

ORDINANCE NUMBER 617

AN ORDINANCE AUTHORIZING THE CITY OF MILWAUKIE, OREGON TO ENTER INTO A CONTRACT WITH PENDLETON WOOLEN MILLS, AN OREGON CORPORATION, FOR THE PURPOSE OF PROTECTING AND RELOCATING ITS EASEMENTS ACROSS A PART OF THE DONATION LAND CLAIMS OF LOT WHITCOMB, NOS. 38 AND 41, AND WILLIAM MEEK, NO. 50, IN T 1 S., R 1 E., OF THE W.M., IN THE COUNTY OF CLACKAMAS AND STATE OF OREGON, AND DECLARING AN EMERGENCY.

WHEREAS, Pendleton Woolen Mills, An Oregon Corporation, has acquired by purchase a part of the Donation Land Claims of Lot Whitcomb, Nos. 38 and 41, and William Meek, No. 50, in T 1 S., R 1 E., of the W.M., in the County of Clackamas and State of Oregon, of and through which the City of Milwaukie, Oregon, has existing easements for sewer purposes, said easements being recorded in Book 302, Page 315, and in Book 475, Page 736 Deed Records, Clackamas County, Oregon, and

WHEREAS, in accordance with the recommendations of the City Engineer and the City Attorney, public interest and necessity demands that the City of Milwaukie, Oregon, enter into an agreement with the Pendleton Woolen Mills, an Oregon Corporation, in order that its easement rights and access to existing sewers be protected and preserved by relocation or otherwise, and

WHEREAS, a proposed agreement has been drawn for execution by the City of Milwaukie, Oregon and by the Pendleton Woolen Mills, an Oregon Corporation, which agreement embodies all of the recommendations of the City Engineer and the City Attorney for the preservation and protection of the city's easement rights and access to existing sewers on the premises above described, and

WHEREAS, said agreement has heretofore been considered and approved by the City Council as a whole, now therefore

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. That the City of Milwaukie, Oregon, is hereby authorized to forthwith enter into an agreement with Pendleton Woolen Mills, an Oregon Corporation, relating to the protection and relocation of its existing easement rights and access to existing sewers across a part of the Donation Land Claims of Lot Whitcomb, Nos. 38 and 41, and William Meek, No. 50, in T 1 S., R 1 E., of the W.M., in the County of Clackamas and State of Oregon, all as more clearly set forth in the copy of the proposed agreement placed on file with the City Recorder.

Section 2. The Mayor of the City of Milwaukie, Oregon is hereby authorized and directed to execute said agreement on behalf of the City of Milwaukie, Oregon.

Section 3. In as much as this ordinance is necessary for the immediate preservation to public health, peace and safety of

the City of Milwaukie and the inhabitants thereof, in this, that the purchase of the said property by Pendleton Woolen Mills has rendered it necessary that the city take immediate steps to protect its existing easement rights and existing sewers; therefore an emergency is 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.

Read the first time this 11th day of July, 1955.

Read the second time and passed this 11th day of July, 1955.

Approved by the Mayor this 11th day of July, 1955.

Attest:  
Ellen Martin, Recorder.

Leonard B. Muller  
Mayor

The foregoing ordinance number 619 was ~~unanimously~~ passed by the Council of the City of Milwaukie, Oregon, on the 11th day of July, 1955, as shown by the minutes of the <sup>special</sup> Council meeting of that date.

Dated this 12<sup>th</sup> day of July, 1955.

Ellen Martin  
City Recorder