

ORDINANCE No. 557

Executing a deed to the Oregon Electric Railway Company.

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Oregon Electric
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An ordinance granting to the Oregon Electric Railway Company, a corporation, its successors and assigns, certain rights belonging to the City of Albany, as a right of way and authorizing the mayor and City Recorder to execute the necessary deed therefor:

Whereas, the Oregon Electric Railway Company is a corporation duly organized and existing under and by virtue of the laws of the State of Oregon, for the purpose of constructing, owning, maintaining and operating a line of railway, extending among other places from the City of Portland in Multnomah County, Oregon, through the counties of Multnomah, Washington, Marion and Linn to and through the City of Albany, in Linn County, Oregon,

And Whereas, the said Oregon Electric Railway Company has caused its engineers to locate, survey and stake out its line of railway from the City of Salem to the City of Albany over and across the real property of the City of Albany, lying and being situate in Township Eleven (11) South, Range Three (3) West of the Willamette Meridian in Linn County, Oregon,

And Whereas, the directors of said Oregon Electric Railway Company have adopted the line so located, surveyed and staked out as the line of definite location of its said railway across the said real property of the City of Albany,

And Whereas, in order to construct, operate and maintain its said railway line over, across and upon the said property of the City of Albany it is necessary that the said Railway Company acquire the hereinafter described portion of said real property belonging to said city,

And Whereas, the said Oregon Electric Railway Company has offered to pay the City of Albany for the land hereinafter described at the same rate as said Railway Company has paid for adjoining property to wit the sum of One Hundred Dollars (\$100.00) per acre, Therefore

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The People of the City of Albany do ordain as follows:
Section 1.

That the Mayor and City Recorder be and they are hereby authorized, directed and empowered to execute and deliver unto said Oregon Electric Railway Company, a corporation, a proper and sufficient deed, the same to be executed in the name of the City of Albany and duly attested under the seal of said City by said City Recorder, conveying to said Oregon Electric Railway Company, its successors and assigns for railway purposes for the consideration of the sum of Fifty-four Dollars (\$57.00), a strip of land eighty (80) feet wide across the said property of the City of Albany, said strip of land being described as follows, to-wit:

Commencing at the northeast corner of Anderson Cox's Donation Land Claim No. 49, thence westerly along the north boundary line of said Claim a distance of 1680.9 feet, more or less, to a point, said point being thirty (30) feet from and at right angles to the center line of the Oregon Electric Railway, as the same is now located, and on the easterly side thereof, which is the place of beginning; thence parallel to and thirty (30) feet from said Railway Company's center line and extending in a south westerly direction a distance of 347.6 feet, more or less, to an intersection with the line between the land now owned by the City of Albany and that owned by Linn County; thence north westerly along the line between the land now owned by said City of Albany and that owned by Linn County a distance of eighty (80) feet, more or less, to a point, said point being fifty (50) feet from and at right angles to the said Railway Company's center line and on the westerly side thereof; thence parallel to and fifty (50) feet from said Railway Company's center line and extending in a northeasterly direction a distance of 287.2 feet, more or less, to an intersection with the line between the land now owned by the City of Albany and that owned by J. W. Curciak; thence easterly along the line between said City of Albany and Curciak a distance of one hundred six (106) feet, more or less, to the place of beginning, containing 8.57 acres, more or less, said land being in Section 4, Township 11 South, Range 3 West, Willamette Meridian, in Linn County, Oregon.

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Section 2.

Whereas the purpose of this ordinance is to enable the said Oregon Electric Railway Company, its successors and assigns, to build, operate and maintain a line of railway which shall connect the City of Albany with the cities of Portland, Salem, and other Willamette Valley towns, which said line of railway will greatly improve the railway service to and from the City of Albany and thereby greatly add to the public convenience as to the carriage of passengers and freight and cause competition in freight rates to the betterment of the service and improvement of said City of Albany and thereby promote the public peace, health and safety of said City and that therefore it is necessary for the immediate preservation of the public peace, health and safety of the inhabitants of the City of Albany that this ordinance shall become immediately operative, an emergency is hereby declared to exist and this ordinance shall take effect immediately after its passage by the Council and approval by the Mayor.

Passed the Council Sept 27th 1911.

Approved Sept 27th 1911.

Attest:

J. M. Redfield,
Recorder of the City of Albany.

J. P. Wallace
Mayor

CITY RECORDER'S CERTIFICATE

STATE OF OREGON, }
COUNTY OF LINN. } ss.

I, F. M. REDFIELD, Recorder of the City of Albany, in Linn County, and State of Oregon, do hereby certify that the foregoing and annexed copy of Ordinance No. 557 has been by me carefully compared with the original Ordinance bill No. 612 now on file in my office, and that it is a true and correct copy of all and the whole of said Ordinance bill No. 612 as passed by the Council of the City of Albany, Oregon Sept 27, 1911

WITNESS, my hand and official signature and the seal of the City of Albany, this

28th day of Sept 1911

J. M. Redfield
Recorder of the City of Albany.