

ORDINANCE NO. 4842

AN ORDINANCE WITHDRAWING TERRITORY FROM THE ALBANY RURAL FIRE PROTECTION DISTRICT (FILE NO. AN-03-88).

WHEREAS, on November 16, 1988, the Albany City Council proclaimed the annexation of territory by adoption of Resolution No. 2829 and described in Exhibit A, attached hereto; and

WHEREAS, on November 16, 1988, the Albany City Council adopted Resolution No. 2830 setting a date for a public hearing concerning the withdrawal of said territory from the Albany Rural Fire Protection District; and

WHEREAS, notices of said public hearing were published and posted in the manner and for the time prescribed by law and on December 7, 1988, the Albany City Council did hold a public hearing during which time interested persons were given an opportunity to be heard on this matter; and

WHEREAS, the City Council following said public hearing determined that the withdrawal of territory from the District is in the best interests of the citizens of Albany.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: The following described territory to-wit: (see attached legal description, Exhibit A) is hereby proclaimed to be withdrawn from the Albany Rural Fire Protection District.

Section 2: The City Recorder shall, within 10 days of the effective date of this ordinance, file a copy of the ordinance with the County Assessor of Linn County, Secretary of State of the State of Oregon, and the State of Oregon Department of Revenue.

Passed by the Council: December 7, 1988

Approved by the Mayor: December 8, 1988

Effective Date: January 6, 1988

Tom Holman
Mayor

ATTEST:

[Signature]
City Recorder

EXHIBIT A
LEGAL DESCRIPTION
CASE No. AN-03-88

For real property located at 1052 and 1100 Goldfish Farm Road SE, situated in the County of Linn and State of Oregon, and more particularly described as follows and as shown on the map below:

Beginning at the southwest corner of the Hugh Nickerson and wife Donation Land Claim, Lot No. 708, Claim No. 39 in Section 10, Township 11 South, Range 3 West of the Willamette Meridian, Linn County, Oregon; thence east 20 feet to a point on the east right-of-way line of Goldfish Farm Road, said point being the true point of beginning; thence north along the east right-of-way line of Goldfish Farm Road a distance of 165 feet; thence west along the north line of that parcel of land conveyed to Floyd Zumwalt on MF 499-903C, Linn County Deed Records, a distance of 1,340 feet; thence south along the west line of said property a distance of 165 feet; thence east along the south line of said property a distance of 1,220 feet to the northwest corner of that tract of land conveyed to Julie Sanford on MF 483-604, Linn County Deed Records; thence south along the west line of said property a distance of 108.9 feet; thence east along the south line of said property a distance of 220 feet to a point on the east right-of-way line of Goldfish Farm Road; thence north along said east right-of-way line a distance of 108.9 feet to the true point of beginning.
(Containing 5.626 acres more or less)

