

ORDINANCE NO. 858

AN ORDINANCE CLARIFYING THE PIONEER MEADOWS SUBDIVISION ANNEXATION.

WHEREAS, on July 18, 1994, the Stayton City Council adopted Resolution No. 546 annexing Phases 1 and 2 of the Pioneer Meadows Subdivision; and, on July 1, 1996, the Stayton City Council adopted Resolution No. 584, which annexed Phases 3, 4, and 5 of the Pioneer Meadows Subdivision;

WHEREAS, it has recently been discerned that the legal description and boundary description appearing in Resolution No. 546 (Pioneer Meadows Subdivision Phases 1 and 2) is not clearly stated and needs to be clarified;

WHEREAS, it appears that the annexation resulting from the adoption of Resolution No. 584 (Pioneer Meadows Phases 3, 4, and 5) was not reported to the Oregon Department of Revenue, the Marion County Assessor, or Marion County Clerk at the time. The purpose of this Ordinance is to direct that such reporting occur.

NOW, THEREFORE, the Stayton City Council does ordain as follows:

SECTION 1. Stayton City Council Resolution No. 546 (Annexation of Pioneer Meadows Phases 1 and 2) is hereby reaffirmed; and the Council hereby adopts a clarified legal description and map of the premises and the affected City boundaries for Pioneer Meadows Phases 1 and 2 (Exhibit A attached hereto and by this reference made a part of this Ordinance).

SECTION 2. Stayton City Council Resolution No. 584 (Annexation of Pioneer Meadows, Phases 3, 4, and 5) is hereby reaffirmed; and the Council hereby adopts a clarified legal description and map of the premises and the affected City boundaries for Pioneer Meadows Phases 3, 4 and 5 (Exhibit B attached hereto and by this reference made a part of this Ordinance).

SECTION 3. This Ordinance, with attachments, shall be furnished to the Oregon Secretary of State, the Oregon Department of Revenue, the Marion County Assessor's Office, and the Marion County Clerk's Office forthwith.

ADOPTED BY THE STAYTON CITY COUNCIL following public hearing this 2nd day of February, 2004.

Signed: February 3, 2004

CITY OF STAYTON

By: Gerry Aboud
Gerry Aboud, Mayor

Signed: Feb. 3, 2004

ATTEST: Chris Childs
Chris Childs, City Administrator

APPROVED AS TO FORM:

David A. Rhoten
David A. Rhoten, City Attorney

Exhibit "A"
(Pioneer Meadows Phases 1 and 2)

Beginning at the Initial Corner of this subdivision which is a 5/8 inch by 30 inch iron rod with a yellow plastic cap stamped "Barker PLS 636" on the North boundary line of that tract of land conveyed to Daniel E. Brammer and Marilyn J. Brammer, et al, by deed recorded in Reel 885, Page 439, Deed Records for Marion County, Oregon which point bears South 00°38'04" East 731.50 feet and North 89°21'47" East 387.65 feet from the Quarter corner on the West line of Section 11, Township 9 South, Range 1 West of the Willamette Meridian in Marion County Oregon; thence North 89°21'47" East along the North line of said Brammer tract, a distance of 842.77 feet to the Southwest corner of that tract of land conveyed to Richard Schotthoefer and Gertrude Schotthoefer by deed recorded in Volume 300, Page 685, Deed Records; thence North 0°42'53" West along the West line of said Schotthoefer tract, a distance of 306.73 feet to a point on the South right-of-way line of E. Jefferson Street; thence North 89°19'00" East along said right-of-way line, a distance of 117.00 feet; thence South 0°42'53" East 533.06 feet; thence North 89°21'47" East 5.00 feet; thence South 0°42'53" East 401.70 feet to a point on the South line of said Brammer tract; thence South 89°22'48" West along said South line a distance of 962.05 feet to a point on the East line of that tract of land conveyed to James R. Lande and Elsie Lande by deed recorded in Volume 581, Page 561, Deed Records; thence North 0°31'44" West along said East line, a distance of 150.00 feet to the Northeast corner thereof; thence North 7°07'48" East 45.41 feet; thence North 0°38'13" West 206.41 feet; thence North 10°05'58" West 60.83 feet; thence North 0°38'13" West 166.24 feet to the Point of Beginning and containing 14.6344 acres of land, more or less.

