

ORDINANCE NUMBER 509

An Ordinance directing the City Attorney to institute an action for the acquisition of the ^{real} property hereinafter described needed for the establishment of a SEWA GE TREATMENT PLANT, and for the establishment of the necessary and appropriate intercepting sewers connecting the sewer systems of the City of Milwaukie, Clackamas County, Oregon, with said plant; and declaring an emergency.

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. The City of Milwaukie, Clackamas County, Oregon, hereby directs its City Attorney to institute an action for the condemnation of the following described real estate, situate in the County of Clackamas and State of Oregon, to-wit:

Beginning at an iron pipe that bears N. 69deg. 30' E. 306.78 feet from the Northeast corner of that certain tract of land conveyed by Hendee Brothers, S.R. Hendee and wife, O.S.Hendee and wife, and E.L.Hendee to Lottie Chase Smith on April 4th, 1911, by deed recorded at page 430 of Book 120, Deed Records of Clackamas County, Oregon. (Said Northeast corner of Smith property bears S. 30deg. 40' W. 37.70 feet from the Southwest corner of the Wm.Meek D. L.C. located in T.1 S.R. 1. E. of W.M.) Running thence N. 69 deg. 30' E. 368.78 feet; thence N. 58 deg. E. 134⁷ 51 feet; thence S. 26 deg 02' E. 77.91 feet; thence S. 17 deg 44' W. 165.60 ft.; thence *S. 29° 04' W* 82.55 feet; thence S. 02 deg. 55' E. 50.82 feet; thence S. 43 deg. 21' W. 374.58 feet; thence N. 19 deg. 44' W. 444.38 feet to the point of beginning, containing in all 3.5 acres, more or less

Also a permanent easement for an intercepting sewer on the following described premises situate in the County of Clackamas and State of Oregon, to-wit:

Beginning at a point on the Northerly right of way line of Harlow Road also known as Jefferson Street Milwaukie, Oregon; said point being 24.22 feet North and 160.37 feet West of the S.W. corner of Block # 28, Milwaukie, Clackamas County, Oregon; thence North 14 deg. 24' W. a distance of 392.20 feet; thence N. 34 deg. 34' W. a distance of 211.24 feet; thence N. 47deg 49' W. a distance of 103.21 feet; thence N. 27deg. 24' E. a distance of 31.90 feet. thence N. 30deg. 27' W. a distance of 328.81 feet. thence N. 02deg 20' W. a distance of 103.58 feet; thence S. 43deg 40' W. a distance of 13.90 feet; thence S. 02deg 20' E. a distance of 96.46 feet; thence S. 30deg. 27' E. a distance of 325.79 feet; thence S.27deg. 24' E. a distance of 34.08 feet; thence S.47deg 49' E. a distance of 109.79 feet; thence S. 34deg. 34' E. a distance of 208.34 feet; thence S. 14 deg 24' E. a distance of 387.92 feet; thence N. 89deg. 42' E. a distance of 10.30 feet to the place of beginning

Also a temporary easement for such additional area as may be required for the purpose of constructing said intercepting sewer.

Section 2.- It hereby is declared that public necessity requires the acquisition of the above described real property as a site for a sewage treatment plant, and for the purpose of constructing an intercepting sewer connecting the sewer systems of the City of Milwaukie, Clackamas County, Oregon, with said Sewage treatment plant.

Section 3.- B.H.Stewart, A.C.Wherry and A.D.Newman, being three competent and disinterested persons, hereby are appointed as viewers, who shall within 30 days from the beginning of action for the condemnation thereof, view said property and make a report to the Council of the value of the property and of the rights and interests of the several persons having interests therein. 509

Section 4.- It hereby is adjudged and declared that existing conditions are such that this Ordinance is necessary for the immediate preservation of public peace, health and safety; and an emergency hereby is declared to exist and this Ordinance shall take effect and be in full force and effect from and after its passage.

Passed by the Council this 12th day of April, 1948

Approved by the Mayor this 12th day of April, 1948



Mayor

ATTEST:



Recorder.