

ORDINANCE NO. 4844

AN ORDINANCE WITHDRAWING TERRITORY FROM THE ALBANY RURAL FIRE PROTECTION DISTRICT (FILE NO. AN-04-88).

WHEREAS, on December 7, 1988, the Albany City Council proclaimed the annexation of territory by adoption of Resolution No. 2833 and described in Exhibit A, attached hereto; and

WHEREAS, on December 7, 1988, the Albany City Council adopted Resolution No. 2834 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 December 21, 1988, 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1: The following described territory to-wit: (see attached legal description, Exhibit A) is hereby proclaimed to be withdrawn from the Albany Rural Fire Protection District.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, Secretary of State of the State of Oregon, and the State of Oregon Department of Revenue.

Passed by the Council: December 21, 1988

Approved by the Mayor: December 22, 1988

Effective Date: January 20, 1988

Tom Holman
Mayor

ATTEST:

W. J. ...
City Recorder

EXHIBIT A
LEGAL DESCRIPTION
FILE NO. AN-04-88

Beginning at the intersection of the West line of that parcel conveyed to Julie A. Sanford and Charles W. Johnson by deed recorded in MF Volume 373, Page 194, Linn County Microfilm Records and the south right of way line of the Santiam Highway, which point is 3038.93 feet South 89°54' West and 113.43 feet South 0°06' East of the northeast corner of the Edward N. White Donation Land Claim Number 48, Township 11 South, Range 3 West of the Willamette Base and Meridian, Linn County, Oregon; thence South 0°06' East 228.57 feet to the southwest corner of said Sanford and Johnson parcel; thence South 89°54' West along the north line of that parcel conveyed to Jim Jacobs et ux by deed recorded in MF Volume 292, Page 96 said microfilm records 226 feet; thence North 3°32'24" east 31.20 feet; thence North 76°54'58" West 71.96 feet; thence North 5°27'58" West 152.22 feet; thence North 31°15'26" East 66.14 feet to the south right of way line of said highway; thence along the south right of way line of said highway South 72°36'48" East 95.77 feet and North 89°20'43" East 182.57 feet to the point of beginning. Containing 1.54 acre more or less.