ALSO

Beginning at the Initial Corner of this subdivision which is a 5/8 inch by 30 inch iron rod with a yellow plastic cap stamped "Panther LS 1917" marking the most northerly Northwest corner of that tract of land conveyed to Daniel E. Brammer and Marilyn J. Brammer, et al, by deed recorded in Reel 885, page 439, Deed Records for Marion County, Oregon which point bears South 00°38'04" East 731.50 feet and North 89°21'47" East 50.52 feet from the Quarter corner on the West line of Section 11, Township 9 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; thence North 89°21'47" East along the North line of said Brammer tract, a distance of 337.13 feet to the Northwest corner of Lot 12, PIONEER MEADOWS - PHASE I as platted and recorded in Volume 41, Page 9, Book of Town Plats for Marion County, Oregon; thence South 0°38'13" East along the West line of said Lot 12, a distance of 166.24 feet to the Southwest corner thereof; thence South 10°05'58" East 60.83 feet to the Northwest corner of Lot 13 of said subdivision; thence South 0°38'13" East along the West line of said Lot 13 and the southerly extension thereof, a distance of 206.41 feet to the Southwest corner of Lot 30 of said subdivision; thence South 7°07'48" West 45.41 feet to the Northeast corner of that tract of land conveyed to James R. Lande and Elsie Lande by deed recorded in Volume 581, Page 561, Deed Records; thence South 89°23'47" West along the North line of said Lande tract and the westerly extension thereof, a distance of 372.13 feet to the Northwest corner of that tract of land conveyed to Larry L. Kassner and Mary A. Kassner, by deed recorded in Reel 654, Page 23, Deed Records; thence South 0°29'35" East along the West line of said Kassner tract, a distance of 116.89 feet to the Southwest corner thereof; thence South 89°42'49" West along the South line of said Brammer tract, a distance of 25.00 feet, more or less, to a point on the East line of Section 10 in said Township and Range; thence northerly along said Section line, a distance of 368.23 feet to a point on the South line of that tract of land described in Reel 595, Page 032, Deed Records for Marion County, Oregon;

thence North 89°32'44" East along said line, a distance of 54.83 feet, more or less, to the Southeast corner of said tract; thence North 00°27'57" West along the East line of said tract, a distance of 226.24 feet to the Point of Beginning and containing 4.148 acres of land, more or less.

EXHIBIT 'A'

NW1/4 SW1/4 SEC. 11 T9S R1W WM, MARION COUNTY

LEGEND

- LINE TYPES
- TAX MAP BOUNDARY
 - OLD PROPERTY LINE
 - VACATED RIGHT-OF-WAY
 - RAILROAD RIGHT-OF-WAY
 - RAILROAD
 - STRETA LANE ETC TAX LOT BOUNDARY
 - STRETA LANE ETC RIGHT-OF-WAY
 - SUBDIVISION BOUNDARY
 - PARTITION PLAT BDR.
 - TAX CODE BOUNDARY
 - EASEMENT

SYMBOL TYPES

- DLG
- CONTROL POINTS
- SURVEY MONUMENTS
- GLA CORNERS
- SECTION 1/4 SEC
- 1/4 SEC
- 1/8 SEC
- 1/8 SEC
- 1/16 SEC

NUMBERS
TAX CODE NO.
000 00 00 0

CHECKED - ALL AREAS EXCEPT ANY PORTION THAT MAY BE WITHIN THE INDICATED PUBLIC RIGHT OF WAY.

