

RESOLUTION NUMBER 1-1959

WHEREAS, the Council of the City of Milwaukie is informed and believes that the County of Clackamas, Oregon, is the owner by tax foreclosure of Block 39, Plat of Milwaukie, Oregon, and

WHEREAS, the said City Council is further informed and believes that Clackamas County, Oregon is also the owner of the whole or substantial part of Block 52, Plat of Milwaukie, Oregon, and

WHEREAS, the major portion of said tracts of land are submerged by Kellogg Lake, and

WHEREAS, the Planning Commission of the City of Milwaukie, Oregon, has heretofore recommended to the City Council that it take the necessary steps to acquire the said tracts of land from Clackamas County, so that the same may be used and continued to be used for public purposes by the City of Milwaukie, Oregon, now therefore,

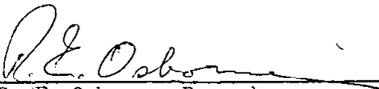
BE IT RESOLVED by the City Council of the City of Milwaukie, Oregon, that application be made to the County Court of Clackamas County, Oregon; pursuant to ORS 271.330, for a deed to Block 39, Plat of Milwaukie, Oregon, and for a deed to Block 52, Plat of Milwaukie, Oregon, or to so much of said Block 52 as may be owned by Clackamas County, Oregon, said deed or deeds to recite that the tracts of land thereby conveyed shall be used and continued to be used by the City of Milwaukie, Oregon, solely for public purposes.

BE IT FURTHER RESOLVED that the Mayor of the City of Milwaukie, Oregon, be and he is hereby authorized to direct such a request in writing to the County Court, Clackamas County, Oregon, together with a copy of this Resolution.

ADOPTED THIS 12th DAY OF JANUARY, 1959.

Leonard B. Mullan, Mayor

ATTEST:


R. E. Osborne, Recorder

RESOLUTION NUMBER 2-1959

WHEREAS, the City of Milwaukie, Oregon, has heretofore negotiated with the Southern Pacific Company, a Delaware corporation, for a grant of the right to construct, reconstruct, maintain and operate an eighteen inch (18") sewer pipeline within a thirty-six inch (36") steel casing, and eight inch (8") sewer pipe and one manhole in, along, across and beneath the property and tracks of the Southern Pacific Company, at or near Willsburg Junction, Clackamas County, Oregon, and

WHEREAS, as a result of such negotiations the said Southern Pacific Company has presented to the City Council of the City of Milwaukie, Oregon, an agreement in duplicate and in writing entitled an "Indenture" which sets forth the extent of the grant and the terms, conditions and rentals under which it is willing to make such grant, to which are also attached as a part thereof maps indicating the permissive location of said structure and specifications by which the construction and maintenance of the structure beneath the tracks of the said Southern Pacific Company shall be governed, and

WHEREAS, the City Council of the City of Milwaukie, Oregon, after careful consideration of said "Indenture" in duplicate, the extent of