

ORDINANCE NO. 721

12747
AN ORDINANCE ANNEXING TO THE CITY OF RAINIER CERTAIN LANDS
CONTIGUOUS TO THE CITY.

WHEREAS, a petition has heretofore been filed with the Recorder of the City of Rainier, asking for annexation to the said City of Rainier of the areas hereinafter described, and

WHEREAS, said petition contains the consent of all of the owners of the areas proposed to be annexed, and

WHEREAS, by Resolution adopted by the Council of the City of Rainier, on June 6, 1966, did set for public hearing said question of annexation to be heard on the 5th day of July, 1966, and said hearing thereof having been held, and it appearing that said area is contiguous to the City of Rainier, and that there is no reason why said area should not be annexed to the City of Rainier, Now Therefore --

THE CITY OF RAINIER DOES ORDAIN AS FOLLOWS:

Section 1. An election by the registered voters of the City of Rainier or an election within the area proposed to be annexed, as hereinafter particularly described, be and the same is hereby dispensed with pursuant to O.R.S. 222.120 (2).

Section 2. That the property hereinafter described be and the same is hereby annexed to and included in the City limits of the City of Rainier, Columbia County, State of Oregon, said property being particularly described as follows, to-wit:

All that portion of the following described real estate lying southerly of the South boundary of Section 17 extended East, in Township 7 North, Range 2 West of Willamette Meridian, Columbia County, Oregon, to-wit:

Beginning at a point in the center of J.B.E. Bourne County Road at its point of intersection with the South line of the Charles Fox Donation Land Claim, said point being South 87°57' East 1695.0 feet from the Southwest corner of said Charles Fox Donation Land Claim; thence following center of said road North 1°17' West 494.0 feet; thence North 25°07' West 180.5 feet; thence North 61°23' West 157.8 feet; thence North 21°05' East 46.6 feet; thence North 75°03' East 306.6 feet; thence North 81°38' East 500.00 feet; thence North 15°05' East 23.0 feet to the center line of the J.G. McKay County Road; thence along the center line of the said J.G. McKay County Road North 88°47' West 138.1 feet; thence North 76°37' West 211.2 feet; thence North 84°34' West 370.0 feet; thence North 85°58' West 308.3 feet; thence South 52°50' West 69.5 feet; thence South 46°53' West 65 feet; thence South 35°34' West 200 feet; thence South 23°25' West 100 feet; thence South 10°27' West 200 feet; thence South 16°34' West 100 feet; thence South 17°58' East 200 feet; thence South 10°27' West 100 feet; thence South 28°09' West 99.5 feet to the South line of the Charles Fox Donation Land Claim; thence East along said Fox Donation Land Claim line a distance of 759.7 feet to point of beginning. EXCEPTING THEREFROM the following described tract:

Beginning at a point on the Easterly right of way line of McKay County Road that is South 565.73 feet and East 406.73 feet from the Southeast corner of the John Harris Donation Land Claim in Section 16, Township 7 North, Range 2 West, Willamette Meridian, Columbia County, Oregon; said point being marked with a 5/8 inch steel bar; thence North 88°43' East a distance of 200.0 feet; thence South 17°58' East a distance of 200.0 feet; thence South 88°43' West a distance of 200.0 feet to the said Easterly right of way line of the McKay County Road; thence North 17°58' West a distance of 200 feet to the point of beginning.

Section 3. The Common Council does hereby order the City Recorder of the City of Rainier, to prepare an abstract of these proceedings to be submitted to the Secretary of the State of Oregon, in accordance with O.R.S. 222.170 (2), and which abstract shall be inclusive of a certified copy of this ordinance, together with a copy of the written consent of the owners of all of the above described property herein annexed to the City of Rainier.

Section 4. This ordinance to be subject to referendum by petition of the voters of the City of Rainier.

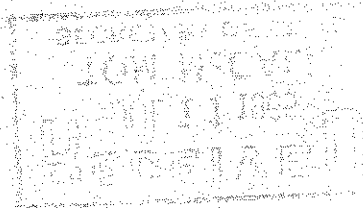
Adopted by the Common Council this 5th day of July, 1966.