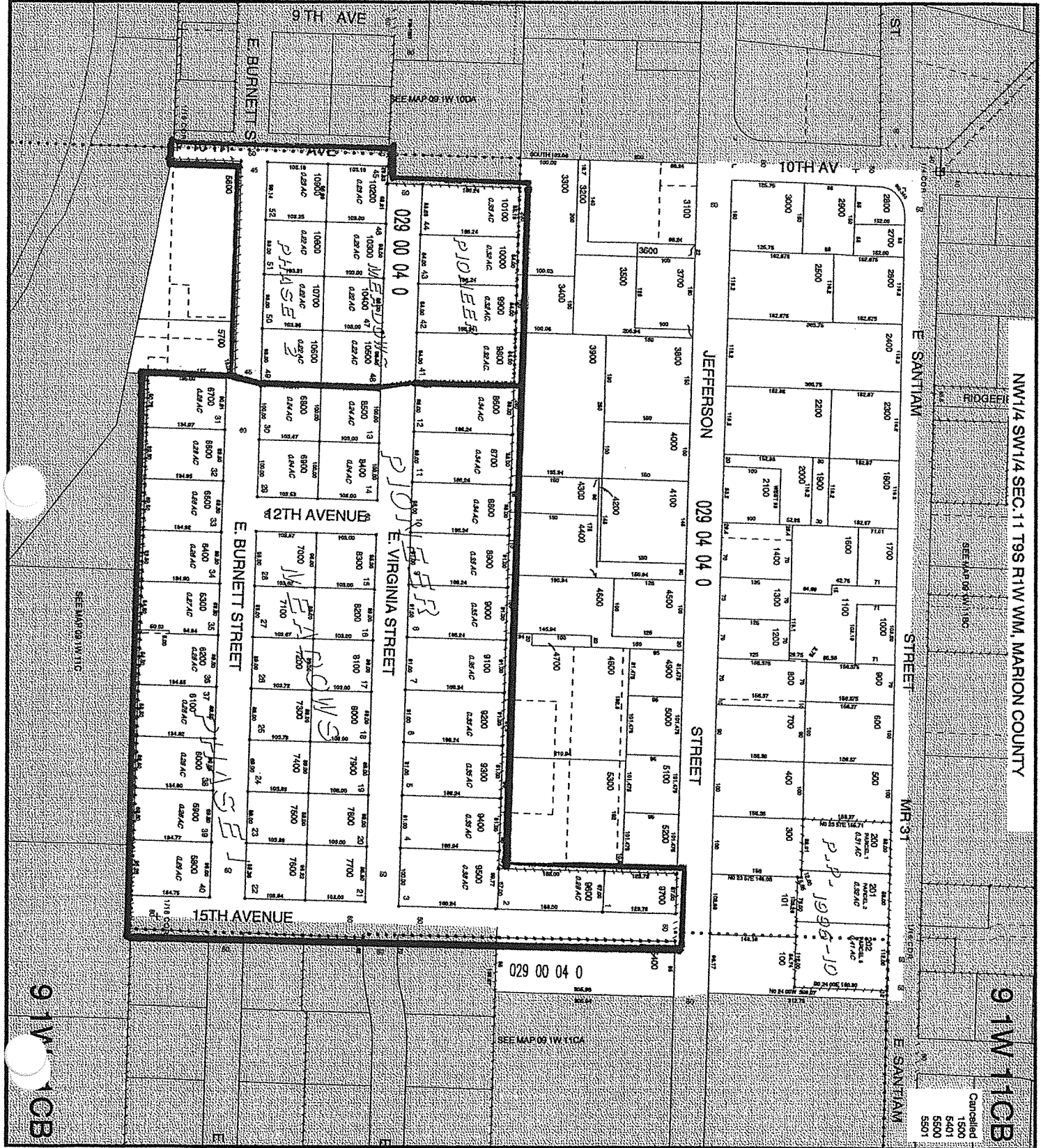
TICK MARKS - WHEN A TICK MARK IS INDICATED ON THE EXPANSION OF A LOT, THE TICK MARK GENERALLY IS TO BE USED WHEN DIMENSIONS DO NOT PUBLIC RIGHT OF WAY.

AREAS ARE USED WITH DIMENSIONS IN FEET OR DECIMALS THEREOF.

NOTICE: This map was created for Assessor's Office use ONLY.



SCALE 1" = 100'
of 1:1,100
Plot file created: 010
Assessor's Office



Cancelled
1500
5401
5500
5501

91W11CB

Exhibit "B"

Those certain tracts of land situated in the Southwest Quarter of Section 11, Township 9 South, Range 1 West of the Willamette Meridian in Marion County, Oregon described as follows:

(Phase 3) Beginning at the Initial Point of this subdivision which is a 5/8 inch by 30 inch iron rod with a yellow plastic cap stamped "Barker PLS 636" on the East boundary line of PIONEER MEADOWS - PHASE I, which bears North 00°42'53" West 298.70 feet from the Southeast corner of said subdivision; thence North 89°21'47" East 130.22 feet; thence North 00°38'13" West 9.24 feet; thence North 89°21'47" East 745.68 feet; thence South 00°38'13" East 308.20 feet to a point on the South line of that tract of land conveyed to Daniel E. Brammer and Marilyn S. Brammer, et al, by deed recorded in Reel 885, Page 439, Deed Records for Marion County, Oregon; thence South 89°22'48" West along said South line, a distance of 875.50 feet to the Southeast corner of said PIONEER MEADOWS - PHASE I; thence North 00°42'53" West along the East boundary line of said subdivision, a distance of 298.70 feet to the point of beginning and containing 6.166 acres of land, more or less.

