

That the annexation provided for herein is on the basis that services will be furnished by the City of Albany and a levy of a proportionate share of the city taxes made against the property over a five (5) year period pursuant to the following schedule:

| | |
|-------------|------|
| First Year | 96% |
| Second Year | 97% |
| Third Year | 98% |
| Fourth Year | 99% |
| Fifth Year | 100% |

AN ORDINANCE ANNEXING AN AREA LOCATED NEAR THE EAST SIDE OF SOUTH GEARY STREET AT APPROXIMATELY 1000 BLOCK, CONTIGUOUS TO THE CITY OF ALBANY, PURSUANT TO THE TERMS OF ORS SECTIONS 222.111, 222.120 AND 222.170, WITH ANNEXATION TO TAKE PLACE WITH A PROPORTIONATE SHARE OF CITY SERVICES FURNISHED AND ASSESSED OVER A FIVE (5) YEAR BASIS AND DECLARING AN EMERGENCY.

Section 3: That a copy of this ordinance shall be filed in the office of the City Recorder and the number of the ordinance shall be noted on the official zoning map of the City of Albany.

Section 4: WHEREAS, it is in the betterment of the public health, interest, safety and general welfare of the citizens of the City of Albany that this matter of annexation of the property described herein be disposed of at the earliest possible moment, and that the City facilities be made available to this property; therefore, an emergency is hereby declared to exist and this Ordinance shall become immediately effective upon its passage by the Council and approval by the Mayor.

WHEREAS, on the 16th day of February, 1971, at a regular Council meeting, the Council of the City of Albany, Oregon, did duly pass Ordinance No. 3532, wherein it was provided that a public hearing would be held on the 24th day of March, 1971, concerning the advisability of annexing the area described herein located near the east side of South Geary Street at approximately 1000 block, contiguous to the City of Albany, Linn County, Oregon, and

WHEREAS, the hearing was duly held on the 28th day of April 1971, and at that time the Council determined that the Notices of Hearing had been given as provided in the said Ordinance, and pursuant to the terms of ORS 222.111, 222.120 and 222.170, and

WHEREAS, the Council after said hearing determined that the area described herein as an area located near the east side of South Geary Street at approximately 1000 block should be annexed to the City of Albany, with levy of taxes to be apportioned according to services furnished by the city over a period of five (5) years and that the property owners have filed their consent to the annexation on this basis.

Passed by the Council: September 27, 1972

Approved by the Mayor: September 27, 1972

Effective Date: September 27, 1972

Ernest W. Johnson
Mayor

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

Section 1: That the following described property be and is hereby annexed to the City of Albany, to-wit:

ATTEST:

Ernest W. Johnson
City Recorder

TRACT B: Beginning on the West line of the South 1° 11' East 130.81' from the NW corner of the S half of the Leander C. Burkhardt D. L. C. #50, Township 11 S. Range 3 W. of the W. M.; thence S 89° 46' E 528.35' to the N 1/4 right of way line of the Old U. S. R. Railroad; thence S 72° 39' W along said right of way line 547.67' to the W line of said D.L.C. # 50; thence N 1° 11' W 169.55 feet to the place of beginning.

TRACT C: Beginning 296.36' S of the NE corner of the S half of the Leander C. Burkhardt D. L. C. #50 in Township 11 S. Range 3 W. of the W. M., said point being the intersection of the N line of the old railroad right-of-way with the W line of said claim; thence N 72° 39' E along the N line of said right-of-way 820.31'; thence S 1° 35' E 158.71'; thence S 83° 25' W 270.38'; thence N 1° 35' W 58.08' to the S line of said right-of-way; thence S 72° 39' W along said right-of-way 591.43' to the West line of said claim; thence N along the W line of said claim 32.18' to the place of beginning.

As R-A (2) Multiple Family.

A tract of land in Section 8, township 11 South, Range 3 West of the Willamette Meridian, Linn County, Oregon, more particularly described as follows:
Beginning on the West line of the Leander C. Burkhardt D.L.C. #50, township 11 South, Range 3 West of the Willamette Meridian, Linn County, Oregon, 296.36 feet South of the Northwest corner of the South half of said D.L.C. in Section 8 of said township and range, said point being the intersection of the North line of the Old Railroad right of way with the West line of said claim; running thence North 72° 39' East along the North line of said right of way 820.31 feet; thence South 1° 35' East 158.7 feet; thence South 83° 25' West 270.38 feet to the true place of beginning of the tract of land in question; thence South 83° 25' West 200 feet, more or less, to the N 1/4 right of way line of said railroad; thence North 1° 35' West along said right of way line to a point

Description Attached.

East 58.08 feet to the true place of beginning as R-A Multiple Family.

had been given as provided in the said Ordinance, and pursuant to the terms of ORS 222.111, 222.120 and 222.170, and

WHEREAS, the Council after said hearing determined that the area described herein as an area located near the east side of South Geary Street at approximately 1000 block should be annexed to the City of Albany, with levy of taxes to be apportioned according to services furnished by the city over a period of five (5) years and that the property owners have filed their consent to the annexation on this basis.

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

Section 1: That the following described property be and is hereby annexed to the City of Albany, to-wit:

TRACT I: Beginning on the West line of the South 1¹¹' East 130.81' from the NW corner of the S half of the Leander C. Burkhardt D. L. C. #50, Township 11 S. Rng 3 W. of the W. M. ; thence S 89°46' E 526.36' to the N'ly right of way line of the old C. & E. Railroad; thence S 72°39' W along said right of way line 547.87' to the W line of said D. L. C. # 50; thence N 1°11' W 165.55 feet to the place of beginning
as C-2 Local Commercial

TRACT II Beginning 296.36' S of the NW corner of the S half of the Leander C. Burkhardt D. L. C. No. 50 in Township 11 S. Rng 3 W. of the W. M. , said point being the intersection of the N line of the old railroad right-of-way with the W line of said claim; thence N 72°39' E along the N line of said right-of-way 820.3'; thence S 1°35' E 198.7'; thence S 88°25' W 270.38'; thence N 1°35' W 58.08' to the S line of said right-of-way; thence S 72°39' W along said right-of-way 539.48' to the West line of said claim; thence N along the W line of said claim 62.48' to the place of beginning
as R-A (2) Multiple Family.

A tract of land in Section 8, township 11 South, Range 3 West of the Willamette Meridian, Linn County, Oregon, more particularly described as follows:

Beginning on the West line of the Leander C. Burkhardt DLC 50, township 11 South, Range 3 West of the Willamette Meridian, Linn County, Oregon, 296.36 feet South of the Northwest corner of the South half of said DLC in Section 8 of said township and range, said point being the intersection of the North line of the Old Railroad right of way with the West line of said Claim; running thence North 72°39' East along the North line of said right of way 820.3 feet; thence South 1°35' East 198.7 feet; thence South 88°25' West 270.38 feet to the true place of beginning of the herein described tract; thence South 88°25' West 200 feet, more or less, to the Southerly right of way line of said railroad; thence North 72°39' East along said railroad right of way line to a point North 1°35' West of the true place of beginning; thence South 1°35' East 58.08 feet to the true place of beginning
As R-A Multiple Family