

2010-007619

Klamath County, Oregon



00086271201000076190020026

06/23/2010 11:49:04 AM

Fee: \$42.00

2009-012685

Klamath County, Oregon



00073139200900126850020023

09/25/2009 09:17:44 AM

Fee: \$26.00

COMMON COUNCIL OF THE CITY OF MALIN, OREGON  
An Oregon Municipal Corporation

(AN ORDINANCE ANNEXING TO THE CITY OF MALIN, OREGON, THE  
TERRITORY HEREIN DESCRIBED, ESTABLISHING THE PROPERTIES ZONING,  
AND DECLARING AN EMERGENCY)

*Re Record to correct legal description in reference #2009-012685*  
ORDINANCE NO. 316

WHEREAS, the City of Malin, Oregon, did by Ordinance No.315 adopted on June 9, 2009, propose to annex to said City and include in the boundaries thereof, the territory herein described, and did by said ordinance call a public hearing on July 14, 2009, to be held in Malin City Hall, where and when registered voters of the City might be heard, which meeting was duly advertised by notices published and posted as required by law, proof of such publishing and posting of notices being held on file herein; which meeting and hearing were held as provided by said Ordinance and notice; and, now therefore,

THE CITY OF MALIN DOES ORDAIN AS FOLLOWS:

Section 1. That thereby and is hereby annexed to and included within the bounds of the City of Malin, Oregon, territory adjacent and contiguous to said City AND;

WHEREAS, City of Malin, Deanne Simmons, Paul and Donna Donahoe, Maria Hernandez, Kenneth and Evelyn Duncan, Tori Hill, owner of said property which is described in Exhibit A:

Section 2. That the zoning of properties owned by the City of Malin, and Tori Hill be zoned Industrial with parcels #500, 600, 700, 800, 900, be zoned Residential.

Section 3. That the Recorder of the City of Malin, Oregon, be and she is hereby authorized and directed to forthwith forward a copy of this Ordinance (certified copy) to each of the following, to wit: Clerk of Klamath County, Oregon; County Assessor of Klamath County, Oregon; and that the copy forwarded to said Secretary of State by accompanied with certified copies of each Ordinance in this matter.

Section 4. Declaring an emergency. Whereas the peace, safety, and general welfare of the citizens of Malin, Oregon are involved in the enactment of this ordinance, and in order to properly safeguard the same, there is and exists the necessity and emergency for immediate regulation. An emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after the date of its passage.

Passed by the Common Council of the City of Malin, Oregon, on this 14<sup>th</sup> day of July 2009.

Presented to the Mayor and by him signed and dated this 14<sup>th</sup> day of July 2009.

Mayor

Recorder



State Of Oregon  
County of Klamath

This instrument was acknowledged before me on September 24, 2009,  
By Gary R Zieg, Mayor, and Kay Neumeyer, City Recorder, of City of Malin.

Notary Public  
Expires June 21, 2012



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**ANNEXATION AREA FOR CITY OF MALIN, OREGON**

Annexation of a parcel located in the SW  $\frac{1}{4}$ , SE  $\frac{1}{4}$ , of Section 16, Township 41 South, Range 12 East, Willamette Meridian, Klamath County Oregon, more particularly described as follows:

Beginning at a point on the east/west centerline of the SE  $\frac{1}{4}$  of Section 16, said point bears South  $89^{\circ}57'18''$  West a distance of 307.06 feet from the Northeast corner of the SW  $\frac{1}{4}$ , SE  $\frac{1}{4}$  of Section 16, said point is also the Northeast corner of the parcel described in M83-5745 of Klamath County Record of Deeds, said point is also on the South Right-of-Way line of Malin Depot Road; thence South  $70^{\circ}50'36''$  West a distance of 236.94 feet to a point, which is the Northwest corner of the parcel described in M83-5745 of Klamath County Record of Deeds; thence South  $00^{\circ}30'35''$  East a distance of 251.40 feet to a point which is the Southwest corner of the parcel described in M83-5745 of Klamath County Record of Deeds; thence South  $89^{\circ}25'50''$  West a distance of 228.14 feet to a point which is the Southeast corner of the parcel described in M95-14843 of Klamath County Record of Deeds; thence North  $00^{\circ}30'35''$  West a distance of 176.31 feet to a point which is the Northeast corner of the parcel described in M95-14843 of Klamath County Record of Deeds, said point is also on the South Right-of-Way line of Malin Depot Road; thence continuing along the South Right-of-Way line of Malin Depot Road South  $70^{\circ}46'17''$  West a distance of 521.95 feet to a point which is the Northwest corner of the parcel described in Deed Volume 105 Page 456 of Klamath County Record of Deeds; thence South  $00^{\circ}31'22''$  East a distance of 971.88 feet to a point which is the Southwest corner of the parcel described in Deed Volume 178 Page 311 of Klamath County Record of Deeds, said point is also on the South section line of Section 16; thence North  $89^{\circ}46'09''$  East along the south line of Section 16 a distance of 1,068.37 feet to a point; thence North  $89^{\circ}46'09''$  East, continuing along the south section line of Section 16, a distance of 778.61 feet to a Point, which is the Southeast corner of Parcel Two defined by Partition Map 86-05; thence North  $00^{\circ}38'32''$  East a distance of 600.00 feet to a Point; thence North  $89^{\circ}46'09''$  East a distance of 726.00 feet to a Point on the East line of Section 16, said point is also the South East corner of Parcel ~~Two~~<sup>One</sup> as defined by Partition Map 86-05; thence North  $00^{\circ}38'32''$  East, along the East line of Section 16, a distance of 279.84 feet to a Point; thence South  $89^{\circ}57'18''$  West a distance of 338.00 feet to a Point; thence North  $00^{\circ}38'32''$  East a distance of 410.00 feet to a Point on the East / West centerline of the Southwest  $\frac{1}{4}$  of Section 16; thence South  $89^{\circ}57'18''$  West

A distance of 1314.18 to the Point of Beginning;

Area of annexation is 58.97 acres more or less.