ALSO

(Phase 4) Beginning at the Initial Point of this subdivision which is a 5/8 inch by 30 inch iron rod with a yellow plastic cap stamped "Barker PLS 636" at the southeast corner of Lot 66, PIONEER MEADOWS - PHASE III; thence North 00°38'13" West along the East boundary line of said PIONEER MEADOWS - PHASE III, a distance of 308.20 feet to the Northeast corner of Lot 67 of said Subdivision; thence North 89°21'47" East 254.28 feet; thence South 00°38'13" East 308.28 feet to a point on the South line of that tract of land conveyed to Daniel E. Brammer and Marilyn S. Brammer, et al, by deed recorded in Reel 885, Page 439, Deed Records for Marion County, Oregon; thence South 89°22'48" West along said South line, a distance of 254.28 feet to the Point of Beginning and containing 1.7993 acres of land, more or less.

ALSO

(Phase 5) Beginning at the Initial Point of this subdivision which is a 5/8 inch by 30 inch iron rod with a yellow plastic cap stamped "Barker PLS 636" at the Northwest corner of Lot 73, PIONEER MEADOWS - PHASE III; thence North 00°42'53" West along the East line of 15th Avenue, a distance of 103.00 feet; thence South 89°21'47" West 5.00 feet to an angle point in said East line; thence North 00°42'53" West continuing along said East line, a distance of 226.24 feet to a point on the North line of that tract of land described in Reel 885, Page 439, Deed Records for Marion County, Oregon; thence North 89°21'47" East along said North line, a distance of 1315.72 feet to the Northeast corner thereof; thence South 00°37'51" East along the East line of said tract, a distance of 628.33 feet to the Southeast corner thereof; thence South 89°22'48" West along the South line of said tract, a distance of 180.02 feet to the Southeast corner of Lot 77, PIONEER MEADOWS - PHASE IV; thence North 00°38'13" West 308.28 feet to the Northeast corner of Lot 75 of said PIONEER MEADOWS - PHASE IV; thence South 89°21'47" West along the North line of said Lot 75 and the westerly extension thereof, a distance of 999.96 feet to the Northwest corner of Lot 72 of PIONEER MEADOWS - PHASE III; thence South 00°38'13" East 9.24 feet to the Northeast corner of Lot 73 of said subdivision; thence South 89°21'47" West along the North line of said Lot 73, a distance of 130.22 feet to the Point of Beginning and containing 10.9549 acres of land, more or less.

EXHIBIT "B"

LEGEND

- LINE TYPES**
- TAX LOT BOUNDARY
 - OLD PROPERTY LINE
 - ROAD RIGHT-OF-WAY
 - VACATED RIGHT-OF-WAY
 - RAILROAD
 - RAILROAD RIGHT-OF-WAY
 - SPECIAL LINES, ETC. TAX LOT BOUNDARY
 - SPECIAL LINES, ETC. RIGHT-OF-WAY
 - SUBDIVISION BOUNDARY
 - PARTITION PLAT BDR.
 - TAX CODE BOUNDARY
 - EASEMENT

SYMBOL TYPES

- OLC
- CONTROL POINTS
- SURVEY MONUMENTS
- OLD CORNERS
- SECTION 1/4 SEC. 1/16 SEC.
- 1/8 SEC. 1/32 SEC.

NUMBERS

TAX CODE NO.
000 00 00 0

ACRES - ALL ACRES EXCLUDE ANY PORTION THAT MAY BE WITHIN THE INDICATED PUBLIC RIGHT OF WAY.

