

ORDINANCE NO. 148.

A Bill for an ordinance referring and submitting an amendment to Section 2, of Chapter I. of the Charter of the Town of Stayton, Oregon, to the legal voters of said town, and also to the legal voters residing within the territory proposed to be annexed to said town, for their adoption or rejection at a special election to be held for that purpose, and matters incident thereto and in connection therewith, and declaring an emergency to exist.

THE TOWN OF STAYTON DO ORDAIN AS FOLLOWS:

Section 1. That a special election shall be held, and is hereby called to be held on Monday, the 10th day of June, 1918, from 9:00 o'clock A.M. until 6:00 o'clock P.M. as provided in the charter of said town, for the purpose of submitting an amendment to Section 2, of Chapter I. of the Charter of the Town of Stayton, Oregon, as proposed by initiative petition, to the legal voters of said town of Stayton, and also to the legal voters residing within the territory proposed to be annexed to said town, for their adoption or rejection.

Section 2. That the following is the proposed amendment to be submitted to said legal voters at said special election, to-wit:

"That Section 2, of Chapter I. of the Charter of the town of Stayton, Oregon, shall be and the same is hereby amended to read as follows:

Section 2. The limits of said town and the boundaries of said corporation over which said town shall exercise municipal authority shall be within the following territory, to-wit:

Beginning at a point 30 feet South of the Northeast corner of Section 10, in Township 9 South, Range 1 West of the Willamette Meridian; running thence West 360 rods; thence South and parallel with the west boundary line of said Section 10, to the north bank of the North Santiam river; thence Easterly up said river and meandering with the North bank thereof to the east boundary line of Section 15, in said township and range; thence North along the east boundary line of sections 15 and 10, to the place of beginning."

Section 3. That the territory so proposed to be annexed by said amendment is described as follows:

Beginning at a point 30 feet South of the Northeast corner of Section 10, in Township 9 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; running thence West and parallel with the north boundary lines of said section 10, and section 9, in said township and range 360 rods; thence South and parallel with the west boundary line of said section 10, to the north bank of the North Santiam river; thence Easterly up said river and meandering with the north bank thereof to a point 40 rods due west of the half section line dividing section 15, into east and west halves, said point being also the Southwest corner of the town of Stayton, Oregon; thence North along the west boundary line of said town to the half section line dividing section 10, into north and south halves, said point being also the Northwest corner of said town; thence East along said half section line 200 rods to the East line of said section 10; thence North along the east boundary line of said section 10, to the place of beginning.

Section 4. That the Recorder of said town of Stayton, is hereby authorized and directed to publish a notice of said election as required by law, in the Stayton Mail for four successive weeks commencing with the issue of May 9th, 1918, and ending with the issue of June 6th, 1918. Said Recorder is also authorized and directed

to post notices of said election in four public places within said town of stayton, and also in four public places within the territory proposed to be annexed to said town. Said notices to be so posted for a period of at least four weeks before said election, and shall be so posted as to be easily read by the traveling public.

Section 5. Said notices shall distinctly state the proposition to be submitted, and shall state distinctly the boundaries of the territory proposed to be annexed by said amendment, and shall state the place where the polls will be open within said town, and also within the territory proposed to be annexed; and shall also state the named of the judges and clerks of said election.

Section 6. That J. P. Davie is hereby appointed Judge of Election and Joseph Fisher and Hattie Smith are hereby appointed Clerks of Election for said special election within the town of Stayton.

Section 7. That George Keech is hereby appointed Judge of Election, and Lee Tate and Grant Murphy are hereby appointed Clerks of Election of said special election within the territory proposed to be annexed.

Section 8. That the polls will be open within the town of Stayton for said election, at the town hall on Third street; that the polls will be open for said election within said territory proposed to be annexed at the garage on the George Keech property situated on the road leading to Sublimity from Stayton.

