

ORDINANCE NO. 4978

AN ORDINANCE WITHDRAWING TERRITORY FROM THE ALBANY RURAL FIRE PROTECTION DISTRICT LOCATED AT 1386 AND 1400 TIMBER STREET SE (FILE NO. AN-06-91).

WHEREAS, on October 9, 1991 the Albany City Council proclaimed the annexation of territory by adoption of Resolution No. 3093 and described in Exhibit A, attached hereto; and

WHEREAS, on October 9, 1991 the Albany City Council adopted Resolution No. 3093 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 October 23, 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:

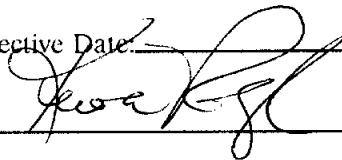
Section 1: The following described territory to-wit: (see attached legal description, Exhibit A) is hereby proclaimed to be withdrawn from the Albany Rural Fire Protection District.

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, County, Secretary of State of the State of Oregon, and the State of Oregon Department of Revenue.

Passed by the Council: October 23, 1991

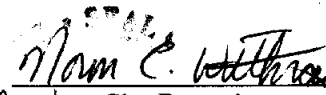
Approved by the Mayor: October 24, 1991

Effective Date: November 22, 1991



Mayor

ATTEST:



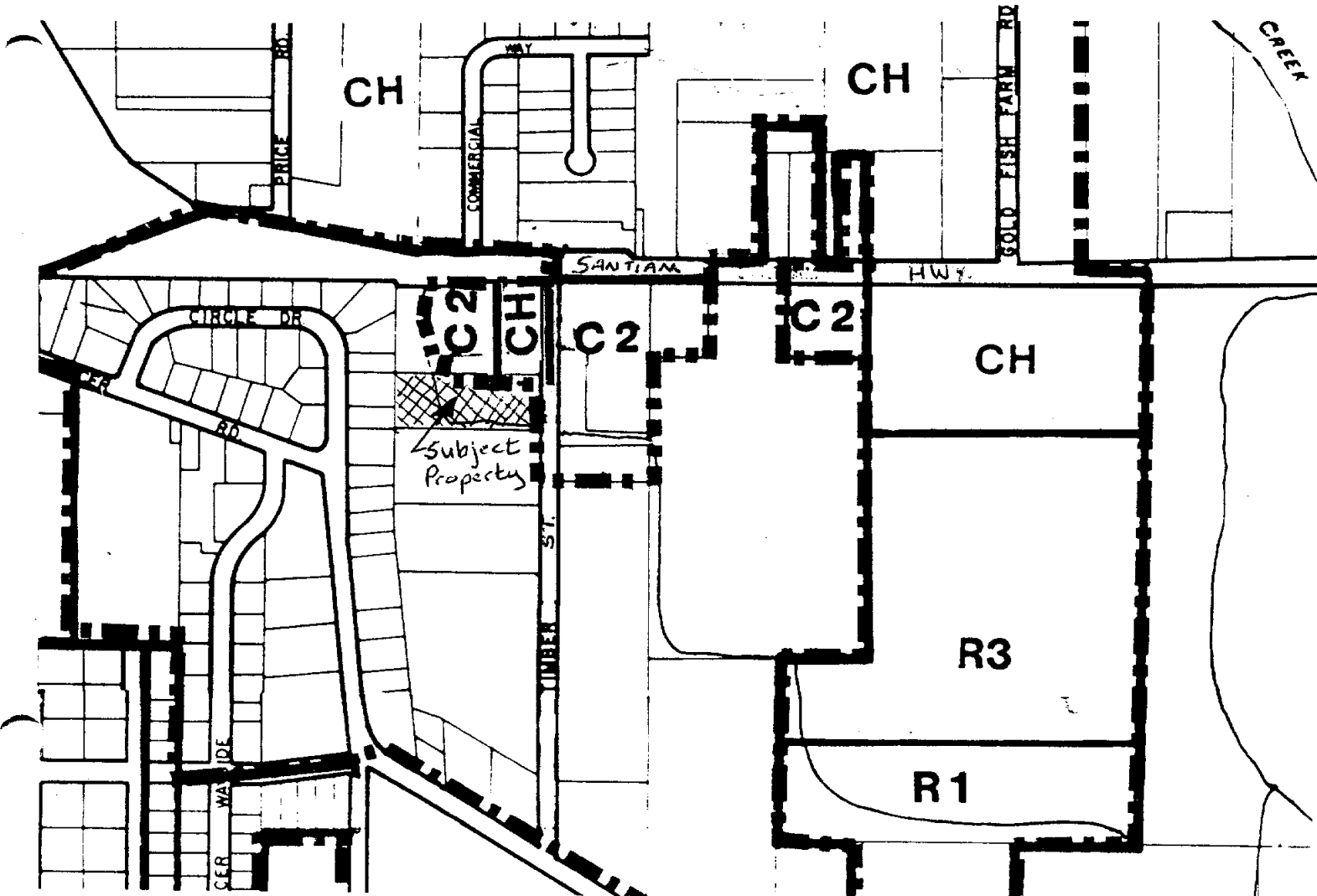
Deputy City Recorder

FILED
OCT 24 1991

EXHIBIT A
 LEGAL DESCRIPTION
 CASE NO. AN-06-91

VOL 579 PAGE 928

Beginning at a 3/4 inch iron rod South 0°06' East 342.0 feet from a point on the North line of and North 89°54' East 2346.44 feet from the Northwest corner of the Edward N. White Donation Land Claim No. 48 in Section 9, Township 11 South, Range 3 West of the Willamette Meridian in Linn County, Oregon; thence South 0°06' East 173.0 feet; thence South 89°54' West 478.24 feet to a point on the East line of and North 0°06' West 55.0 feet from the Northeast corner of Lot 10, Block 4, EAST ALBANY WALNUT TRACTS; thence North 0°06' West along the East line of said vacated Block 4, a distance a 173.0 feet to a 3/4 inch iron rod; thence North 89°54' East 478.24 feet to the point of beginning.



20

OCT 21 3 35 PM '91

STATE OF OREGON
 County of Linn

I hereby certify that the attached was received and duly recorded by me in Linn County records:

Volume: MF 579 Page: 927

STEVE DRUCKENMILLER
 Linn County Clerk

By *[Signature]*, Deputy

City of Albany