

RESOLUTION NO. XXXIII

A RESOLUTION RELATING TO AN ANNEXATION AND BOUNDARY CHANGE FOR THE CITY OF WILSONVILLE.

(Application of Pauline B. Laird, et al, by K.C. Strand, Realtor)

WHEREAS, it is the desire of the City of Wilsonville, Clackamas and Washington Counties, State of Oregon, to annex parts of Sections 1 and 2, Township 3 South, Range 1 West of the Willamette Meridian in Washington County, Oregon, as hereinafter more particularly described and all of which lies wholly within the same County, i.e., Washington County, and is contiguous to the City of Wilsonville; and

WHEREAS, the territory to be annexed consists of approximately 155 acres comprising five separate but contiguous parcels of land which is now devoted to farm crops, unimproved acreage and some buildings. Pertinent information relative to each parcel and the ownerships thereof is contained in the various exhibits attached to this Resolution which are hereinafter referred to:

1. Exhibit No. 1 consisting of five sub-parts numbered 1-A to 1-E, inclusive, are descriptions of the five separate but contiguous parcels of land which are proposed to be annexed to the City of Wilsonville, and the surnames of the owners are indicated on each description.
2. Exhibit No. 2 is a map drawn to scale showing the five separate and contiguous parcels of land which are proposed to be annexed to the City of Wilsonville and which are described in the five sub-parts of Exhibit 1.
3. Exhibit No. 3 consists of last Deeds of record and printouts taken from Washington County computer on the five separate and contiguous parcels of land described in Exhibit 1 and identified on the map which is Exhibit 2. Exhibit No. 3 consists of five parts numbered 3-A to 3-E, inclusive, and they include copies of the Washington County Assessor's records of acreage for each, land and building values, current taxes for each and other similar and relevant information.
4. Exhibit No. 4 is an aerial photograph of the entire area which is the subject matter of this proposed annexation and boundary change, and indicates the general nature of the present use of the five separate and contiguous parcels of land, their relationship to each other and the proximity of the total area and each separate parcel to the City of Wilsonville.

5. Exhibit No. 5 contains pertinent factual information relating to an Application by Mobil Oil Corporation, owner of one of the parcels of land to be annexed, to the Washington County Board of Adjustment for a variance to raise a sign on its property on the northeast corner of Elligsen Road and Interstate-5 (Portland-Salem Freeway). This Exhibit consists of two parts identified as Exhibit 5-A and 5-B.
6. Exhibit No. 6 consists of the "APPLICATION FOR BOUNDARY CHANGE" of two pages and signed by the owners of the five separate parcels of land proposed for annexation to the City.

ALL OF THE VARIOUS EXHIBITS AND THEIR SUB-PARTS PREVIOUSLY DESCRIBED AND REFERRED TO HEREIN ARE ATTACHED HERETO AND BY THIS REFERENCE AND THEIR ANNEXATION HERETO ARE EXPRESSLY MADE A PART HEREOF.

WHEREAS, the Wilsonville City Planning Commission has reviewed the records and file of this matter, including the attached Exhibits, and at a regular meeting thereof on May 25, 1972, determined that it would be in the best interests of the City of Wilsonville if the proposed annexation and boundary change were approved by the Wilsonville City Council; and

WHEREAS, the Wilsonville City Council has reviewed and considered the request of Pauline B. Laird, Arthur W. Whitaker and Blanche M. Whitaker, husband and wife, Paul E. Doty and Grace E. Doty, husband and wife, Vada G. Lewis and Mobil Oil Corporation for annexation of their respective properties to the City of Wilsonville; and the Wilsonville City Council has reviewed and studied the attached Exhibits, the City's proposed development plan and the recommendations of the Wilsonville City Planning Commission, and the City Council is of the opinion that it would be in the best interests of the City of Wilsonville and the inhabitants thereof if the said territory were annexed to the City of Wilsonville for the purpose of increasing the City's tax base, providing sewer, water and other utilities and other City services to the territory in question and also for the purpose of assuring a proper and orderly development of said property.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF WILSONVILLE, CLACKAMAS AND WASHINGTON COUNTIES, OREGON, that it request, and does hereby request, the Local Government Boundary Commission formed under ORS 199.410 to 199.540 to commence necessary proceedings for annexing to the City of Wilsonville the following described real property located in the County of Washington, State of Oregon, to-wit:

PARCEL 1-A (Laird):

Part of Section 1, Township 3 South, Range 1 West, Willamette Meridian, in Washington County, Oregon, described as follows:

Beginning at the Southwest corner of Government Lot No. 1, said Section 1; thence South $89^{\circ} 01'$ West on the South line of the Northwest quarter of the Northwest quarter of said Section 1, a distance of 480 feet, more or less, to the Northeast corner of that tract conveyed to Arthur W. Whitaker, et ux, by deed recorded in Book 194, Page 650; thence South $0^{\circ} 46'$ East along the east line of said Whitaker Tract, 2649.4 feet to the Southeast corner thereof in the center of a county road; thence East in the center of said County road, 760 feet; thence North $0^{\circ} 46'$ West parallel with the east line of said Whitaker Tract 520 feet; thence East parallel with the center of said County Road 380 feet; thence Northwesterly 840 feet, more or less, to a fir tree which bears North $0^{\circ} 46'$ West 1340 feet, more or less, and East 1000 feet, more or less, from the Southeast corner of said Whitaker Tract; thence Northwesterly 1400 feet, more or less, to the place of beginning.

