

AN ORDINANCE ANNEXING AN AREA IN WHICH CONDITIONS ENDANGER PUBLIC HEALTH; AND DECLARING AN EMERGENCY.

Whereas, the Health Division of the Oregon State Department of Human Resources has determined in findings, a copy of which is appended to this ordinance, that a danger to public health exists because of conditions in the area described below and that the conditions can be removed or alleviated by putting into operation the plans set forth in the findings, in accordance with the specifications and time schedule that constitute part of the plans; and

Whereas, the area is annexable to the city by virtue of the annexation laws of Oregon; now therefore,

THE CITY OF SWEET HOME DOES ORDAIN:

Section 1. Annexation Area. The territory described below is hereby annexed to the city in accordance with the health-hazards annexation law of Oregon, Oregon Revised Statutes 222.850 to 222.915:

Beginning at a point on the South line of and S89°58'E, 1180.35 feet from the Southwest corner of Sec. 32, T.13 S., R.1E., W.M. in Linn County, Oregon, said point being also on the existing boundary line of the City of Sweet Home, Oregon; running thence East along the South line of said Sec., 1473.20 feet, more or less, to the Southeast corner of the Southwest quarter of said Sec. 32; thence due North 1346.40 feet, more or less, to the South line of that certain tract of land recorded in Vol. 260, Page 699, Linn County Deed Records, said line being also the South line of the Alonzo Ames D.L.C. #44; thence East along the South line of said D.L.C. #44, 3117.00 feet, more or less, to the Southeast corner of said D.L.C. #44; thence Easterly 1870.00 feet, more or less, to the Northwest corner of that certain tract of land recorded in Vol. 203, page 637, Linn County Deed Records; thence S87°25'E, 379.40 feet, more or less, to the Southeast corner of that certain tract of land recorded in Vol. 216, Page 587, Linn County Deed Records; thence N0°24'30"W, 68.50 feet to the Northwest corner of that certain tract of land recorded in Vol. 271, Page 493, Linn County Deed Records; thence East along the North line of said tract, 422.00 feet to the centerline of 43rd Avenue; thence North along the center of said 43rd Avenue, 130.00 feet, more or less, to a point 2197.70 feet South of the Northeast corner of the George Young D.L.C. #42; thence East 712.20 feet to the Northwest corner of that certain tract of land recorded in Vol. 187, Page 189, Linn County Deed Records; thence S0°16'30"E, 208.70 feet; thence S89°54'30"E, 208.70 feet to the Southwest corner of that certain tract of land recorded in Vol. 187, Page 189, Linn County Deed Records; thence South 142.35 feet to the Southwest corner of that certain tract of land recorded in Vol. 321, Page 715, Linn County Deed Records; thence N 77°56' E, 441.54 feet; thence N 41°34'E, 483.12 feet; thence N 46°38'E, 489.32 feet; thence N 26°32'E, 558.76 feet; thence East 100.00 feet, more or less, to the East line of the N. Russell D.L.C. #41; thence North 123.56 feet to the

Southwest corner of the J. Gilliland D.L.C. #39; thence East along the South line of said D.L.C. #39, 1296.87 feet; thence N 10°37'W, 1045.99 feet; thence N 9°53'W, 507.60 feet along the East side of the Ellis Tracts in Sec. 34, T.13S., R.1E., W.M. in Linn County, Oregon; thence N 7°13'W, 340.51 feet along the East side of said Ellis Tracts to the center of Airport Road being also County Road #922; thence N 85°25'E, 266.73 feet; thence N 15°36'E, 232.70 feet; thence N 24°06'E, 388.80 feet; thence N 36°21'E, 223.39 feet to the South line of Sec. 27, T.13S., R.1E., W.M.; thence Easterly along said South line 629.40 feet to an iron rod which is S 89°25'W, 79.20 feet from the Southeast corner of the Southwest quarter of said Sec. 27; thence N 0°35'W, 165.00 feet; thence N 89°53'E, 264.00 feet; thence S 0°35'E, 165.00 feet to the South line of the Southeast quarter of said Sec. 27; thence Easterly along South line of said Sec. 27, to Southeast corner of said Sec. 27, which is also the Southwest corner of Sec. 26, T.13S., R.1E., W.M.; thence Easterly along South line of said Sec. 26 to the Southeast corner of the Southwest quarter of said Sec. 26; thence Northerly along the East lines of the Southwest quarter and Northwest quarter of said Sec. 26, to a point due East of the center of the spillways of Foster Dam; thence due West to a point at the West end of the center of the spillways of said Foster Dam, said point being the center of the South Santiam River; thence Westerly along the center of said South Santiam River (as exists on October 2, 1972) to the North line of said Sec. 31, T.13S., R.1E., W.M. in Linn County, Oregon, said intersection being 50.00 feet, more or less East of the Northwest corner of the Northeast quarter of said Sec. 31; thence Easterly and Southerly along the present city limits of the City of Sweet Home, Linn County, Oregon to the point of beginning,