APPROVED by the Mayor July 5, 1966

/s/ Irving T. Kallunki
Mayor

ATTEST:

/s/ Grace M. Brough
City Recorder



Affidavit of Publication

FILED

JUL 8 1966

TOM McCALL

SECRETARY OF STATE

STATE OF OREGON)

) ss

County of Columbia)

I, A. R. McCall, being duly sworn, depose and say

that I am the editor (editor, owner, publisher, manager, or printer) of THE RAINIER REVIEW, a newspaper of general circulation as defined by Sections 1-609 1-610 O. C. L. A., printed and published at Rainier, in aforesaid County and State; that the Notice of Hearing

A Printed Copy of which is hereto attached, was published in the entire issue of said newspaper three successive weeks in the following issues:

Issue of June 9, 1966 Issue of _____, 19_____

Issue of June 16, 1966 Issue of _____, 19_____

Issue of June 23, 1966 Issue of _____, 19_____

Issue of _____, 19_____ Issue of _____, 19_____

Signed [Signature]

Subscribed and sworn to before me this 5 day of July, 1966

Notary Public for Oregon

My Commission Expires March 1, 1968

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Common Council of the City of Rainier, Oregon, will hold a public hearing at 8 o'clock p.m. on Tuesday, the 5th day of July, 1966 at the Council Chambers, City Hall, Rainier, Oregon, at which time and place the registered voters and other interested persons of the City of Rainier may appear and be heard upon the question of annexation of the following described real property, to-wit:

All that portion of the following described real estate lying Southerly of the South boundary of Section 17 extended East, in Township 7 North, Range 2 West of Willamette Meridian, Columbia County, Oregon, to-wit:

Beginning at a point in the center of the J. B. E. Bourne County Road at its point of intersection with the South line of the Charles Fox Donation Land Claim, said point being South 87° 57' East 1695.0 feet from the Southwest corner of said Charles Fox Donation Land Claim; thence following center of said road North 1° 17' West 494.0 feet; thence North 25° 07' West 180.5 feet; thence North 61° 23' West 157.8 feet; thence North 21° 05' East 46.6 feet; thence North 75° 03' East 306.6 feet; thence North 81° 38' East 500.0 feet; thence North 15° 05' East 23.0 feet to the center line of the J. G. McKay County Road; thence along the center line of the said J. G. McKay County Road North 88° 47' West 138.1 feet; thence North 76° 37' West 211.2 feet; thence North 84° 34' West 370.0 feet; thence North 85° 58' West 308.3 feet; thence South 52° 50' West 69.5 feet; thence South 46° 53' West 65 feet; thence South 35° 34' West 200 feet; thence South 23° 25' West 100 feet; thence South 10° 27' West 200 feet; thence South 16° 34' West 100 feet; thence South 17° 58' East 200 feet; thence South 10° 27' West 100 feet; thence South 28° 09' West 99.5 feet to the South line of the Charles Fox Donation Land Claim; thence East along said Fox Donation Land Claim line a distance of 759.7 feet to point of beginning. EXCEPTING THEREFROM the following described tract:

Beginning at a point on the Easterly right of way line of McKay County Road that is South 565.73 feet and East 406.73 feet from the South east corner of the John Harris Donation Land Claim in Section 16, Township 7 North, Range 2 West, Willamette Meridian, Columbia County, Oregon; said point being marked with a 5-8 inch steel bar; thence North 88° 43' East a distance of 200.0 feet; thence South 17° 58' East a distance of 200.0 feet;

March 1, 1968

West 25° 07' West 180.0
feet; thence North 61° 23'
West 157.8 feet; thence North
21° 05' East 46.6 feet;
thence; North 75° 03' East
306.6 feet; thence North 81°
38' East 500.0 feet; thence
North 15° 05' East 23.0 feet
to the center line of the J. G.
McKay County Road; thence
along the center line of the
said J. G. McKay County
Road North 88° 47' West
138.1 feet; thence North
76° 37' West 211.2 feet;
thence North 84° 34' West
370.0 feet; thence North 85°
58' West 308.3 feet; thence
South 52° 50' West 69.5 feet;
thence South 46° 53' West
65 feet; thence South 35° 34'
West 200 feet; thence South
23° 25' West 100 feet; thence
South 10° 27' West 200
feet; thence South 16° 34'
West 100 feet; thence South
17° 58' East 200 feet; thence
South 10° 27' West 100 feet;
thence South 28° 09' West
99.5 feet to the South line of
the Charles Fox Donation
Land Claim; thence East
along said Fox Donation
Land Claim line a distance of
759.7 feet to point of begin-
ning. EXCEPTING THERE-
FROM the following describ-
ed tract:

Beginning at a point on
the Easterly right of way line
of McKay County Road that
is South 565.73 feet and East
406.73 feet from the South
east corner of the John Har-
ris Donation Land Claim in
Section 16, Township 7
North, Range 2 West, Wil-
lamette Meridian, Columbia
County, Oregon; said point
being marked with a 5-8 inch
steel bar; thence North 88°
43' East a distance of 200.0
feet; thence South 17° 58'
East a distance of 200.0 feet;
thence South 88° 43' West a
distance of 200.0 feet to the
said Easterly right of way
line of the McKay County
Road, thence North 17° 58'
West a distance of 200 feet
to the point of beginning.