Section 9. Whereas the proposition to be submitted to said voters involves the right to furnish and use city water and lights and also the right to extend and receive fire protection from said town it is the judgment of the council that an emergency exists and that this ordinance is necessary for the immediate preservation of the peace, health and safety of the citizens of the town of Stayton, and of those within the territory proposed to be annexed, and an emergency is hereby declared to exist, and that this ordinance shall be in full force and effect immediately upon its passage by the council and approval by the mayor.

Passed by the Council this 7th day of May, 1918.

Approved by the Mayor this 7th day of May, 1918.

W. P. Bunch Mayor.

Attest: Attest J. B. Grier Recorder.

STATE OF OREGON )  
COUNTY OF MARION ) ss.  
TOWN OF STAYTON )

I, J. B. Grier, being first duly sworn depose and say that I am the duly elected, qualified, and acting Recorder of the Town of Stayton, Oregon; that I posted four notices of election in four public places within the town of Stayton, Oregon, as follows, to-wit: One on the bulletin board in the postoffice, one on Fifth Street near the Baptist Church, one at the corner of First and Washington Streets, and one on the door of the town hall on Third Street; that all of said notices were so posted on the 9th day of May, 1918, and were so posted as to be easily read by the traveling public; that all of said places were and now are public places in Stayton, Oregon; that all of said notices remained so posted for more than four weeks consecutively from said 9th day of May, 1918, a copy of which said notice is hereunto attached, marked "Exhibit A", and made a part hereof.

That I also posted four of said notices within the territory proposed to be annexed to said town of Stayton and described in said notice hereunto attached; that said notices were so posted within said territory as follows, to-wit: One near the A. D. Murphy residence on the county road leading to West Stayton, one on West Water Street near the M. Streff residence, one on Third Street near the W. M. Wendel residence, and one on the county road leading to Sublimity near the Geo. Keech residence; that all of said notices were so posted on the 9th day of May, 1918, and were so posted as to be easily read by the traveling public; that all of said places were and now are public places within said territory; that all of said notices remained so posted for more than four weeks consecutively from said 9th day of May, 1918.

J. B. Grier

Subscribed and sworn to before me this 11th day of June, 1918.

[Signature]  
Notary Public for Oregon.

My Commission Expires December 27, 1920.

Filed June 11 - 1918 J. B. Grier

"Exhibit A".

NOTICE OF SPECIAL ELECTION.

Notice is hereby given that on Monday, June 10th, 1918, a special election will be held within the town of Stayton, Oregon, and also within the following described territory:

Beginning at a point 30 feet South of the Northeast corner of Section 10, in Township 9 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; running thence West and parallel with the north boundary lines of said section 10, and section 9, in said township and range 360 rods; thence South and parallel with the west boundary line of said section 10, to the north bank of the North Santiam River; thence easterly up said river and meandering with the north bank thereof to a point 40 rods due west of the half section line dividing section 15, in said township and range into east and west halves, said point being also the Southwest corner of the town of Stayton, Oregon; thence North along the west boundary line of said town to the half section line dividing said section 10, into north and south halves, said point being also the Northwest corner of said town; thence East along said half section line 200 rods to the east line of said section 10; thence North along the east boundary line of said section 10 to the place of beginning: For the purpose of submitting to the legal voters of said town of Stayton, and also to the legal voters residing within the above described territory the question as to whether or not said territory shall be annexed to said town.

The polls at said election will be opened at 9:00 o'clock A. M. and closed at 6:00 o'clock P. M. as provided in the Charter of said town; that said question will be submitted as an amendment to Section 2, of Chapter I. of the Charter of said town of Stayton, and shall be voted upon separately by the voters within said town and by those residing within said territory.

Said election will be held within said town of Stayton at the City Hall situated at Third and High Streets. Notice is also given that J. P. Davie has been appointed judge, Joseph Fisher and Hattie Smith, clerks of election for said town and that the polls will be open within said territory at the garage on the George Keech property situated on the county road leading from Stayton to Sublimity; that George Keech has been appointed judge, Lee Tate and Grant Murphy, clerks of election for said territory.