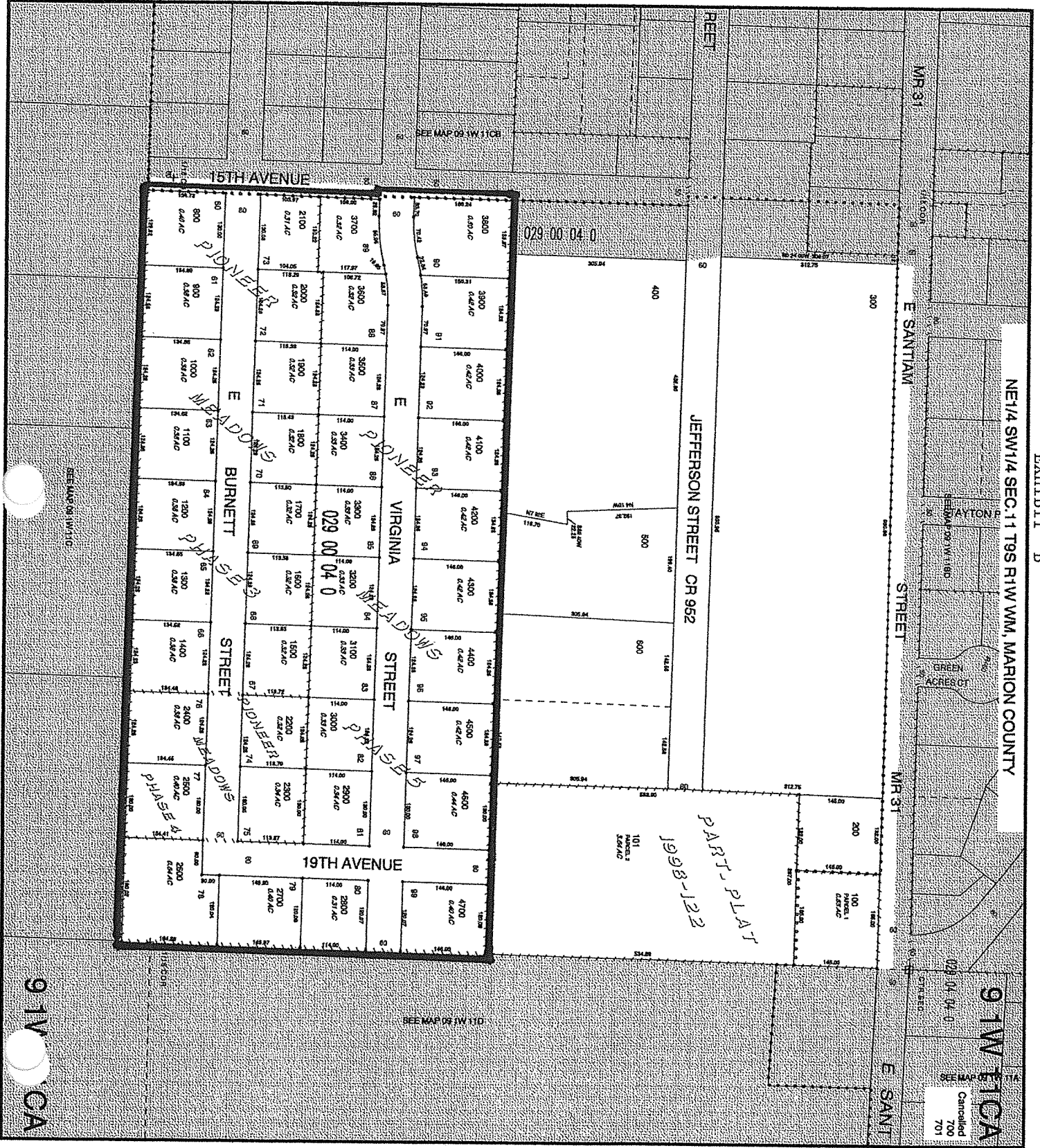
TICK MARKS - WHEN A TICK MARK IS INDICATED ON THE EXTENSION OF A LINE THEN THE DIMENSION GOES TO THE TICK MARK. GENERALLY THIS IS USED WHEN DIMENSIONS GO INTO PUBLIC RIGHT OF WAY.

ALWAYS USE USED WITH DIMENSIONS IN HANDS OF GREATER COMPLEXITY.

NOTICE: This map was created for Assessor's Office use ONLY.



SCALE 1" = 100'
of 1:1500
Plot file created: 0310
A:\GIS\0310\11500



91W T1CA
Cancelled
700
701

91W T1CA