

Final Documents

For

Annexation to the
City of Rivergrove

CL1905

Resolution 205-2005

DOR 3-1713-2006

Sec. State: AN-2006-0022

CL1905

Sent

Received

DOR:

12/28/05

1/17/06

Sec. State:

1/17/06

Assessor:

1/17/06

Elections:

1/17/06

Mapped:

Yes

Posted to Web:

Assessor Information:

21E19AC01300

5470 SW Childs Rd

Proposal No. AN-01-05

2S1E19AC

Annexation to the City of Rivergrove

Clackamas Co.



R E G I O N A L L A N D I N F O R M A T I O N S Y S T E M



600 NE Grand Ave.
Portland, OR 97232-2736
Voice 503 797-1742
FAX 503 797-1909
Email drc@metro-region.org

METRO

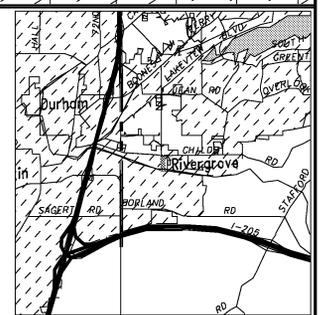
The information on this map was derived from digital databases on Metro's GIS. Care was taken in the creation of this map. Metro cannot accept any responsibility for errors, omissions, or positional accuracy. There are no warranties, expressed or implied, including the warranty of merchantability or fitness for a particular purpose, accompanying this product. However, notification of any errors will be appreciated.

- County lines
- City
- Annexation boundary

Urban Growth Boundary

Proposal No. AN-01-05
CITY OF RIVERGROVE
Figure 1

Scale: 1" = 250'



Office of the Secretary of State

Bill Bradbury
Secretary of State



Archives Division
ROY TURNBAUGH
Director

800 Summer Street NE
Salem, Oregon 97310
(503) 373-0701

Facsimile (503) 373-0953

January 19, 2006

Metro
Robert Knight
600 NE Grand Ave
Portland, Oregon 97232-2736

Dear Mr. Knight:

Please be advised that we have received and filed, as of January 19, 2006, the following records annexing territory to the following:

Ordinance/Resolution Number(s)	Our File Number
RES NO 205-2005 (City of Rivergrove)	AN 2006-0022
OR NO 05-19 (City of Tigard)	AN 2006-0023
OR NO 05-230 (Tualatin Hills Park & Rec Dist)	SD 2006-0007

For your records please verify the effective date through the application of ORS 199.519.

Our assigned file number(s) are included in the above information.

Sincerely,

Linda Bjornstad
Official Public Documents

cc: County Clerk(s)
Department of Revenue
ODOT
Population Research Center

Notice to Taxing Districts

ORS 308.225



Cadastral Information Systems Unit
 PO Box 14380
 Salem, OR 97309-5075
 (503) 945-8297, fax 945-8737

City of Rivergrove
 City Recorder
 PO Box 1104
 Lake Oswego, OR 97034

Description and Map Approved
January 17, 2006
As Per ORS 308.225

Description Map received from: METRO
 On: 1/3/2006

This is to notify you that your boundary change in Clackamas County for

ANNEX TO CITY OF RIVERGROVE; WITHDRAW FROM CLACKAMAS CO.
 ENHANCED LAW ENFORCEMENT DIST. CL 1905

RES. #205-2005 (AN-01-05)

has been: Approved 1/17/2006
 Disapproved

Notes:

Department of Revenue File Number: 3-1713-2006

Prepared by: Carolyn Sunderman, 503-945-8882

Boundary: Change Proposed Change
 The change is for:

- Formation of a new district
- Annexation of a territory to a district
- Withdrawal of a territory from a district
- Dissolution of a district
- Transfer
- Merge

RESOLUTION NO. 205-2005

A RESOLUTION PROCLAIMING ANNEXATION OF CERTAIN PROPERTY TO THE CITY OF RIVERGROVE

WHEREAS the owners of property located at 5470 Childs Road, more fully identified in Exhibit 'A' and consisting of approximately 2.95 acres in unincorporated Clackamas County contiguous to the existing City, proposed that their property be annexed to the City of Rivergrove;

WHEREAS the Rivergrove City Charter requires voter approval for annexations such as the one proposed;

WHEREAS the Rivergrove City Council considered this request and in Resolution No. 204-2005 adopted findings and conclusions that annexation was consistent with the Metro Code and Rivergrove Land Development Ordinance annexation criteria.

