

PAS

BEFORE THE BOARD OF COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO: 11-3-16- 1     **IN THE MATTER OF ANNEXING TERRITORY WITHIN THE BOUNDARY OF THE BLUE RIVER WATER DISTRICT TO THE UPPER MCKENZIE RURAL FIRE PROTECTION DISTRICT (RFPD) TO ALLOW THE RFPD TO PROVIDE FIRE PROTECTION SERVICE TO THE ANNEXATION TERRITORY. (FILE NO. F UM 2011 – ANX 1, BLUE RIVER)**

**WHEREAS**, a resolution initiating the annexation of territory to the Upper McKenzie Rural Fire Protection District was filed with Lane County on January 21, 2011, by the Upper McKenzie Rural Fire Protection District (the “Petition for Annexation”); and

**WHEREAS**, the territory proposed for annexation consists of all of the territory within the boundary of the Blue River Water District, more particularly described in Exhibit A and depicted on the map shown on Exhibit B, both of which are attached and incorporated by this reference; and

**WHEREAS**, the Blue River Water District conducted an election on November 2, 2010, approving the proposed annexation and terminating its authority to provide fire protection services on the condition that the annexation to the Upper McKenzie Rural Fire Protection District receives final approval from Lane County; and

**WHEREAS**, legal notice was provided on February 13, 2011, for a February 23, 2011 public hearing; and

**WHEREAS**, the Board of County Commissioners (the “Board”) conducted a public hearing on February 23, 2011, according to ORS 198.800, where it received and considered both oral and written evidence; and

**WHEREAS**, the Board approved the Petition for Annexation, adopted findings supporting that decision, and set March 16, 2011, as the final hearing date to consider whether a sufficient number of requests for election have been filed in accordance with ORS 198.810(3) such that election on the annexation is required as provided by ORS 198.855; and

**WHEREAS**, legal notice was provided on February 13, 2011, for the March 16, 2011, final hearing; and

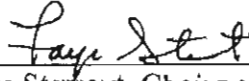
**WHEREAS**, the Board conducted a final hearing on March 16, 2011, to consider the question of whether an election is necessary; and

**WHEREAS**, the Board is informed by staff and through the public hearing that the county has not received a sufficient number of requests for an election such that election on the annexation is required, and the Board being otherwise fully informed;

**NOW, THEREFORE, THE BOARD FINDS**, that a sufficient number of requests for an election have not been filed in accordance with ORS 198.810(3); and

**THE BOARD THEREFORE ORDERS** that the territory described on Exhibit A and depicted on Exhibit B is hereby annexed to the Upper McKenzie Rural Fire Protection District and that this annexation is effective as of June 30, 2011.

**ADOPTED:** March 16, 2011.



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Faye Stewart, Chairperson  
Lane County Board of Commissioners

