

ORDINANCE NO. 4870

AN ORDINANCE WITHDRAWING TERRITORY FROM THE ALBANY RURAL FIRE PROTECTION DISTRICT (FILE NO. AN-01-89).

WHEREAS, on June 14, 1989, the Albany City Council proclaimed the annexation of territory by adoption of Resolution No. 2867 and described in Exhibit A, attached hereto; and

WHEREAS, on June 14, 1989, the Albany City Council adopted Resolution No. 2867 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 28, 1989, 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:

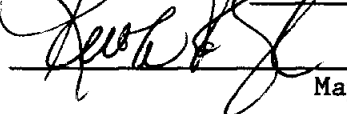
Section 1: The following described territory to-wit: (see attached legal description, Exhibit A) is hereby proclaimed to be withdrawn from the Albany Rural Fire Protection District.

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: June 28, 1989


Approved by the Mayor: June 29, 1989

Effective Date: July 28, 1989



Mayor

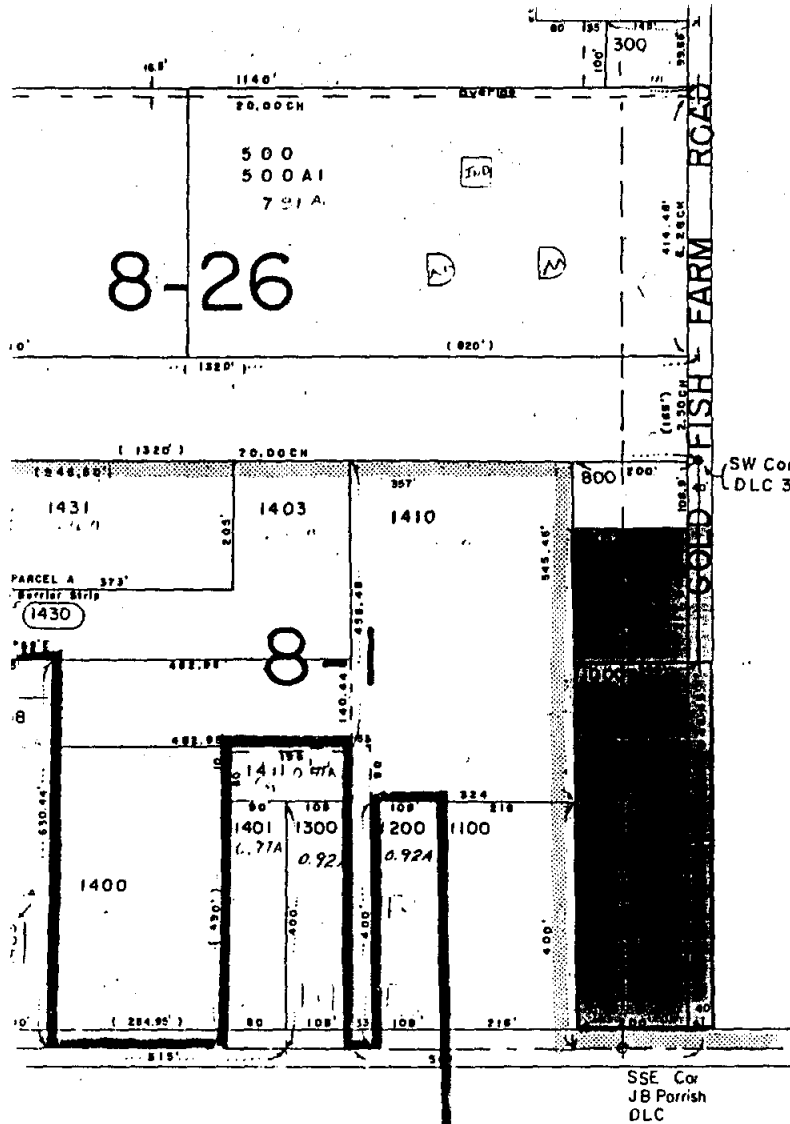
ATTEST:



City Recorder

ANNEXATION LEGAL DESCRIPTION

Beginning at a point 326.70 feet south of the southwest corner of the Hugh Nickerson D.L.C. #39 in Township 11 South, Range 3 West, of the Willamette Base and Meridian, Linn County, Oregon, which point is also the southeast corner of the property conveyed to Edward Bales by deed recorded May 25, 1948, in Book 201, page 535, Linn County Deed Records; thence East, 20.00 feet, to the east right-of-way line of Gold Fish Farm Road; thence South on the east right-of-way line of Gold Fish Farm Road, 589.38 feet to a point that is 142.10 feet east of the southeast corner of the Jesse B. Parrish D.L.C., notification number 3843; thence West along the south line of said Parrish D.L.C., 220.00 feet; thence North 589.38 feet, to the southwest corner of said property conveyed to Edward Bales; thence East 200.00 feet to the point of beginning, containing 2.98 acres more or less.



See Map 11 3W 10

EXHIBIT A