WHEREAS this annexation request was placed on the ballot and considered by the legal voters within the City of Rivergrove in a general election held on November 8, 2005.

WHEREAS ORS 222.150 requires that the city legislative body review the election results, set the final boundaries of the area to be annexed and proclaim the annexation.

NOW, THEREFORE, the Rivergrove City Council proclaims as follows:

Section 1. After reviewing the official and certified election results from the county clerk and attached herein as Exhibit 'B,' a majority of all voters within the City of Rivergrove cast ballots in favor of annexation.

Section 2. That the property located generally in the south part of the City, south of Childs Road, east of Pilkington Road and north of the Tualatin River containing approximately 2.95 acres of land, as further identified in the legal description attached hereto as Exhibit 'A' is hereby annexed to and made part of the City of Rivergrove.

Section 3. That the final boundaries of the area to be annexed shall be set from the legal description attached as Exhibit 'A.'

Section 4. That the property identified above is hereby withdrawn from the Clackamas County Service District for Enhanced Law Enforcement.

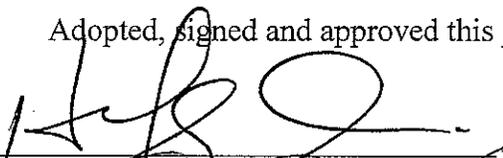
Section 5. That the annexation shall be effective when this executed Resolution along with an abstract of the vote are submitted to the Oregon Secretary of State as provided in ORS 222.177 and 222.180.

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RESOLUTION NO. 205-2005

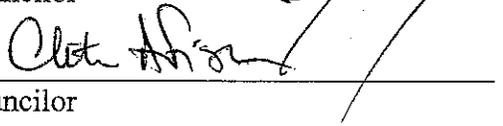
Adopted, signed and approved this 12th day of December, 2005.



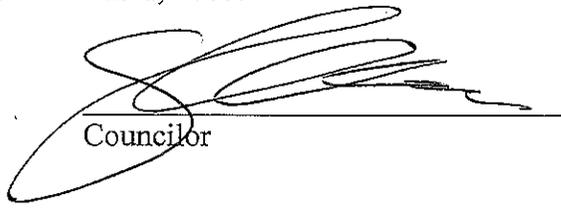
Mayor



Councilor



Councilor



Councilor

Councilor

NUMBERED KEY CANVASS

CLACKAMAS COUNTY, OREGON
SPECIAL ELECTION
NOVEMBER 8, 2005

EXHIBIT B

RUN DATE: 11/16/05 11:44 AM

REPORT-EL52 PAGE 0002

3-191 CITY OF RIVERGROVE PROPERTY ANNEX

VOTES PERCENT

VOTES PERCENT

Vote for One 1

01 = Yes

02 = No

61 75.31

20 24.69

03 = OVER VOTES

04 = UNDER VOTES

0

0

01 02 03 04

0301 PRECINCT 301

61 20 0 0

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**CERTIFIED COPY OF THE ORIGINAL
SHERRY HALL, COUNTY CLERK**

BY: Joseph Ballas
Deputy 11-16-05

Project No. 1660-11
Annexation Description
July 19, 2005

PROPERTY DESCRIPTION

A tract of land located in the Northeast $\frac{1}{4}$ of Section 19, Township 2 South, Range 1 East, Willamette Meridian, Clackamas County, Oregon, being more particularly described as follows:

Beginning at the northeast corner of Lot 1, Block 1, TUALAMERE, said point being on the westerly line of the Northeast $\frac{1}{4}$ of said Section 19; thence along said westerly line North $00^{\circ}02'37''$ West a distance of 45.00 feet to the northerly right-of-way line of Childs Road; thence along said northerly right-of-way line South $89^{\circ}58'13''$ East a distance of 131.97 feet, more or less, to the northerly extension of the easterly line of that property conveyed to Herman R. Stonebraker and Debra V. Stonebraker, Husband and Wife, by deed recorded January 15, 1992 as Fee No. 92-02399, Deed Records of Clackamas County, Oregon; thence along said northerly extension of the easterly line of said Stonebraker property together with said easterly line and the southerly extension of said easterly line South $00^{\circ}00'00''$ East a distance of 1058 feet, more or less, to the center of the Tualatin River; thence along the center of the Tualatin River North $89^{\circ}58'13''$ West a distance of 131.16 feet, more or less, to a point on the westerly line of the Northeast $\frac{1}{4}$ of said Section 19; thence along said westerly line North $00^{\circ}02'37''$ West a distance of 1013 feet, more or less, to the Point of Beginning.