Notice is further given that all those in favor of said annexation shall vote yes "for annexation," and those opposed shall vote no "against annexation."

By order of the Council. Dated this 9th day of May, 1918.

J. B. Grier Recorder.

STATE OF OREGON )  
 ) ss.  
COUNTY OF MARION )

I, J. B. Grier, Recorder of the town of Stayton, Oregon, hereby certify that the following is a true and correct copy of Section 2, of Chapter I., of the Charter of the town of Stayton, Oregon, as amended at the special election held within the town of Stayton, Oregon, and also within the territory annexed to said town by said amendment, on Monday, the 10th day of June, 1918, to-wit:

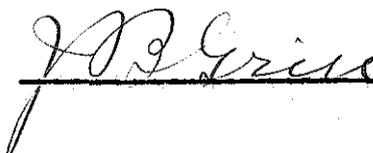
"That Section 2, of Chapter I., of the Charter of the town of Stayton, Oregon, shall be and the same is hereby amended to read as follows:

Section 2. The limits of said town and the boundaries of said corporation over which said town shall exercise municipal authority shall be within the following territory, to-wit:

Beginning at a point 30 feet South of the Northeast corner of Section 10, in Township 9 South, Range 1 West of the Willamette Meridian; running thence West 360 rods; thence South and parallel with the West boundary line of said section 10, to the north bank of the North Santiam river; thence Easterly up said river and meandering with the north bank thereof to the East boundary line of Section 15, in said Township and Range; thence North along the East boundary line of said Sections 15 and 10 to the place of beginning."

That this certified copy of said Charter amendment is made pursuant to the provisions of Chapter 273, Laws of 1917.

Corporate  
Seal

  
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Recorder.

STATE OF OREGON )  
                  ) ss.  
COUNTY OF MARION )

I, J. B. Grier, Recorder of the town of Stayton, Marion County, Oregon, hereby certify that the following described territory was duly annexed to the town of Stayton, Oregon, at a special election held for that purpose on the 10th day of June, 1918, to-wit:

Beginning at a point 30 feet South of the Northeast corner of Section 10, in Township 9 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; running thence West and parallel with the north boundary lines of said section 10, and section 9, in said township and range 360 rods; thence South and parallel with the west boundary line of said section 10, to the north bank of the North Santiam river; thence Easterly up said river and meandering with the north bank thereof to a point 40 rods due west of the half section line dividing section 15, in said township and range into east and west halves, said point being also the Southwest corner of the town of Stayton, Oregon; thence north along the west boundary line of said town to the half section line dividing said section 10, into north and south halves, said point being also the Northwest corner of said town; thence East along said half section line 200 rods to the east line of said section 10; thence North along the east boundary line of said section 10 to the place of beginning.

That a complete description of said town of Stayton, including said territory so annexed, is described as follows:

Beginning at a point 30 feet South of the Northeast corner of Section 10, in Township 9 South, Range 1 West of the Willamette Meridian; running thence West 360 rods; thence South and parallel with the West boundary line of said section 10, to the north bank of the North Santiam river; thence Easterly up said river and meandering with the north bank thereof to the East boundary line of Section 15, in said Township and Range; thence North along the East boundary line of said Sections 15 and 10 to the place of beginning.

This report is made pursuant to the provisions of Chapter 41, Laws of 1915.

Dated this 20th day of June, 1918.

Corporate  
Seal

*J. B. Grier*

Recorder.

