property recorded in Book 2299 on Page 143, October 17, 1963, in Multnomah
 County mortgage records; thence southerly along the east line of the afore-
 mentioned German and Lindstrom property being also the northerly extension
 of the center line of S.E. 145th Avenue, and the center line of S.E. 145th
 Avenue to its intersection with the westerly extension of the south line of
 Lot 6, of Johnson Creek Park, thence easterly along said westerly extension
 and the south line of said Lot 6 of Johnson Creek Park to the southeast
 corner thereof; thence northerly along the east line of said Lot 6 to its
 intersection with the center line of Johnson Creek; thence northeasterly and

southeasterly along said Creek center line to its intersection with the east line of Tax Lot 5 within Lot 4, Johnson Creek Park; thence south along last mentioned east line to its intersection with the north line of Tax Lot 1 within said Lot 4; thence N. $89^{\circ} 51'$ W. along said north line of said Tax Lot 1 to the northwest corner thereof; thence S. $0^{\circ} 09'$ W. 180.00 feet to the center line of S.E. Foster Road; thence westerly along the center line of said Foster Road to its intersection with the center line of Barbara Welch Road; thence southwesterly along the center line of Barbara Welch Road to its intersection with the north line of Section 24, T.1S., R.2E., W.M.; thence easterly along said north section line to its intersection with the northerly extension of the west line of Lot 20 of Johnson Creek Park; thence southerly along said northerly extension of said west line and the west line to the southwest corner of said lot; thence easterly along the south line of said lot 30.0 feet to the center line of S.E. 146th Avenue; thence southerly along said center line to its intersection with the easterly extension of the southerly south line of the Ebenezer Creswell D.L.C.; thence westerly along said line and its easterly extension to the southwest corner of Lot 14 of Johnson Creek Park; thence northerly along the west line of said Lot 14, 587.0 feet to its intersection with the center line of S.E. Cooper Street; thence westerly along said center line 105.32 feet to its intersection with the southerly extension of the east line of Lot 18, Cedar Brook Acres; thence northerly along said southerly extension and east line of said Lot 18, 242.0 feet to the northeast corner thereof; thence westerly along the north line of said Lot 18 and the westerly extension of said line 150.0 feet to the west line of S.E. 142nd Avenue; thence N. $82^{\circ} 03'$ W. 140.0 feet to a point; thence S. $57^{\circ} 57'$ W. 78.25 feet to a point on the west line of Cedar Brook Acres; thence northerly along said west line to a point being also the southeast corner of the John

property as recorded in Book 1030, Page 470 on March 21, 1946, in deed records of Multnomah County, Oregon; thence westerly along the south line of the John property to the southwest corner thereof, being also a point in the east line of Lot 8 of Creswell Subdivision; thence southerly along the said east line and the extension thereof to a point which is 15.0 feet south of the southeast corner of said Lot 8; thence west parallel to the south line of said Lot 8 a distance of 123.49 feet to a point on the west line of the Bundy Tract as recorded May 29, 1934, in P.S. deed book 252 on Page 119 in Multnomah County, Oregon; thence south along the west line of said Bundy Tract 551 feet to the southwest corner thereof; thence easterly 314.55 feet along the south line to the southeast corner thereof being also the northeast corner of the Berg property as recorded in Book 528 on Page 313 on February 25, 1911, in Multnomah County deed records; thence southerly along the east line of said Berg property 502.0 feet to the southeast corner thereof being also a point on the south line of the Ebenezer Creswell D.L.C.; thence west along the south line of the Creswell D.L.C. 943.80 feet to a concrete monument at the southwest corner of said D.L.C.; thence northerly along the west line of the said Creswell D.L.C. 360.8 feet to a point, said point being also the southeast corner of the Ezra Johnson D.L.C.; thence westerly along the south line of said Johnson D.L.C. to its intersection with the center line of the relocated Johnson Creek; thence following said center line in a southwesterly direction to its intersection with the west line of Deardorff Road; thence northerly along said west line of said Road to its intersection with the north bank of Johnson Creek; thence following said north bank in a southwesterly direction to a point which is 126.0 feet easterly of a point on the south bank of Johnson Creek; thence westerly 126.0 feet to a point in the south bank of Johnson Creek, said point being also the northwesterly corner of the Hazel M. English property recorded