EXCEPTING the following described area:

Beginning at the NE corner of the Samuel Pickens D.L.C. #40 Township 13 South, Range 1 East, Willamette Meridian in Linn County, Oregon; running thence N 89°30'30"W., along the North line of said D.L.C., 2349.10 feet; thence due South, 785.52 feet to a point 220.00 feet South of the South line of a 50 foot roadway; thence easterly parallel to and South 220.00 feet from the South line of said roadway as follows: N 80°27'E, 406.22 feet; N 86°43'30"E, 454.07 feet; on a 247.90 foot radius curve to the right a distance of 146.67 feet; S 59°21'E, 103.79 feet; on a 291.50 foot radius curve to the left a distance of 168.66 feet; N 87°30'E, 228.47 feet; on a 118.25 foot radius curve to the right a distance of 103.97 feet; S 42°07'30"E, 5.13 feet; on a 125.00 foot radius curve to the left a distance of 104.45 feet; East 351.71 feet; on a 809.54 foot radius curve to the right a distance of 193.10 feet; S 76°20'E, 60.58 feet, more or less, to the Northerly line of the Oregon Electric Railway right-of-way; thence N 71°50'E, along the Northerly line of said right-of-way, 93.14 feet, more or less to the East line of said D.L.C. #40; thence N 0°14'W, along the East line of said D.L.C. #40, 881.57 feet to the point of beginning.

ALSO EXCEPTING:

TRACT I: Part of the Northeast Quarter of the Northeast Quarter of Sec. 29, Township 13 South, Range 1 East of

the Will. Mer. in Linn County, Oregon, and more particularly described as follows: Beginning at a 3/4" iron pipe which is North 0°14' West 1626.31 ft. from a stone marked C.S. set at the Southwest corner of the Southeast Quarter of the Northeast Quarter of said Section 29; thence North 89° 46' East 700 ft. to a 3/4" iron pipe; thence North 0° 14' East 100 ft. to the South bank of the South Santiam River; thence Northwesterly along the South bank of said river to its intersection with the West line of the East half of the Northeast Quarter of said Section 29; thence South 0°14' East 349 ft. to a 3/4" iron pipe, which is the place of beginning. Tax Lot 3400.

TRACT II: Part of the East half of the Northeast Quarter of Sec. 29, Township 13 South, Range 1 East of the Williamette Meridian, Linn County, Oregon, more particularly described as follows: Beginning at a point which is North 0° 14' West 1286.31 ft. from a stone marked C.S. set at the Southwest corner of the Southeast Quarter of the Northeast Quarter of said Section 29; thence North 0° 14' West 340 ft. to a 3/4" iron pipe; thence North 89° 46' East 320 ft.; thence South 0° 14' East 340 ft.; thence South 89°46' West 320 ft. to the place of beginning. Part of Tax Lot 3400 and all of Tax Lot 3401.

Section 2. Installation of Facilities. The plans, specifications and time schedule prepared by Cornell, Howland, Hayes & Merryfield, dated November 30, 1973, and referred to as their Project No. C81760, and submitted by the City of Sweet Home to the said Health Division, and approved by said Health Division and the Environmental Quality Commission, are hereby adopted in accordance with the provisions of Oregon Revised Statutes 222.900.

Section 3. Zoning. The area shall continue to be zoned under the existing Linn County Zoning, until the area or a part of the area is specifically zoned by the City of Sweet Home.

