

ORDINANCE NO. 4960

AN ORDINANCE WITHDRAWING TERRITORY FROM THE ALBANY RURAL FIRE PROTECTION DISTRICT PROPERTY LOCATED EAST OF COLUMBUS STREET SE, SOUTH OF OAK CREEK, AND APPROXIMATELY 600 FEET NORTH OF SEVEN MILE LANE SE (Tax Lot 1516, 11-3W-20) AND CONTAINING APPROXIMATELY 84.0274 ACRES MORE OR LESS (FILE NO. AN-02-91)

WHEREAS, on May 22, 1991 the Albany City Council proclaimed the annexation of territory by adoption of Resolution No. 3062 and described in Exhibit A, attached hereto; and

WHEREAS, on May 22, 1991 the Albany City Council adopted Resolution No. 3062 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 June 12, 1991 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1: The following described territory to-wit: (see attached legal description, Exhibit A) is hereby proclaimed to be withdrawn from the Albany Rural Fire Protection District.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, the State of Oregon Department of Revenue, and the Albany Rural Fire Protection District.

Passed by the Council: June 12, 1991

Approved by the Mayor: June 13, 1991

Effective Date: July 12, 1991



Mayor

ATTEST:



City Recorder

EXHIBIT A
LEGAL DESCRIPTION
CASE NO. AN-02-91

Beginning at the southwest corner of the Jordan S. Robinson Donation Land Claim Number 55, said point being the Quarter corner between Sections 20 and 29, in Township 11 South, Range 3 West, Willamette Meridian; thence North $89^{\circ} 35' 04''$ West 40.00 feet to the westerly right-of-way line of Columbus Street; thence on the westerly right-of-way line of Columbus Street, North $00^{\circ} 19' 35''$ East 763.93 feet, more or less to the centerline of Oak Creek; thence following the centerline of Oak Creek, the following bearings and distances: South $89^{\circ} 35' 04''$ East 40.00 feet, to the centerline of Columbus Street; North $82^{\circ} 40' 52''$ East 442.45 feet; North $01^{\circ} 22' 42''$ East 128.71 feet; South $88^{\circ} 42' 13''$ East 202.24 feet; North $04^{\circ} 05' 23''$ East 65.46 feet; North $46^{\circ} 25' 01''$ East 341.16 feet; South $87^{\circ} 09' 30''$ East 199.79 feet; North $17^{\circ} 06' 59''$ East 514.62 feet; North $64^{\circ} 14' 54''$ East 290.49 feet; South $68^{\circ} 23' 12''$ East 410.89 feet; South $61^{\circ} 53' 41''$ East 357.42 feet; South $60^{\circ} 11' 56''$ East 308.16 feet; South $73^{\circ} 19' 06''$ East 205.03 feet, more or less, to the east Section line of Section 20, Township 11 South, Range 3 West, Willamette Meridian; thence on said east line of Section 20, South $00^{\circ} 24' 54''$ West 1,340.62 feet, more or less, to the southeast corner of said Section 20; thence on the south line of said Section 20, North $89^{\circ} 35' 04''$ West 2,664.39 feet, to the centerline of Columbus Street, said point being the Point of Beginning.

Containing 1.2290 acres, more or less, in the street right-of-way, and containing 82.7984 acres, more or less, of private property, with a total of 84.0274 acres, more or less.

