

RESOLUTION NO. 1013

A RESOLUTION ACCEPTING THE RESULTS OF NOVEMBER 4, 2008 ELECTION, PROCLAIMING ANNEXATION INTO THE CITY OF 4.85 ACRES DESCRIBED AS TAX LOT 2190 OF TAX MAP 3-1E-28DD LOCATED SOUTH OF NE TERRITORIAL ROAD, WEST OF N. PINE STREET AND NORTH OF NE 16TH AVENUE, AND SETTING THE BOUNDARIES OF THE PROPERTY TO BE INCLUDED WITHIN THE CITY LIMITS.

WHEREAS, on November 4, 2008, at a general election, the voters of the City of Canby approved by a vote of 3,846 to 2,949, Measure No. 3-312 which called for the annexation of 4.85 acres into the City of Canby. Clackamas County Elections Department certified the above election results as accurate on November 21, 2008. Applicant for the property was Thomas L. Holmes. The property is more particularly described as Tax Lot 2190 of Tax Map 3-1E-28DD. A complete legal description of the tax lot is attached hereto as Exhibit "A", and a map showing the location of the tax lot is attached hereto as Exhibit "B" and by this reference all are incorporated herein; and

WHEREAS, pursuant to CMC 16.84.080, the City of Canby must proclaim by resolution, the annexation of said property into the City and set the boundaries of the new property by legal description;

NOW THEREFORE, IT IS HEREBY RESOLVED by the City Council of the City of Canby that the Election Results as set forth in the abstract dated November 21, 2008, are official and accepted by the Council of Canby; and it is hereby

PROCLAIMED by the Council of Canby that 4.85 acres of property described in Exhibit "A" and shown on Exhibit "B" is annexed into the corporate limits of the City of Canby, Oregon. Said boundaries of the property are set by the legal descriptions set forth in Exhibit "A".

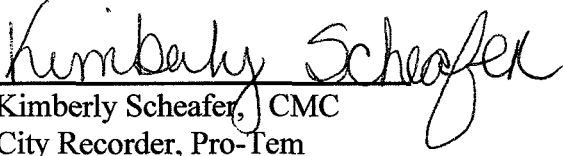
This resolution shall take effect on December 3, 2008.

ADOPTED this 3rd day of December, 2008, by the Canby City Council.



Melody Thompson - Mayor

ATTEST:



Kimberly Scheafer, CMC
City Recorder, Pro-Tem

LEGAL DESCRIPTION
TAX LOT 2190 (MAP 3S-1E-28DD)
CITY OF CANBY CLACKAMAS COUNTY OR
TOM HOLMES

#6045
2-17-09 MAR

EXHIBIT "A"

A TRACT OF LAND LOCATED IN THE SOUTHEAST ONE-QUARTER OF SECTION 28,
TOWNSHIP 3 SOUTH, RANGE 1 EAST, WILLAMETTE MERIDIAN, CITY OF CANBY,
CLACKAMAS COUNTY, OREGON, BEING MORE PARTICULARLY DESCRIBED AS
FOLLOWS:

LOT 61, "CANBY GARDENS", PLAT NO. 230, CLACKAMAS COUNTY PLAT RECORDS,
BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A 5/8" IRON
ROD AT THE SOUTHWEST CORNER OF LOT 61, "CANBY GARDENS", ALSO BEING THE
NORTHEAST CORNER OF "CANBY COUNTRY-ESTATES", PLAT NO. 2259; THENCE
ALONG THE WEST LINE OF SAID LOT 61, "CANBY GARDENS" N.00°04'14"W., 330.05 FEET
TO A 5/8" DIAMETER IRON ROD WITH A YELLOW PLASTIC CAP STAMPED "COMPASS
ENGINEERING"; THENCE ALONG THE NORTH LINE OF SAID LOT 61, N.89°59'00"E.,
640.08 FEET TO THE WEST RIGHT-OF-WAY LINE OF NEFF ROAD (AKA PINE
STREET)(COUNTY ROAD NO. 2580)(20.00 FEET FROM CENTERLINE); THENCE ALONG
SAID WEST LINE, S.00°03'44"E., 329.90 FEET TO A 5/8" DIAMETER IRON ROD WITH
YELLOW PLASTIC CAP STAMPED "COMPASS ENGINEERING" AT THE SOUTHEAST
CORNER OF SAID LOT 61; THENCE ALONG THE SOUTH LINE OF SAID LOT 61,
S.89°58'10"W., 640.04 FEET TO THE POINT-OF-BEGINNING, CONTAINING 211,205
SQUARE FEET (4.85 ACRES) MORE OR LESS.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Michael A. Rademacher

OREGON
JULY 16, 1987
MICHAEL A. RADEMACHER
2303

DATE OF SIGNATURE: 2-18-09

EXPIRES: 12/31/2010

CORRECTED DOCUMENT

SE 1/4 SE 1/4 SEC. 28 T.3S. R.1E. W.M.