Section 4. Record. The city recorder shall submit to the Secretary of State of Oregon a copy of this ordinance and a copy of the findings of said Health Division. The city recorder shall also send a description by metes and bounds, or legal subdivisions, of the new boundaries of the city within ten (10) days of the effective date of annexation to the Linn County Assessor and Linn County Clerk.

Section 5. Emergency Clause. It is hereby adjudged and declared that existing conditions are such that this ordinance is necessary for the immediate preservation of the public peace, health, and safety. Therefore, an emergency is hereby declared to exist, and this ordinance shall take effect and be in full force and effect from and after its passage and approval by the Mayor.

PASSED by the Council and approved by the Mayor this 28 day of December, 1976.

ATTEST:

David M. Cutcher
City Manager

Duane Johnson
Mayor

BEFORE THE HEALTH DIVISION OF
THE OREGON STATE DEPARTMENT OF HUMAN RESOURCES

In the Matter of an Annexation of)
Certain Territory to the)
Sweet Home, Oregon, Pursuant to)
the Provisions of ORS 222.850 to)
222.915 Due to Conditions Causing)
a Danger to Public Health)
FINDINGS INCLUDING REDUCTION OF
BOUNDARIES BY THE ADMINISTRATOR
OF THE STATE HEALTH DIVISION

The above entitled matter having come on for hearing on the 21st day of March, 1974, at the Foster Elementary School Cafetorium, Foster, Oregon, a place within the territory proposed to be annexed, and having been heard by Max W. Braden, the Hearings Officer appointed by the State Health Division; Leonard W. Pearlman having appeared as Counsel for the State Health Division, members of the public residing in the territory proposed to be annexed having appeared personally and not by counsel, evidence having been presented in behalf of the State Health Division and the aforementioned residents, the Hearings Officer having considered the evidence and made Findings of Fact and Recommendations and the Administrator having considered the same together with the relevant documents submitted by the Environmental Quality Commission and being fully advised in the premises, makes the following:

FINDINGS OF FACT

I.

By order of the State Health Division dated February 6, 1974, a hearing was ordered in the within matter for the purpose of determining whether a danger to public health exists due to conditions existing in the territory proposed to be annexed to the City of Sweet Home, Oregon, and described in a Petition to the State Health Division to Initiate Annexation Proceedings, signed by 16 residents of the subject area, and whether such conditions allegedly constituting a danger to public health could be removed or alleviated by sanitary or other facilities ordinarily provided by incorporated cities, and particularly, the City of Sweet Home, Oregon.

II.

Notice of the said Order was thereupon immediately given by the Division by publishing it once each week for two successive weeks in The New Era, a newspaper of general circulation within the City of Sweet Home, Oregon, and the territory proposed to be annexed, and by posting copies of the said order in each of four public places within the territory proposed to be annexed.

10. On tax lot 5201, identified as 1904 - 19th Street, the septic tank receiving the toilet waste from this house was open to the ground surface immediately adjacent to the rear of the house. Raw or inadequately treated sewage from other household fixtures was also discharged directly to the surface of the ground on the south side of the house.
11. On tax lot 5500, identified as 2008 - 18th Street, raw or inadequately treated sewage from the residence was discharged directly to the surface of the ground at the south front of the house.
12. On tax lot 5800, identified as 2000 - 18th Street, raw or inadequately treated sewage from the residence was discharged directly to an open ditch at the rear of the house. The ditch is 18 feet from the well serving this household.
13. On tax lot 6700, identified as 3 "U" Street, raw or inadequately treated sewage from the residence discharged from an improperly covered septic tank to the surface of the ground in a field north of the house. An open sump contained laundry wastes at the side of the garage.
14. On tax lot 6701, identified as 29 "U" Street, raw or inadequately treated sewage from the residence discharged into an improperly covered septic tank and surfaced in a flooded field north of the house.
15. On tax lot 8300, identified as 1862 "U" Street, raw or inadequately treated sewage from the residence was discharged into the septic tank which discharged into open piping near the septic tank.
16. On tax lot 8700, identified as 1854 "U" Street, raw or inadequately treated sewage from the residence was discharged into a 55 gallon drum which overflowed to the surface of the ground at the rear of the house.
17. On tax lot 8900, identified as 1848 "U" Street, raw or inadequately treated sewage from the residence was discharged directly to the surface of the ground near the northwest corner of the house.
18. On tax lot 10,500, identified as 1857 "U" Street, raw or inadequately treated sewage from the residence was discharging from the septic tank to the surface of the ground next to the fence southwest of the house.
19. On tax lot 11,100, identified as 1850 Tamarack Street, raw or inadequately treated sewage from two mobile homes was discharging directly onto the surface of the ground from the waste hoses of both mobile homes.