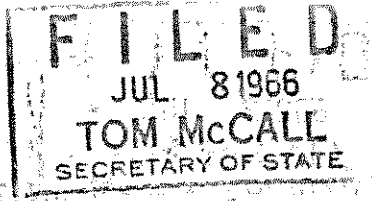
And further, said public
hearing to afford such regis-
tered voters and other inter-
ested persons an opportunity
to be heard upon the ques-
tion as to whether or not the
Common Council of the City
of Rainier should elect to
dispense with submitting the
question of said annexation
to an election by the regis-
tered voters of the City of
Rainier, or should dispense
with the election and proceed
to annex the above describe
property by ordinance.

This notice is given pursu-
ant to the provisions of O.R.
S. 222.110 to O.R.S. 222.190,
inclusive, and any amend-
ments thereto.

IRVING KALLUNKI,
Mayor of the City of
Rainier

ATTEST:
GRACE M. BROUGH,
City Recorder

Published June 9, 16 & 23,
1966.



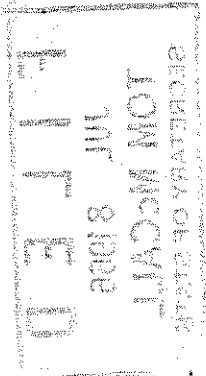
CERTIFICATE AS TO POSTING NOTICE OF HEARING ON AN

12747

STATE OF OREGON)
County of Columbia) ss.
City of Rainier)

I, GRACE BROUGH, do hereby certify that I am elected, qualified and acting Recorder for the City of Oregon; that the attached copy of Notice of Hearing July 5, 1966 at the Council Chambers, City Hall Rainier, Oregon, is a true copy of the original notice of election; that on the 9th day of June, 1966, I did post four copies of such notice of hearing, in the hereto attached and which notice was posted in each of the following named places, to-wit:

1. Telephone pole at Northwest corner of 2nd Street East.
2. Telephone pole at Northeast corner of 1st Streets, opposite Bross Hardware Store.
3. Telephone pole on North side of "A" Street opposite State Bank of Rainier building.
4. City Hall Bulletin Board, City Hall Bldg



I further certify that all of the said places where notices were posted were and are public, conspicuous and separated places within the City of Rainier.

WITNESS MY HAND AND OFFICIAL SEAL OF THE CITY OF OREGON
this 9th day of June, 1966.

Grace M. Brough

City Recorder, City of Oregon.

FILED

JUL 8 1966

TOM McCALL

SECRETARY OF STATE

PETITION AND CONSENT TO ANNEXATION
TO CITY OF RAINIER, OREGON

12717
I, we, the undersigned, being the property owners of that certain real property hereinafter particularly described, respectfully petition and do hereby consent to the annexation of our real property to be made a part of the City of Rainier, State of Oregon and to be incorporated within the city limits thereof.

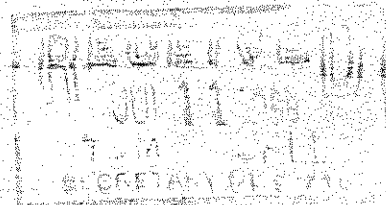
My/Our property is contiguous to the present boundaries of the City of Rainier and is particularly described as follows, to-wit:

Per Attached Schedule marked "Exhibit A"

Dated this 3rd day of June, 1966.

B. Busack

Harriet D. Busack



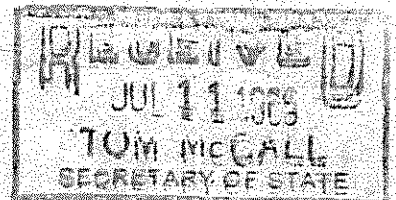
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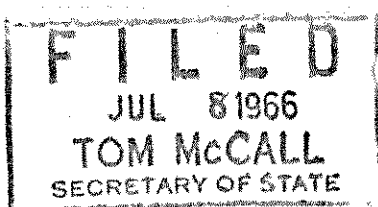
"EXHIBIT A"

All that portion of the following described real estate lying southerly of the South boundary of Section 17 extended East, in Township 7 North, Range 2 West of Willamette Meridian, Columbia County, Oregon, to-wit:

Beginning at a point in the center of J.B.E. Bourne County Road at its point of intersection with the South line of the Charles Fox Donation Land Claim, said point being South 87°57' East 1695.0 feet from the Southwest corner of said Charles Fox Donation Land Claim; thence following center of said road North 1°17' West 494.0 feet; thence North 25°07' West 180.5 feet; thence North 61°23' West 157.8 feet; thence North 21°05' East 46.6 feet; thence North 75°03' East 306.6 feet; thence North 81°38' East 500.00 feet; thence North 15°05' East 23.0 feet to the center line of the J.G. McKay County Road; thence along the center line of the said J.G. McKay County Road North 88°47' West 138.1 feet; thence North 76°37' West 211.2 feet; thence North 84°34' West 370.0 feet; thence North 85°58' West 308.3 feet; thence South 52°50' West 69.5 feet; thence South 46°53' West 65 feet; thence South 35°34' West 200 feet; thence South 23°25' West 100 feet; thence South 10°27' West 200 feet; thence South 16°34' West 100 feet; thence South 17°58' East 200 feet; thence South 10°27' West 100 feet; thence South 28°09' West 99.5 feet to the South line of the Charles Fox Donation Land Claim; thence East along said Fox Donation Land Claim line a distance of 759.7 feet to point of beginning. EXCEPTING THEREFROM the following described tract:

Beginning at a point on the Easterly right of way line of McKay County Road that is South 565.73 feet and East 406.73 feet from the Southeast corner of the John Harris Donation Land Claim in Section 16, Township 7 North, Range 2 West, Willamette Meridian, Columbia County, Oregon; said point being marked with a 5/8 inch steel bar; thence North 88°43' East a distance of 200.0 feet; thence South 17°58' East a distance of 200.0 feet; thence South 88°43' West a distance of 200.0 feet to the said Easterly right of way line of the McKay County Road; thence North 17°58' West a distance of 200 feet to the point of beginning.





R E S O L U T I O N

WHEREAS, there has been filed with the City of Rainier a written Petition for Annexation of the following described property presently contiguous to the boundaries of the City of Rainier, particularly described as follows, to-wit:

Per Attached Schedule marked "Exhibit A"

And Whereas, the City Charter of the City of Rainier does not expressly prohibit the city from dispensing with submission of the question of annexation to the resident voters of the city;

Now Therefore --

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF RAINIER that a public hearing shall be had at 8 o'clock p.m. on the 6th day of July, 1966, in the Council Chambers, City Hall Building, City of Rainier, Oregon, for the Common Council of the City of Rainier, at which time and place the registered voters of the City of Rainier may appear and be heard on the question of said annexation, and whether or not the Common Council shall dispense with submitting the question to the registered voters of the city and shall proceed by having an annexation only within the area before legally described.

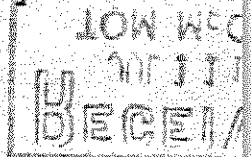
BE IT FURTHER RESOLVED that notice of this hearing shall be published once weekly for two successive weeks prior to the date set for hearing thereof in the Rainier Review, a newspaper of general circulation in the City of Rainier, and there shall also be notices of the hearing posted in four public places within the City of Rainier for a like period of time. Said notices shall be signed by the Mayor and attested by the Recorder of the City of Rainier.

Resolution adopted this 6th day of June, 1966

ATTEST:

/s/ Grace M. Brough
City Recorder

/s/ Theodore I. Kall
Mayor



"EXHIBIT A"

All that portion of the following described real estate lying southerly of the South boundary of Section 17 extended East, in Township 7 North, Range 2 West of Willamette Meridian, Columbia County, Oregon, to-wit:

Beginning at a point in the center of J.B.E. Bourne County Road at its point of intersection with the South line of the Charles Fox Donation Land Claim, said point being South 87°57' East 1695.0 feet from the Southwest corner of said Charles Fox Donation Land Claim; thence following center of said road North 1°17' West 494.0 feet; thence North 25°07' West 180.5 feet; thence North 61°23' West 157.8 feet; thence North 21°05' East 46.6 feet; thence North 75°03' East 306.6 feet; thence North 81°38' East 500.00 feet; thence North 15°05' East 23.0 feet to the center line of the J.G. McKay County Road; thence along the center line of the said J.G. McKay County Road North 88°47' West 138.1 feet; thence North 76°37' West 211.2 feet; thence North 84°34' West 370.0 feet; thence North 85°58' West 308.3 feet; thence South 52°50' West 69.5 feet; thence South 46°53' West 65 feet; thence South 35°34' West 200 feet; thence South 23°25' West 100 feet; thence South 10°27' West 200 feet; thence South 16°34' West 100 feet; thence South 17°58' East 200 feet; thence South 10°27' West 100 feet; thence South 28°09' West 99.5 feet to the South line of the Charles Fox Donation Land Claim; thence East along said Fox Donation Land Claim line a distance of 759.7 feet to point of beginning. EXCEPTING THEREFROM the following described tract:

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