STATE OF OREGON )  
                  ) ss.  
COUNTY OF MARION )

I, J. B. Grier, Recorder of the town of Stayton, Marion County, Oregon, hereby certify that the following described territory was duly annexed to the town of Stayton, Oregon, at a special election held for that purpose on the 10th day of June, 1918, to-wit:

Beginning at a point 30 feet South of the Northeast corner of Section 10, in Township 9 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; running thence West and parallel with the north boundary lines of said section 10, and section 9, in said township and range 360 rods; thence South and parallel with the west boundary line of said section 10, to the north bank of the North Santiam river; thence Easterly up said river and meandering with the north bank thereof to a point 40 rods due west of the half section line dividing section 15, in said township and range into east and west halves, said point being also the Southwest corner of the town of Stayton, Oregon; thence north along the west boundary line of said town to the half section line dividing said section 10, into north and south halves, said point being also the Northwest corner of said town; thence East along said half section line 200 rods to the east line of said section 10; thence North along the east boundary line of said section 10 to the place of beginning.

That a complete description of said town of Stayton, including said territory so annexed, is described as follows:

Beginning at a point 30 feet South of the Northeast corner of Section 10, in Township 9 South, Range 1 West of the Willamette Meridian; running thence West 360 rods; thence South and parallel with the West boundary line of said section 10, to the north bank of the North Santiam river; thence Easterly up said river and meandering with the north bank thereof to the East boundary line of Section 15, in said Township and Range; thence North along the East boundary line of said Sections 15 and 10 to the place of beginning.

This report is made pursuant to the provisions of Chapter 41, Laws of 1915.

Dated this 20th day of June, 1918.

Corporate  
Seal

*J. B. Grier*  
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Recorder.

PROCLAMATION.

Whereas, on the 7th day of May, 1918, the Council of the town of Stayton, Marion County, Oregon, duly passed an ordinance submitting an amendment to Section 2, of Chapter I., of the Charter of said town of Stayton, to the legal voters of said town for their adoption or rejection, and also to the legal voters residing within the territory proposed to be annexed by said amendment for their adoption or rejection at a special election to be held within said town and also within the territory proposed to be annexed on Monday, June 10th, 1918: and

Whereas, by said amendment it was proposed to annex to the town of Stayton, Oregon, the following described territory, to-wit:

Beginning at a point 30 feet South of the Northeast corner of Section 10 in Township 9 South, Range 1 West of the Willamette Meridian in Marion County, Oregon; running thence West and parallel with the north boundary lines of said section 10, and section 9, in said township and range 360 rods; thence South and parallel with the west boundary line of said section 10, to the north bank of the North Santiam river; thence Easterly up said river and meandering with the north bank thereof to a point 40 rods due west of the half section line dividing section 15, in said township and range into east and west halves, said point being also the Southwest corner of the town of Stayton, Oregon; thence north along the west boundary line of said town to the half section line dividing said section 10, into north and south halves, said point being also the Northwest corner of said town; thence East along said half section line 200 rods to the east line of said section 10; thence North along the east boundary line of said section 10 to the place of beginning: and

Whereas, notices of said special election was duly given to the legal voters of said town, and also to the legal voters residing within the territory proposed to be annexed by posting four notices thereof within said territory, and four notices in said town of Stayton for four successive weeks immediately preceding said election, and also by publishing said notice in the Stayton Mail, a weekly newspaper published in said town of Stayton, and of general circulation within said town, and within said territory, for four successive weeks immediately preceding said election, which said notices so posted and published contained a full and complete description of the territory proposed to be annexed: and

Whereas, on the 10th day of June, 1918, said election was duly held within said town of Stayton, and also within the territory proposed to be annexed, and whereas, at said election within said territory there were 36 votes cast for annexation, and 7 against annexation, and at said election held within said town there were 45 votes cast for annexation and none against annexation:

Whereas, a majority of all the votes cast within said territory and a majority of all the votes cast within said town of Stayton were in favor of annexation of said territory:

Now therefore, I, H. A. Beauchamp, Mayor of the town of Stayton, Oregon, as the executive officer of said town, do by the authority in me vested, hereby proclaim and declare said proposed amendment to be duly and legally adopted by the legal voters of said town, and also by the legal voters residing within said territory.