29. On tax lot 6900, Linn County Assessor's Map 13-1E-27AC, raw sewage from the residence was flowing directly down a bank at the west side of the house. There are two wells on the property. Both were non-functioning. One was used for trash disposal. The other had open casing through which contamination could be introduced in the water table below the surface of the ground.

30. On tax lot 100, Linn County Assessor's Map 13-1E-26C, location of Willamette Industries, raw or inadequately treated sewage from plumbing fixtures in the mill was discharged to a septic tank, and the effluent discharged into the mill log pond.

As identified on Linn County Assessor's Map 13-1E-32AA:

31. On tax lot 3500, identified as 1242 Flannigan Road, raw or inadequately treated sewage from the residence was discharging on the surface of the ground.

32. On tax lot 2800, identified as 1205 Pickens Road, raw or inadequately treated sewage from the residence was discharging to the surface of the ground from a malfunctioning subsurface sewage disposal system.

As identified on Linn County Assessor's Map 13-1E-33B:

33. On tax lot 2400, identified as 4120 Long Street, raw or inadequately treated sewage from the residence was discharging directly on the surface of the ground at the back of the property.

34. On tax lot 4300, identified as 1079 - 37th Avenue, raw or inadequately treated sewage from the residence was discharging to the surface of the ground from the subsurface sewage disposal system.

35. On tax lot 4700, identified as 1187 - 37th Avenue, raw or inadequately treated sewage from the residence was discharging to the surface of the ground at the back of the house from a malfunctioning subsurface sewage disposal system.

36. On tax lot 4900, identified as 1195 - 37th Avenue, there was a heavy growth of green grass in the area of the septic tank. Such growth indicates that the subsurface sewage disposal system is malfunctioning.

As identified on Linn County Assessor's Map 13-1E-33A:

37. On tax lot 2600A, identified as 4221 Long Street #1, raw or inadequately treated sewage from the residence was discharging on the surface of the ground from a malfunctioning subsurface sewage disposal system.

49. On tax lot 301, identified as 997 - 42nd Avenue, raw or inadequately treated sewage from the residence was surfacing in the yard from a malfunctioning subsurface sewage disposal system.
50. On tax lot 301-A, identified as 1079 - 42nd Avenue, raw or inadequately treated sewage from the residence was discharging to the surface of the ground from a malfunctioning subsurface sewage disposal system.
51. On tax lot 2500, identified as 1086 Russel Road, raw or inadequately treated sewage from the residence was surfacing at two locations in the back yard.
52. On tax lot 3100, raw or inadequately treated sewage from the residence was discharging from a malfunctioning subsurface sewage disposal system near the front of the house and flowing downhill.
- As identified on Linn County Assessor's Map 13-1E-33A:
53. On tax lot 9400, identified as 1178 - 47th Avenue, raw or inadequately treated sewage from the residence was discharging to the surface of the ground in the yard.
54. On tax lot 7400, identified as 4619 Long Street, raw or inadequately treated sewage from the residence was discharged directly to the surface of the ground. A privy with no pit was in use on this property, thus contents were on the surface of the ground.
55. On tax lot 5601, identified as 4308 Long Street, raw or inadequately treated sewage from the residence was discharging to the surface of the ground from a malfunctioning subsurface sewage disposal system.
56. On tax lot 5800, identified as 1068 - 45th Avenue, a malfunctioning subsurface sewage disposal system was causing standing water and lush green grass over the area of the septic tank drain lines.
57. On tax lot 3604, identified as 1086 - 45th Avenue, raw or inadequately treated sewage from the residence was discharging to the surface of the ground from a malfunctioning subsurface sewage disposal system.
- As identified on Linn County Assessor's Map 13-1E-34B:
58. On tax lot 201, identified as 1227 - 47th Avenue, raw or inadequately treated sewage from the residence was discharging from a malfunctioning subsurface sewage disposal system into an open ditch east of the house.
59. On tax lot 400, identified as 4712 Airport Road, raw or inadequately treated sewage from the residence was discharging from a malfunctioning subsurface sewage disposal system at the rear of the house.

the west side of the tavern, from a malfunctioning subsurface sewage disposal system, through a culvert under Highway 20 and finally into Foster

Reservoir.

