

SPECIAL MEETING OF SEPTEMBER 29, 1956

COUNCIL CHAMBER

A special meeting of the Council of Milwaukie, was held, at the call of the Mayor, on the twenty-ninth day of September, 1956, for the purpose of terminating and cancelling certain easements in Milwaukie Industrial Park, formerly Kellogg Park, and such other matters as was necessary to come before the Council at this time.

The meeting was called to order by Mayor Mullan.

Present: Mayor Mullan; Councilmen Clay and Klein and Manager Burdick.  
Absent: Councilmen Perkins and Shook.

It was moved by Klein and seconded by Clay that the following Resolution be adopted.

RESOLUTION NUMBER 19-1956

WHEREAS, The United States of America, acting through Public Housing Administration, is willing to grant by quitclaim deed, a parcel of land 140 feet by 90 feet in area, being parcel 20, as the same is located on the newly recorded plat of Milwaukie Industrial Park, in Clackamas County, Oregon, to the City of Milwaukie, Oregon, in exchange for the termination and cancellation of a certain easement granted to the City of Milwaukie, Oregon, by the United States of America, acting through Public Housing Administration, by instrument dated December 8th, 1952, said easement being over and across the following lands located in the County of Clackamas and State of Oregon, and more particularly described as follows:

Beginning at the southeasterly intersection of Ochoco Street and River Road, running thence southerly on and along the easterly line of the River Road; a distance of 75 feet more or less to the true point of beginning; thence along and upon the easterly boundary of River Road, a distance of 100 feet more or less; thence at right angles from the last mentioned line easterly, a distance of 120 feet more or less; thence at right angles to the last mentioned line, northerly a distance of 100 feet more or less; thence at right angle to the last mentioned line westerly 120 feet more or less to the easterly boundary of River Road to the point of beginning. It being the intent of this instrument to convey herewith a tract of land 100 X 120 feet more or less as an operating easement required for such water storage tank and appurtenances.

ALSO that area occupied by Pump House located on the southerly side of the street designated on the plat of Kellogg Park Development as Road "A" at the point where the Easterly-Westerly section of this road turns noethward. Beginning on the easterly line of said Road "A" at the beginning of northerly point of curve running Southwest-erly on the southerly line of Road "A", thence southwesterly on the said southerly line of Road "A" thence southwesterly on the said southerly line of Road "A" along said curve a distance of eighty (80) feet, more or less, to a point on the woutherly line of Road "A" opposite the southerly line of that section of Road "A" running

## SPECIAL MEETING OF SEPTEMBER 29, 1956 (Cont'd)

generally northerly; thence at right angles to the southerly line of Road "A" southerly a distance of one hundred (100) feet, more or less; thence at right angles to the last mentioned line easterly a distance of (60) sixty feet, more or less; thence at right angles to the last mentioned line northerly a distance of one hundred and forty (140) feet, more or less to the southerly boundary of Road "A" and the point of beginning. It being the intent to convey herewith a tract of land sixty (60) feet wide East and West by one hundred (100) feet long North and South on the Westerly line and one hundred and forty feet, more or less, on the easterly line fronting on Road "A". This tract corresponds to an extension of the North-South section of Road "A" to a depth of 9100 feet, more or less, southerly from the southerly line of the East-West section of said road.

The purpose of this conveyance is to provide an operating easement required for the existing Pump House on the tract.

AND, WHEREAS, the City Council of the City of Milwaukie has found and does find that said easement is not needed for public use, and that the public interest would be furthered if the proposed exchange were effected,

AND WHEREAS, the City Council of the City of Milwaukie does further find that the value of the property hereinabove described to be quitclaimed to it in exchange for the termination of said easement, has a value greater than the easement to be terminated, now therefore,

BE IT RESOLVED, by the Council of the City of Milwaukie, Oregon, that the easement hereinabove described be terminated and canceled, in exchange for a quitclaim deed from the United States of America, acting through Public Housing Administration, to said parcel 20 of the newly recorded plat of Milwaukie Industrial Park, Milwaukie, Clackamas County, Oregon, and

BE IT FURTHER RESOLVED that the Mayor of the City of Milwaukie, Oregon, be and he hereby is ordered and directed to sign the necessary instrument to effect the termination and cancellation of the said easement hereinabove described.

ADOPTED THIS 29th DAY OF SEPTEMBER, 1956.

  
Leonard B. Mullan, Mayor

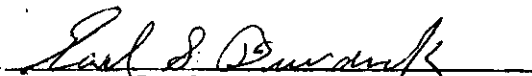
ATTEST:

  
Recorder.

Motion carried and so ordered.

Ordinance Number 656, AN ORDINANCE providing for the improvement of 21st Street by the construction of curbs and sidewalks along both sides thereof, where none now exist and where they do exist but do not conform to City standards as to grade, alignment or quality, from its intersection with Jefferson Street southerly to its intersection with Lake Road, and declaring an emergency; was taken up and read for its second reading and put on its passage with the following results being had. Ayes: Mullan, Clay and Klein. Nays: None. Ordinance Number 656 passed the Council and was so declared by the Mayor.

There being no further business to come before the Council at this time, upon motion being duly made and carried the meeting adjourned.

  
Earl S. Burdick, acting Recorder.