NOTE: The Easterly line of the above described tract is to be determined by actual survey at a later date.

PARCEL 1-B (Whitaker):

Beginning at the West quarter section corner of Section 1, Township 3 South, Range 1 West of the Willamette Meridian, thence North on the West line of said Section 1321.6 feet to an iron pipe driven at the Northwest corner of said Southwest quarter of the Northwest quarter; thence North $89^{\circ} 1'$ East along the North line of said subdivision 823.2 feet; thence South $0^{\circ} 46'$ East parallel with half section line running North and South through said Section 1, 2647.6 feet to an iron pipe driven in the center of the county road and in the South line of said Northwest quarter of the Southwest quarter of said Section 1; thence South $89^{\circ} 7'$ West 826.7 feet along said South line to an iron pipe driven in the center of the County Road at the Southwest corner of said subdivision; thence North along the West line of said Section 1324.7 feet to the place of beginning.

PARCEL 1-C (Doty):

A parcel of land lying in the Southeast quarter of the Northeast quarter of Section 2, Township 3 South, Range 1 West, Willamette Meridian, in Washington County, Oregon

and being a portion of that property described in that certain deed to State of Oregon, by and through its State Highway Commission, recorded in Book 329, Page 562, of Washington County Records of Deeds and in that certain final Judgment, dated April 23, 1953, and filed in the Circuit Court of the State of Oregon, for the County of Washington, wherein the State of Oregon, by and through its State Highway Commission was the plaintiff and Louisa Micek was the defendant, and bearing Case No. 16684; the said parcel being that portion of said property lying Easterly of a line which is parallel to and 300 feet Easterly of the center line of the South bound lane of the Pacific Highway formerly known as the West Portland-Hubbard Highway, which center line is described as follows:

Beginning at Engineer's Center Line Station 384+51.22; said Station being 2178.09 feet North 24° 55' 21" West of the East quarter corner of said Section 2; thence on an 11,459.16 foot radius curve left (the long chord of which bears South 7° 52' 30" West) 2923.34 feet to Station 413+74.56.

PARCEL 1-D (Doty & Lewis):

Part of Section 2, Township 3 South, Range 1 West, Willamette Meridian, in Washington County, Oregon, described as follows:

Beginning at an iron pipe which bears South 0° 24' West 1304.97 feet from the quarter corner between Sections 1 & 2 Township 3 South, Range 1 West, Willamette Meridian; thence North 89° 50' West along the North right of way line of a county road 120.77 feet more or less to the easterly line of that tract conveyed to the State of Oregon, by and through its State Highway Commission, by deed book 744, page 151; thence North Northwesterly, and Northerly following the boundary of said State of Oregon Tract and the Easterly boundary of the Baldock Freeway to its intersection with the Northerly line of that tract conveyed to Paul E. Doty and Vada G. Lewis by deed book 268, page 301; thence North 89° 30' East 1010 feet more or less to an iron pipe at the Northeast corner of said Doty & Lewis Tract; thence South 0° 24' West on the East line of said Section 2, a distance of 452.10 feet to the quarter corner on the East line thereof; thence South 0° 24' West 1304.97 feet to the place of beginning; EXCEPT that tract conveyed to Mobil Oil Corporation, by deed book 793, page 439, Records of Washington County.

PARCEL 1-E (Mobil Oil):

A parcel of land in the Southeast quarter of Section 2, Township 3 South, Range 1 West, Willamette Meridian, in Washington County, Oregon, more particularly described as follows:

Beginning at a point on the Northerly line of Parcel II in deed to the State of Oregon, in Deed Book 744, page 151, that is South 82° 11' 41" East, 60.57 feet from the Engineer's Stafford Road Station "S" 102+30 said Station being the Westerly point of access reserved to the grantor in said deed; thence North 0° 03' 50" West, parallel with the East boundary of that certain tract conveyed to Paul E. Doty, et al, by deed recorded in Book 268, page 301, a distance of 185.00 feet; thence North 89° 56' 10" East, 200.00 feet; thence South 0° 03' 50" East 212.64 feet to the said Northerly line of Parcel II; thence North 82° 11' 41" West, 201.90 feet to the point of beginning.


That the said property and all parcels thereof adjoin the present boundaries of the City of Wilsonville, Oregon.

BE IT FURTHER RESOLVED that the City of Wilsonville has jurisdiction to annex said property and, in reliance on the Application of all of the property owners and their express written consent to the proposed annexation, is proceeding under the provisions and authority of ORS 222.170.

BE IT FURTHER RESOLVED that the Wilsonville City Recorder file a copy of this Resolution with all attached Exhibits with the Boundary Commission having jurisdiction in this matter; and if it takes no action in this matter within sixty (60) days from the date this Resolution is filed with the said Commission, that the City of Wilsonville shall consider that the Boundary Commission has consented to said annexation, and the City of Wilsonville shall then proceed to annex said property pursuant to the laws of Oregon.

This Resolution is adopted by the Wilsonville City Council and filed with the City Recorder this ~~25~~²⁶th day of June, 1972.

ATTEST:



PHILLIP R. BALSIGER - Mayor



MARJORIE A. HINTZ - City Recorder