As identified on Linn County Assessor's Map 13-1E-28C:

69. On tax lot 1100, identified as 3228 Highway 20, raw or inadequately treated sewage from a mobile home court was discharging to the surface of the ground through a broken sewer line, and laundry waste from a rental house was discharged directly to the surface of the ground.

As identified on Linn County Assessor's Map 13-1E-32AA:

70. On tax lot 1800, identified as 1218 Clark Mill Road, raw or inadequately treated sewage from the residence was exposed at the surface of the ground by an open septic tank in the rear yard south of the house.

71. On tax lot 5600, identified as 1310 Clark Mill Road, raw or inadequately treated sewage from the residence was discharging at the northwest corner of the lot from a malfunctioning subsurface sewage disposal system.

As identified on Linn County Assessor's Map 13-1E-28D:

72. On tax lot 4600, identified as Wagon Wheel Mobile Home Park, raw or inadequately treated sewage from the mobile home park was discharging to a drainage ditch at the south end of the property from four malfunctioning septic tank and drainfield systems.

73. On tax lot 3100, identified as 4207-C Highway 20, Apartment 3, raw or inadequately treated sewage from the apartment was discharged directly to the surface of the ground from the kitchen sink, and raw or inadequately treated sewage from a malfunctioning septic tank system was discharging into a drainage ditch.

As identified on Linn County Assessor's Map 13-1E-27C:

74. On tax lot 600, identified as 1453 Osage Avenue, raw or inadequately treated sewage from the residence was discharging in a drainage ditch west of the house from a malfunctioning subsurface sewage disposal system.

75. On tax lot 1100, identified as 1403 Osage Avenue, raw sewage from the residence was discharging directly to the surface of the ground.

76. On tax lot 1300, identified as 1301 Osage Avenue, raw sewage from the residence was discharging directly to the surface of the ground.

87. On tax lot 5700, malfunction of the subsurface sewage disposal system has caused an unusually heavy growth of grass in the area of the system.
88. On tax lot 6800, raw or inadequately treated sewage from the residence was discharging directly to the surface of the ground.
- As identified on Linn County Assessor's Map 13-1E-32CD:
89. On tax lot 200, identified as 1012 Ames Creek Road, raw or inadequately treated sewage from the residence was discharging directly to the surface of the ground.
90. On tax lot 500, identified as 1012-A Ames Creek Road, raw or inadequately treated sewage from a malfunctioning subsurface sewage disposal system was surfacing in a ditch west of the house.
91. On tax lot 1200, identified as 1028 Ames Creek Road, raw or inadequately treated sewage from the residence was surfacing approximately 20 feet from the malfunctioning septic tank system.
92. On tax lot 1300, identified as 1034 Ames Creek Road, raw or inadequately treated sewage from the residence was discharging to the surface of the ground in the area of the malfunctioning septic tank system.
- As identified on Linn County Assessor's Map 13-1E-52ED:
93. On tax lot 300, identified as 2456-1/2 Long Street, raw or inadequately treated sewage from the residence was discharging directly onto the surface of the ground.
94. On tax lot 400, identified as 2460 Long Street, raw or inadequately treated sewage from the residence was discharging on the surface of the ground from a malfunctioning subsurface sewage disposal system.
- As identified on Linn County Assessor's Map 13-1E-32CA:
95. On tax lot 1300, identified as 3017 Jefferson Street, occupants of the household reported the subsurface sewage disposal system was plugged, making it impossible to use plumbing fixtures in the household.
- As identified on Linn County Assessor's Map 13-1E-33A:
96. On tax lot 104, identified as 1226 - 47th Avenue, raw or inadequately treated sewage from the residence was discharging directly to the surface of the ground.
97. On tax lot 7300, identified as 4618 Airport Lane, raw or inadequately