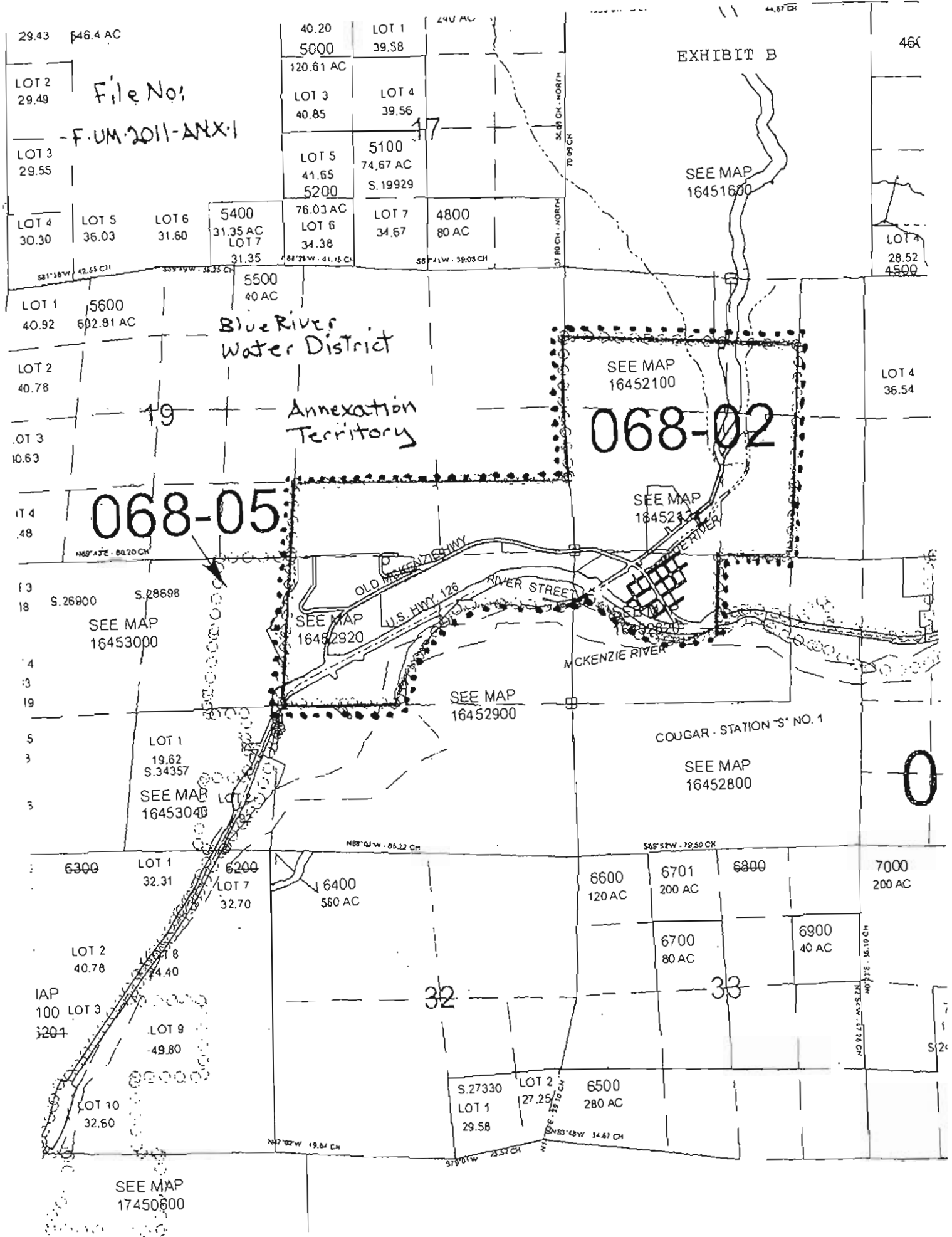
APPROVED AS TO FORM

Date 3-14-11 Lane County

  
\_\_\_\_\_  
OFFICE OF LEGAL COUNSEL

## EXHIBIT A

The S  $\frac{1}{2}$  of the S  $\frac{1}{2}$  of Section 20; the SW  $\frac{1}{4}$ ; the W $\frac{1}{2}$  of the SE $\frac{1}{4}$ ; the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$ ; the S  $\frac{1}{2}$  of the NW $\frac{1}{4}$ ; all in Section 21; that portion of the NW $\frac{1}{4}$  of Section 28 lying North of the center line of the McKenzie River; that portion of the N $\frac{1}{2}$  of Section 29 lying North of the center line of the McKenzie River; all of which properties are located in Township 16 South Range 4 East Willamette Meridian in Lane County, Oregon.



File No:  
F-UM-2011-ANX-1

EXHIBIT B

Blue River  
Water District

Annexation  
Territory

068-05

068-02

SEE MAP  
16453000

SEE MAP  
16452920

SEE MAP  
16452900

SEE MAP  
16452100

COUGAR STATION 'S' NO. 1

SEE MAP  
16452800

LOT 1  
19.62  
S.34357

SEE MAP  
16453040

6300

LOT 1  
32.31

6200  
LOT 7  
32.70

16400  
560 AC

6600  
120 AC

6701  
200 AC

6800

7000  
200 AC

LOT 2  
40.78

LOT 8  
24.40

IAP  
100  
3204

LOT 9  
49.80

LOT 10  
32.60

32

33

S.27330  
LOT 1  
29.58

LOT 2  
27.25

6500  
280 AC

SEE MAP  
17450800