in Book 836 on Page 386, May 16, 1944, in Multnomah County deed records; thence south along the west line of said English property to the southwest corner thereof being also a point on the south line of Jacob Johnson D.L.C.; thence westerly along said south line of Jacob Johnson D.L.C. to its intersection with the center line of an abandoned road; thence along said center line on the following courses S. $13^{\circ} 35'$ W. 339.90 feet, S. $46^{\circ} 07' 03''$ W. 351.35 feet, S. $42^{\circ} 26' 03''$ W. 254.51 feet, S. $10^{\circ} 04' 03''$ W. 319.90 feet, S. $1^{\circ} 50' 29''$ E. 256.44 feet, S. $3^{\circ} 40' 37''$ W. 130.6 feet to a point; thence leaving said road center line and traveling west 1085.88 feet to a point; thence S. $0^{\circ} 24' 37''$ W. 120.73 feet to a point; thence N. $89^{\circ} 30' 39''$ W. 593.85 feet to a point in the present boundary of the City of Portland, Oregon; thence following said boundary southerly to the place of beginning. Except therefrom the following described property which is an island within the aforementioned properties; beginning at the intersection of the west line of Sycamore Acres and the center line of S.E. Foster Road; thence southeasterly along said center line to its intersection with the southerly extension of the east line of Lot 91 of Sycamore Acres; thence north along said southerly extension and east line to the northeast corner of said Lot 91; thence N. $47^{\circ} 02' 30''$ E. 327.55 feet to a point which is the southeasterly corner of Lot 80 of Sycamore Acres; thence north along said east line of said Lot and the northerly extension thereof to the south line of the Oregon Water Power Railway; thence southwesterly on a curve to the right along said south line to its intersection with the center line of S.E. 158th Avenue, a county road; thence south along said center line to its intersection with the center line of Johnson Creek; thence westerly along the center line of Johnson Creek to its intersection with the west line of Lot 52, Sycamore Acres; thence north along said west line and the northerly extension thereof to its intersection with the south line of aforementioned

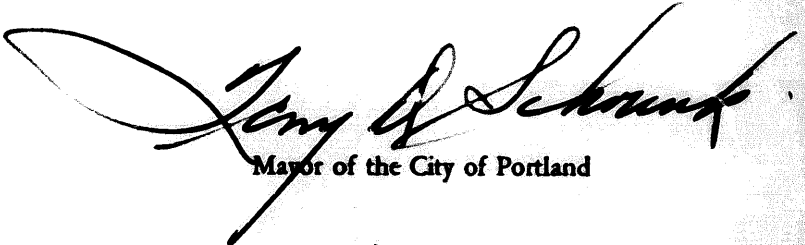
railway; thence westerly along said south line of said railway to its intersection with the west line of the John O. and Jeanette Klaus property as recorded in Book 2044 on Page 414, January 16, 1961, in Multnomah County deed records; thence south along said west line and the extension thereof to its intersection with the center line of S.E. Foster Road; thence southeasterly along said center line to the place of beginning.

ORDINANCE No.

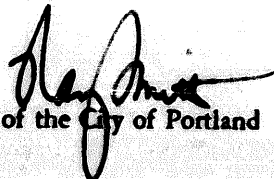
Section 2. The City Auditor hereby is authorized and directed to publish notice of said hearing once each week for two successive weeks prior to the hearing in the City official newspaper, and shall cause notices of said hearing to be posted in four public places in the city for a like period; and the City Auditor hereby is authorized to expend money for such publication as may be needed, chargeable to the appropriation for such advertising.

Section 3. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the city of Portland in this: In order that a hearing may be held on the question of annexation of the property aforesaid to the city without undue delay; therefore, an emergency hereby is declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, AUG 18 1965


Mayor of the City of Portland

Attest:


Auditor of the City of Portland

Calendar No.

3356

ORDINANCE No. 120886

Title

An Ordinance fixing a public hearing for September 15, 1965, at 9:30 a.m. in the Council Chamber in the City Hall, on the question of annexation to the city of Powell Butte area near SE 145th and Foster, authorizing the City Auditor to publish and post notices thereof and expend money therefor, and declaring an emergency.

THE COMMISSIONERS VOTED
AS FOLLOWS:

	Yeas	Nays
Bean	/	
Bowes	/	
Earl	/	
Grayson	/	
Schrunk	/	

FOUR-FIFTHS CALENDAR

Bean	
Bowes	
Earl	
Grayson	
Schrunk	

INTRODUCED BY

Order of Council

DRAWN BY

MCR:jw

Date August 11, 1965

NOTED BY THE COMMISSIONER

Affairs

Finance

Safety

Utilities

Works

City Attorney

NOTED FOR CITY AUDITOR

wob

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APPROVED

Date

By

City Engineer

Date

By

AUG 12 1965

Filed.....

RAY SMITH

Auditor of the CITY OF PORTLAND

By.....

Deputy