1. The normal day-to-day activities being carried on in and around the residential living units.
2. Children play in either close proximity to or upon the same areas where surfacing sewage effluent has been found to exist.
3. Rats, which are possible vectors for transmission of disease, are prevalent in the area.
4. Two elementary schools are located within the proposed annexation area. Children from throughout the area are subject to the sewage contamination in going to and from the schools.
5. Highway 20, a major highway, passes through the subject area resulting in numerous people travelling through and coming into the area to visit Foster Dam or to pursue recreational activities.
6. A restaurant, tavern and numerous other commercial establishments operate within the subject area and attract the local and traveling public.
7. The City of Sweet Home water treatment plant is located downstream from the subject area. The majority of the surface drainage, including sewage from malfunctioning subsurface sewage disposal systems, from the subject area is entering the South Santiam River above the intake for the City of Sweet Home water treatment plant.
8. Domestic animals such as dogs and cats are found in the area. These animals, by coming in contact with raw or inadequately treated sewage, are possible vectors in transmission of disease.
9. Official notice is taken that insects such as flies and mosquitoes are generally found in areas where standing water and sewage is present on the surface of the ground. Insects are possible vectors for transmission of disease.

VII.

The Environmental Quality Commission considered the preliminary plans and specifications and the time schedule for the installation of sewer facilities by the incorporated City of Sweet Home, Oregon as prepared for the City of Sweet Home and submitted to the State Health Division, adequate to remove or alleviate the aforementioned inadequate sewage installations in the territory proposed to be annexed and has certified such approval to the State Health Division.

The danger to public health as aforementioned existing in the territory proposed to be annexed could be removed or alleviated by putting the sewage facility plan for installation of sewers by the incorporated City of Sweet Home, Oregon, in operation in accordance with the plans and specifications and time schedule referred to in paragraph VII after modification to conform with the reduced boundaries described in these findings.

OPINION

Conflicting testimony was received in regard to the property identified on Linn County Assessor's Map 13-1E-29CC as tax lot 6901 and further identified as 1820 Vine Street and reported in Finding of Fact III, number 20. Willard Titus testified to examining this property, flushing a fluorescent dye into the sewage system and observing the dye later on the surface of the ground. Sybil McTavish, a resident of the area, testified that Mr. Titus did not see the dye on the ground because he didn't return to the property. John Huffman testified that he had been informed by Mrs. Engstrom, the property resident, that the dye had surfaced in an open ditch west of the property. No exceptions were taken to John Huffman's testimony. Therefore, the Administrator finds that the subsurface sewage disposal system on this property was malfunctioning by discharging raw or inadequately treated sewage on the surface of the ground.

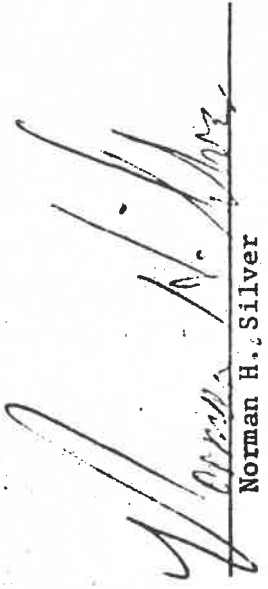
REDUCTION OF BOUNDARIES

Based on the foregoing findings, the Administrator reduces the boundaries of the territory proposed by petition to the State Health Division to be annexed and in which the Administrator finds a danger to public health existing which can be alleviated by the sanitary facilities certified by the Environmental Quality Commission as aforementioned to an area described as follows:

Beginning at a point on the South line of and S89°58'E, 1180.35 feet from the Southwest corner of Sec. 32, T. 13S., R. 1E., W.M. in Linn County, Oregon, said point being also on the existing boundary line of the City of Sweet Home, Oregon; running thence East along the South line of said Sec., 1473.20 feet, more or less, to the Southeast corner of the Southwest quarter of said Sec. 32; thence due North 1346.40 feet, more or less, to the South line of that certain tract of land recorded in Vol. 260, Page 689, Linn County Deed Records, said line being also the South line of the Alonzo Ames D.L.C. #44; thence East along the South line of said D.L.C. #44, 3117.00 feet, more or less, to the Southeast corner of said D.L.C. #44; thence Easterly 1870.00 feet, more or less, to the Northwest corner of that certain tract of land recorded in Vol. 203, Page 637, Linn County Deed Records; thence S87°25'E, 379.40 feet, more or less, to the Southeast corner of that certain tract of land recorded in Vol. 216, Page 587,

93.14 feet, more or less to the East line of said D.L.C. #40; thence
N 0°14'W, along the East line of said D.L.C. #40, 881.57 feet to
the point of beginning.

