

ORDINANCE NO. 2851

**TITLE:** AN ORDINANCE PROVIDING FOR THE DATE AND MANNER OF HOLDING A SPECIAL ELECTION IN AREA NO. 4 FIR OAKS ADDITION, REVISED AND 2ND ADDITION TO FIR OAKS ADDITION, AND ADJACENT AREA, ON THE 18TH DAY OF DECEMBER, 1959, FOR THE PURPOSE OF SUBMITTING TO THE LEGAL VOTERS OF THE SAID TERRITORY FOR THEIR ADOPTION OR REJECTION A PROPOSAL TO ANNEX AREA NO. 4, FIR OAKS OAKS ADDITION, REVISED, AND 2ND ADDITION TO FIR OAKS ADDITION AND ADJACENT AREA TO THE CITY OF ALBANY, OREGON AND DECLARING AN EMERGENCY.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

**Section 1: DAY AND TIME FOR ELECTION**

That in a manner provided by law and in this Ordinance and for the purpose set forth herein a special election shall be held in Area No. 4, Fir Oaks Addition, Revised, and 2nd Addition to Fir Oaks Addition and adjacent area, Linn County, Oregon, as below described on the 18th day of December, 1959, commencing at the hour of 8 o'clock a.m. on the said day, Pacific Standard Time.

**Section 2: VOTING PLACE**

That the following is hereby designated as the voting place of the said election: Home of Thomas Jackson, 3015 S. Liberty St., Albany, Oregon.

**Section 3: JUDGE AND CLERKS**

That the Judge and Clerks of the said special election who shall supervise the election within the below described territory shall be:

Mrs. Ruth Byer, Judge  
Mrs. Virginia Ralston, Clerk  
Mrs. Katharine Jackson, Clerk

**Section 4: NOTICE**

The City Recorder shall cause notice of the said special election to be given by publication thereof in a newspaper of general circulation within the city once a week for four (4) consecutive weeks first date of publication to be the 20th day of November, 1959, and said notice shall state the time, voting place and a description of the territory proposed to be annexed.

**Section 5: POSTED NOTICES**

The Recorder, in addition to the notice required in Section 4 above, shall cause to be posted in four (4) conspicuous places within the territory proposed to be annexed at least ten (10) days before the date of the special election, notices of the special election in the following form:

"SPECIAL ELECTION NOTICE"

NOTICE IS HEREBY GIVEN that on the 18th day of December, 1959, at the home of Thomas Jackson, 3015 S. Liberty St., Albany, Oregon, a special election will be held concerning the proposed annexation of the following described territory to the City of Albany, to-wit:

Beginning at a point which is the intersection of the N. margin of 34th Ave. and the Easterly right-of-way line of State Hwy. 99E; thence in a Westerly direction to the S.E. corner of Lot 54, Fir Oaks 2nd Addition; thence along the S. boundary line of Fir Oaks 2nd Addition to the S.E. corner of Fir Oaks Addition; thence along the Southerly and Westerly boundaries of Fir Oaks Addition to the N. line of 27th Ave.; thence along the N. line of 27th Ave. in an Easterly direction to the E. line of Broadway St.; thence along the present city limits line to the W. line of Liberty St.; thence Southerly; thence Northeasterly; thence Easterly to the E. right-of-way line of State Hwy. 99E, all being along present city limits line; thence Southerly along the E. right-of-way line of said highway to the N. margin of 34th Ave. which is also the point of beginning.

which election will be held at 8 o'clock in the morning and will continue until 8 o'clock in the afternoon, Pacific Standard Time of the said day.

Registered voters in said territory are invited to vote upon the proposed annexation.

DATED this 10th day of November, 1959.

/s/ ERNEST W. ISHAM, City Recorder

Section 6: PURPOSE OF ELECTION

At the said special election, the proposed annexation of the territory described below shall be submitted to the legal voters of the said territory for their adoption or rejection as hereinafter set forth in Section 7.

Section 7: SAMPLE BALLOT

The ballot title of the proposed annexation submitted to the registered voters of the said territory shall be as follows:

"PROPOSAL TO ANNEX AREA NO.4, FIR OAKS ADDITION REVISED AND 2ND ADDITION TO FIR OAKS AND ADJACENT AREA TO THE CITY OF ALBANY, LINN COUNTY, OREGON.

AN ACT to annex the following described territory to the City of Albany:

Beginning at a point which is the intersection of the N. margin of 34th Ave. and the Easterly right-of-way line of State Hwy. 99E; thence in a Westerly direction to the S.E. corner of Lot 54, Fir Oaks 2nd Addition; thence along the S. boundary line of Fir Oaks 2nd Addition to the S.E. corner of Fir Oaks Addition; thence along the Southerly and Westerly boundaries of Fir Oaks Addition to the N. line of 27th Ave.; thence along the N. line of 27th Ave. in an Easterly direction to the E. line of Broadway St.; thence along the present city limits line to the W. line of Liberty St.; thence Southerly; thence Northeasterly; thence Easterly to the E. right-of-way line of State Hwy. 99E, all being along present city limits line; thence Southerly along the E. right-of-way line of said highway to the N. margin of 34th Ave. which is also the point of beginning.

(Mark an X between the number and answer voted for)

SHALL THE ABOVE TERRITORY BE ANNEXED?

336  Yes

337  No"

Section 8: EMERGENCY CLAUSE

Inasmuch as the special election and the dates of holding the same must, for the convenience, peace and health and safety of the citizens of the City of Albany and the said territory be held on the date aforesaid, an emergency is hereby declared 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: November 10, 1959

Approved by the Mayor: November 10, 1959

W. L. Johnson  
Mayor

Effective Date: November 10, 1959

ATTEST:

Constance W. Asham  
City Recorder