Said described tract of land contains 3.20 acres, more or less.



2072
108

WARRANTY DEED - STATUTORY FORM
(Individual - Corporation)

DUANE F. WHEELER AND DEBRA A. WHEELER, who also appears of record as DEBRA G. WHEELER

Grantor, conveys and warrants to:

HERMAN R. STONEBRAKER AND DEBRA V. STONEBRAKER, HUSBAND AND WIFE

Grantee, the following described real property free of encumbrances except as specifically set forth herein:

C 88670

SEE ATTACHED DESCRIPTION SHEET

21E19AC 01300

This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before signing or accepting this instrument, the person acquiring fee title to the property should check with the appropriate city or county planning department to verify approved uses.

ENCUMBRANCES

RIGHTS OF PUBLIC AND GOVERNMENTAL BODIES IN AND TO PORTION OF PREMISES HEREIN DESCRIBED LYING BELOW HIGH WATER MARK OF TUALATIN RIVER. ANY ADVERSE CLAIMS BASED UPON ASSERTION THAT TUALATIN RIVER HAS MOVED OR THAT ANY PORTION OF LAND HAS BEEN CREATED BY ARTIFICIAL MEANS OR HAS ACCRETED TO SUCH PORTIONS SO CREATED. EASEMENT RECORDED AUGUST 4, 1976, FEE 76-26476; DECEMBER 3, 1976, FEE NO. 76-43298.

The true consideration for this conveyance is \$140,000.00.

Dated this January 10, 1992 : if a corporate grantor, it has caused its name to be signed by order of its board of directors.

CHICAGO TITLE INSURANCE CO

Duane F. Wheeler
DUANE F. WHEELER

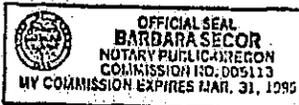
Debra A. Wheeler
DEBRA A. WHEELER

STATE OF OREGON,)
County of Clackamas)ss.
January 10, 1992 DATE

Personally appeared the above named DUANE F. WHEELER AND DEBRA A. WHEELER acknowledging the foregoing instrument to be his/her/their voluntary act and deed.

Before me:

Barbara Secor
Notary Public for Oregon
My commission expires:



After recording, return and send tax statements to:
HERMAN R. STONEBRAKER
5470 SW CHILDS ROAD
LAKE OSWEGO, OR 97035

Escrow No. 440000453 RJ5 - Order No. C88670

Order No. C88670
Page No. 5

DESCRIPTION

Part of Section 19, Township 2 South, Range 1 East of the Willamette Meridian, in the County of Clackamas and State of Oregon, described as follows:

Beginning North 89°56' West 1198.76 feet from the Northwest corner of Tract No. 1, PILKINGTON; thence South 9°4.00' feet to the center of the Tualatin River; thence West tracing the center of said river up stream 132 feet to the West boundary of the Southwest quarter of the Northeast quarter of said Section 19; thence tracing the West boundary of the Southwest quarter of the Northeast quarter of said section, North 974.20 feet; thence South 89°56' East 132 feet to the place of beginning.

EXCEPTING THEREFROM ownership of the State of Oregon in and to that portion of the premises herein described lying below the line of ordinary high water of the Tualatin River.

(Map and Tax Lot No.: 21E19AC 01300)

STATE OF OREGON
County of Clackamas
I, John Kaufman, County Clerk, for the County of Clackamas, do hereby certify that the contents of writing was received for recording in the records of said County at

92 JAN 15 AM 9:44



Witness my hand and official seal this 15th day of January, 1992.

John Kaufman
County Clerk

Recording Certificate
00-041982 02399

2

