

RESOLUTION NO. 1015

A RESOLUTION ACCEPTING THE RESULTS OF NOVEMBER 4, 2008 ELECTION, PROCLAIMING ANNEXATION INTO THE CITY OF 14.88 ACRES DESCRIBED AS TAX LOTS 04700, 04900, 05000 AND 05100 OF TAX MAP 4-1E-04DA LOCATED SOUTH OF SE 13TH AVENUE AND EAST OF S. IVY STREET, 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 3,487 to 3,290, Measure No. 3-314 which called for the annexation of 14.88 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 Willow Creek Estates, Inc. The owners of the property are Wayne Scott, Jeffrey and Kristina Scott, Scott and Teresa Sasse and Travis and Katie McRobbie. The property is more particularly described as Tax Lots 04700, 04900, 05000, 05100 of Tax Map 4-1E-04DA. 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

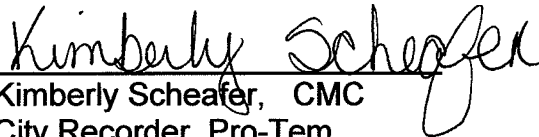
PROCLAIMED by the Council of Canby that 14.88 acres of property described in Exhibit "A" and shown on Exhibit "B" is annexed into the corporate limits of the City of Canby, Oregon. Said boundaries of the property are set by the legal descriptions set forth in Exhibit "A".

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



Harper
Houf Peterson
Righellis Inc.

ENGINEERS • PLANNERS
LANDSCAPE ARCHITECTS • SURVEYORS

Exhibit "A"

February 26, 2008

ANNEXATION BOUNDARY LEGAL DESCRIPTION

LEGAL DESCRIPTION FOR A PROPOSED ANNEXATION TO THE CITY OF CANBY IN THE SOUTHEAST ONE QUARTER OF SECTION 4, T4S, R1E, W.M., CITY OF CANBY, CLACKAMAS COUNTY, OREGON, THE BOUNDARY OF WHICH IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE CENTERLINE OF COUNTY ROAD NO. 562 (SE 13TH AVENUE) WHICH BEARS NORTH 89°15'55" WEST 500.04 FEET FROM THE EAST ONE QUARTER CORNER OF SECTION 4; THENCE SOUTH 00°36'00" WEST ALONG THE WEST LINE OF TOFTE FARMS NO. 3, A DULY RECORDED PLAT, 991.31 FEET TO AN IRON ROD AT THE SOUTHWEST CORNER THEREOF; THENCE NORTH 88°55'09" WEST 428.13 FEET TO AN IRON PIPE AT THE SOUTHWEST CORNER OF THAT TRACT OF LAND DESCRIBED BY DEED RECORDED AS FEE NO. 2006-106730, CLACKAMAS COUNTY DEED RECORDS; THENCE ALONG THE SOUTH LINE OF THAT TRACT OF LAND DESCRIBED BY DEED RECORDED AS FEE NO. 2004-085439, NORTH 89°10'57" WEST 150.22 FEET TO AN ANGLE POINT THEREOF; THENCE CONTINUING ALONG THE SAID LINE NORTH 00°49'03" WEST 18.11 FEET TO A POINT; THENCE NORTH 89°32'55" WEST 211.60 FEET TO THE INTERSECTION OF THE SAID SOUTH LINE WITH THE WEST LINE OF THE NORTHEAST ONE QUARTER OF THE SOUTHEAST ONE QUARTER; THENCE ALONG THE SAID WEST LINE, NORTH 00°27'51" EAST 610.31 FEET TO THE INTERSECTION OF THE SAID WEST LINE OF THE NORTHEAST ONE QUARTER OF THE SOUTHEAST ONE QUARTER WITH THE WESTERLY EXTENSION OF THE NORTH LINE OF THAT TRACT OF LAND DESCRIBED BY DEED RECORDED AS FEE NO. 2001-017115, CLACKAMAS COUNTY DEED RECORDS; THENCE SOUTH 89°11'42" EAST 361.61 FEET ALONG THE SAID WESTERLY EXTENSION AND NORTH LINE OF THE SAID DEED TO THE NORTHEAST CORNER THEREOF AND A POINT IN THE AFOREMENTIONED DEED RECORDED AS FEE NO. 2006-106730; THENCE NORTH 00°27'16" EAST 361.58 FEET TO A POINT IN THE CENTERLINE OF SAID COUNTY ROAD NO. 562; THENCE ALONG THE CENTERLINE OF THE COUNTY ROAD SOUTH 89°15'55" EAST 430.63 FEET TO THE POINT OF BEGINNING. CONTAINING 14.88 ACRES MORE OR LESS.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Patrick M. Gaylord

OREGON
JULY 10, 1996
PATRICK M. GAYLORD
2767

Renewed through 6/30/09

This map was prepared for assessment purpose only

CLACKAMAS COUNTY

1"=100'

SEE MAP 4 IE 4A

8900

9000

24500

CANCELLED 4701

86-02

86-20
EFU

SEE MAP 4 IE 3

24700

SEE MAP 4 IE 4D

Exhibit "B"

SEE MAP 4 IE 4D

