

TITLE: AN ORDINANCE WITHDRAWING CERTAIN REAL PROPERTY HERETO-
FORE ANNEXED TO THE CITY OF ALBANY FROM THE Albany
Rural Fire Protection DISTRICT

RECITALS: Certain real property in the territory described
below was annexed to the city of Albany by Ordinance
No. 3689 and 1500 ^{RES.}; and

Whereas, the territory described below is located within
the boundaries of the Albany Rural Fire Protection district;
and

Whereas, pursuant to Ordinance No. 3700, the City
Council of the city of Albany held a public hearing for
the purpose of hearing any objections to the withdrawal
of the property mentioned from the public service district
mentioned; now, therefore,

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

Section 1: WITHDRAWAL

The City Council of the city of Albany determines that
the following described territory within the boundaries of the
Albany Rural Fire Protection district shall be, upon the effective
date of this Ordinance, withdrawn from the Albany Rural Fire Protection
district.

(Description of territory) Attached

Section 2: ASSUMPTION OF OBLIGATION.

The city hereby elects to assume obligations of the
withdrawn territory and be liable to the district for the amount
of taxes which would be extended by the district each year against
the property in the part withdrawn if the withdrawal had not taken
place.

Section 3: EMERGENCY CLAUSE

Inasmuch as this ordinance is necessary for the immediate preservation
of the peace, health, and safety of the City of Albany, Oregon, an emergency
is hereby declared to exist 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: May 9, 1973

Approved by the Mayor: May 9, 1973

Effective Date: May 9, 1973

Robert Davis
Mayor

ATTEST:

Ernest W. Osburn
City Recorder

Resolution # 1500

Beginning at a point which is N. 70° 17' E, 21.44 ft. and S 01° 22' E, 337.6' ft. from the SE corner of the N half of the Burkhart D.L.C. No. 50, thence N 88° 35' 58" E 60.00 ft, thence S 01 24' E, 864.44 ft.; thence N 89° 03' 38" W, 301.05 ft.; thence N 01° 25' W, 1088.97 ft.; thence S 76° 03' 18" E 223.01 ft. thence S 42° 47' 36" E 36.22 ft.; thence S 01° 25' W. 146.43 ft. to point of beginning,

Also:

Beginning at a point N. 1° 24' 02" W 3462.0 feet from the Southeast corner of Donation Land Claim 50, Township 11 South, Range 3 West, Willamette Meridian, Linn County, Oregon and running thence N. 69° 03' 38" W 50 ft. to the true point of beginning; thence continuing N 89° 03' 38" W 248 ft.; thence N 1° 24' 02" W 175 ft.; thence South 89 03' 38" E 248 ft; thence S 1° 24' 02" E 175 ft. to the true point of beginning, and containing approximately 1 acre..

As a C-2 Commercial zone.

3.56 Acre Tract

ORD. 3689

Beginning at a point on the north line of and 208.71 ft. North 89° 22' West from the Northeast corner of Calapooya Acres, said point also being South 0° 46' East 511.5 feet and North 89° 22' West 248.71 ft. from the Northwest corner of the Truet Davis Donation Land Claim No. 38 in Section 13, Township 11 South, Range 4 West of the Willamette Meridian in Linn County, Oregon; and running thence North 89° 22' West a distance of 355.00 feet; thence North 0° 38' East 130.00 feet; thence North 54° 59' 15" West 99.0 ft. to the center of a water ditch; thence Northeasterly up the center of said water ditch to a point which bears North 0° 46' West 521.775 ft. from the point of beginning; said tract containing 3.56 acres, more or less. (11-4W-13D-Pt. 209) as an R-1 (6).