3 IE 28DD
CANBY

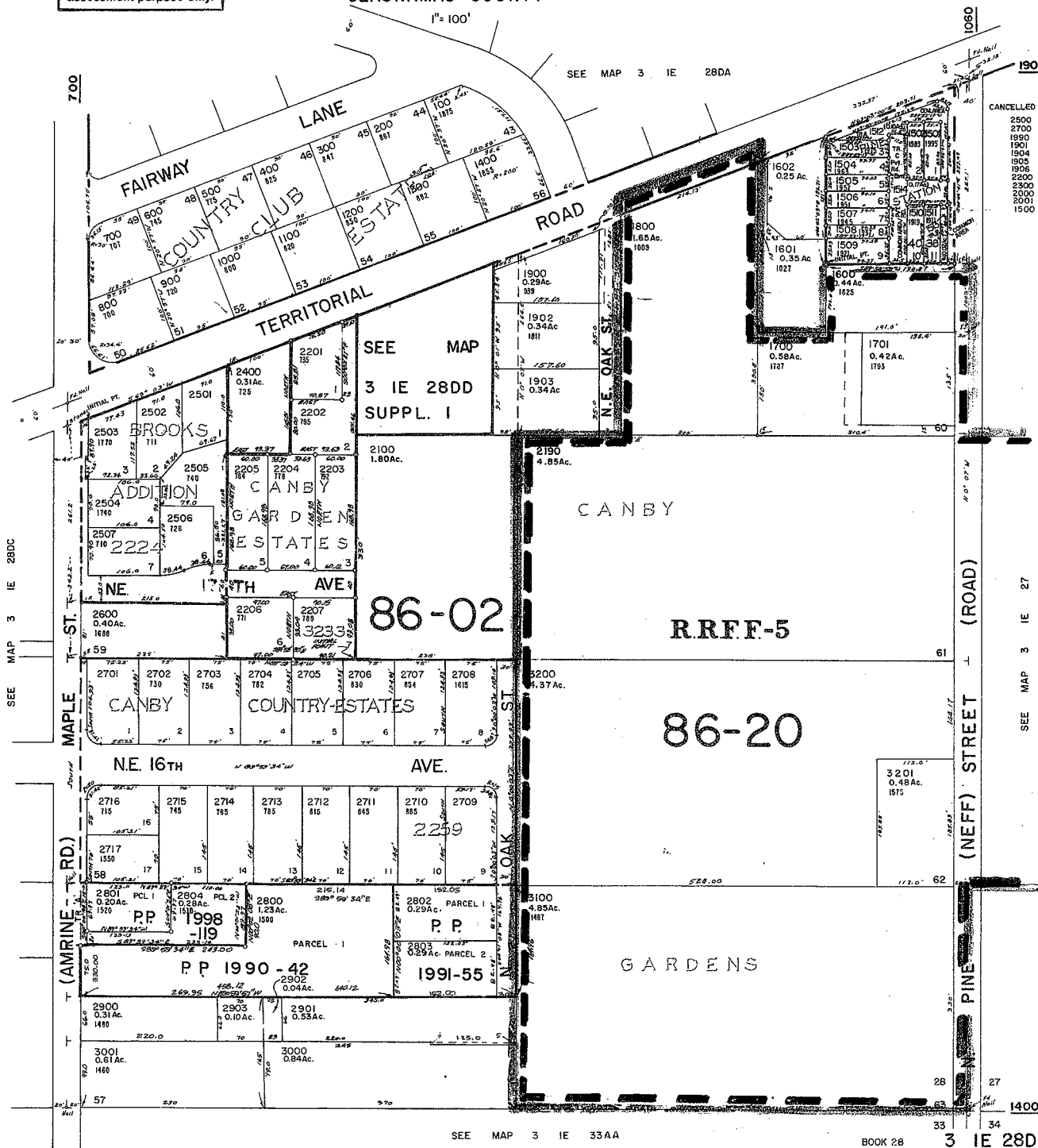
This map was prepared for
assessment purpose only.

CLACKAMAS COUNTY

1" = 100'

SEE MAP 3 IE 28DA

1900



- CANCELLED
- 2500
 - 2700
 - 1900
 - 1904
 - 1905
 - 1906
 - 2200
 - 2300
 - 2000
 - 2001
 - 1500

Exhibit "B"

SEE MAP 3 IE 28DC

SEE MAP 3 IE 27

SEE MAP 3 IE 33AA

BOOK 28

3 IE 28DD