Dated this 26th day of April, 1974.



Norman H. Silver
Administrator
State Health Division

BEFORE THE HEALTH DIVISION OF

THE OREGON STATE DEPARTMENT OF HUMAN RESOURCES

In the Matter of an Annexation of) SUPPLEMENT TO FINDINGS
Certain Territory to the City of) BY THE ADMINISTRATOR OF
Sweet Home, Oregon, Pursuant to) THE STATE HEALTH DIVISION
the Provisions of ORS 222.850 to) DATED APRIL 26, 1974,
222.915 Due to Conditions Causing) FURTHER REDUCING BOUNDARIES
a Danger to Public Health) OF TERRITORY FOR ANNEXATION

This matter having come before the Administrator of
the State Health Division upon the Petition of Vivian I.
Finer; the parties having stipulated and agreed that such
petition should be allowed and the Administrator being
fully advised in the premises;

NOW, THEREFORE, the Findings of the Administrator of
the State Health Division herein dated April 26, 1974, are
modified by further reducing the boundaries of the territory
proposed by petition to be annexed and in which the Administrator
finds a danger to public health existing, to additionally except
from the area the following described area:

TRACT I: Part of the Northeast Quarter of the North-
east Quarter of Sec. 29, Township 13 South, Range 1
East of the Will. Mer. in Linn County, Oregon, and
more particularly described as follows: Beginning at
a 3/4" iron pipe which is North 0° 14' West 1626.31 ft.
from a stone marked C.S. set at the Southwest corner
of the Southeast Quarter of the Northeast Quarter of
said Section 29; thence North 89° 46' East 700 ft. to
a 3/4" iron pipe; thence North 0° 14' East 100 ft. to
the South bank of the South Santiam River; thence
Northwesterly along the South bank of said river to its
intersection with the West line of the East half of the
Northeast Quarter of said Section 29; thence South 0°
14' East 349 ft. to a 3/4" iron pipe, which is the
place of beginning. Tax Lot 3400.

1 TRACT II: Part of the East half of the Northeast Quar-
2 ter of Sec. 29, Township 13 South, Range 1 East of the
3 Willamette Meridian, Linn County, Oregon, more partic-
4 ularly described as follows: Beginning at a point
5 which is North 0° 14' West 1286.31 ft. from a stone
6 marked C.S. set at the Southwest corner of the South-
7 east Quarter of the Northeast Quarter of said Section 29;
8 thence North 0° 14' West 340 ft. to a 3/4" iron pipe;
9 thence North 89° 46' East 320 ft.; thence South 0° 14'
10 East 340 ft.; thence South 89° 46' West 320 ft. to the
11 place of beginning. Part of Tax Lot 3400 and all of
12 Tax Lot 3401.

13 Dated this 30th day of July, 1975.

14 Robert W. Oliver
15 Robert W. Oliver
16 Administrator

17
18
19 CERTIFIED TO BE A TRUE
20 COPY OF THE ORIGINAL
21 Donald E. ...
22 Assistant Attorney General
23 of Attorneys for ...


CERTIFICATE

I, NORMAN H. SILVER, Administrator of the State Health Division of the Oregon State Department of Human Resources, and Custodian of the records of the State Health Division,

DO HEREBY CERTIFY:

That the attached Findings Including Reduction of Boundaries of the Administrator of the State Health Division relating to the Annexation of Certain Territory to the City of Sweet Home, Oregon, and dated the 26th day of April, 1974, has been compared by me with the original and said document is a true, full and correct transcript therefrom and of the whole of said original as the same appears in the records in my care and custody.

In Testimony Whereof, I have hereunto set my hand at Portland, Oregon, this 26 day of April, 1974.



Administrator, State Health Division