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AN ORDINANCE AMENDING ORDINANCES NOS. 3891, 3806, 3594, AND 3720, SEGREGATING THE LIENS OF A. W. SWEET, ET. AL; AND THE LIENS OF J. ~~S.~~ GOODMAN AND DECLARING AN EMERGENCY.

WHEREAS, A. W. Sweet, et.al was assessed for street improvements under ordinance no. 3891 to serve Industrial Way, and

WHEREAS, J. ~~S.~~ Goodman was assessed for street and sanitary sewer improvements under projects ST-73-26, Geary Street, Oak to 34th; ST-71-1, 28th, Pine to Geary; and SS-73-2, Geary Street Sanitary Sewer for the following properties:

<u>Record Owner</u>	<u>Property Description</u>	<u>Amount</u>
A. W. Sweet	11-3W-18B, TL 1000	\$66,053.28
P. O. Box 1099	11-3W-18BA, TL 1100	
Coos Bay, OR 97420	11-3W-18BD, TL 500	
J. S. Goodman, Agt. 2722 S. Geary Street Albany, OR	11-3W-17CB, TL 200	647.50
J. S. Goodman, AGT.	11-3W-17CB, TL 200	2,308.65
J. S. Goodman, AGT.	11-3W-17CB, TL 200	779.77

WHEREAS, the above described properties have been platted into five, two, two, and two parcels respectively, now, therefore,

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: That portion of Ordinance Nos. 3891, 3806, 3594, and 3720 which assessed property as set forth in the attached legal descriptions in the total amount of \$69,789.20 is hereby amended to segregate the liens thereon in the following manner:

<u>Record Owners</u>	<u>Property Description</u>	<u>Amount</u>
Leonard Fairchild	See attached	954.29
Paul Kahlbaum	See attached	7,034.23
Peter J. Ryan	See attached	25,102.61
Peter Powers	See attached	12,118.06
Albany Growth Investors	See attached	20,844.09
J. S. Goodman, Agt.	See attached	\$66,053.28
		647.50
		-0-
J. S. Goodman, Agt.	See attached	1,401.54
		907.11
		<u>\$2,308.65</u>
J. S. Goodman, Agt.	See attached	779.77
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Project Name / No.: ST-75-3 Industrial Way

Finance No.: 3891 Original Amount: \$66,053.28

Set No.: 4854 A.W. Sweet et al

Owner/Address Description/Tax Lot No.

Leonard K. Fairchild 1240 SW Gale Albany, OR 97321	11-3W-18B 7 , TL 1000 (pt) Beginning at a point which is on the west line of and S 1°29'30" East, 1246.5 feet from the most westerly northwest corner of the Hiram N. Smead DLC No. 53 in T. 11 S., R 3 W., of the Willamette Meridian, Linn County, Oregon, and running thence East 706.62 feet to a 5/8" iron rod; thence S 1°13'09" East, 615.15 feet to a 5/8" iron rod; thence West 588.69 feet to a 5/8" iron rod; thence S 39°57'17" W.; 65.93 feet to a 5/8" iron rod; thence S 82°09'03" W., 230.00 feet to a 5/8" iron rod on the east right-of-way line of Ferry Street; thence N 9°06'19" W. along said right-of-way, 60.00 feet; thence N 82°09'03" E., 166.23 feet to the west line of said claim; thence N 1°29'30" W., 615.22 feet to point of beginning. Containing 10.29 acres more or less.	#4882 \$ 954.29
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Paul O. Kahlbaum 420 SW Hillside Drive Corvallis, OR 97330	11-3W-18B- 1830 , TL 1000 (pt) " " " 1880 TL 500 (pt) 11-3W-18BA-1100 Beginning at a point which is S 1°29'30" E., 1861.72 feet and East 703.69 feet from the most westerly northwest corner of the Hiram N. Smead DLC No. 53 in T. 11 S., R. 3 W., Willamette Meridian, Linn County, and running thence S 1°13'09" E., 490.00 feet; thence S 88°58' W., 741.36 feet to the east right-of-way line of Ferry Street; thence on a non tangent 1334.26 foot radius curve to the right (the long chord of which bears N 17°42'45" W., 399.36 feet) 400.86 feet; thence N 9°06'19" W., 41.41 feet; thence N 82°09'03" E., 230.00 feet; thence N 39°57'17" E., 65.93 feet; thence East 588.69 feet to point of beginning. Containing 9.00 acres more or less.	#4883 \$7,034.23
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3. Peter J. Ryan 11-3W-18B-18BD TL 1000 (pt) \$25,102.61
840 NW Laurel Place TL 500 (pt)
Albany, OR 97321 Beginning at a point which is S 1°29'30" E., 1861.72 feet and East 703.69 feet and S 1°13'09" E., 490.00 feet from the most westerly northwest corner of the Hiram N. Smead DLC No. 53 in T. 11 S., R. 3 W., of the Willamette Meridian, Linn County, Oregon, and running thence S 1°13'09" E., 1352.47 feet; thence S 88°58' W., 3.00 feet to the east right-of-way line of Ferry Street; thence on a 1119.44 foot radius curve left (the long chord of which bears N 21°18'56' W., 769.61 feet) 785.51 feet; thence N 41°25'13" W., 441.16 feet; thence on a 1334.26 foot radius curve to the right (the long chord of which bears N 33°52'17" W., 350.57 feet) 351.63 feet; thence N 88°58' E. 741.36 feet to point of beginning. Containing 9.03 acres more or less.
4. Peter L. Powers 11-3W-18B-18BD TL 1000 (pt) \$12,118.06
1400 SW Lakewood Drive TL 500 (pt)
Albany, OR 97321 Beginning at a point that is on the west right-of-way line of Ferry Street, said point being S 1°29'30" W., 1246.5 feet, East 706.62 feet, S 1°13'09" E., 2457.62 feet and S 88°58' W. 73.00 feet to the true point of beginning and running thence S 88°58' W., 780.62 feet to the easterly right-of-way line of the Albany-Santiam Canal; thence N 17°50'01" W., 727.00 feet along said right-of-way to a 5/8" iron rod; thence N 88°58' E., 724.12 feet to the westerly right-of-way line of Ferry Street; thence S 41°25'13" E., 25.52 feet; thence on a 1049.44 foot radius curve to the right (the long chord of which bears S 21°19'17" E., 721.28 feet) 736.39 feet to the point of beginning. Containing 12.80 acres more or less.
5. Albany Growth Investors 11-3W-18B-18BD TL 1000 (pt) \$20,844.09
Peter L. Powers, Trustee TL 500 (pt)
1400 SW Lakewood Drive
Albany, OR 97321 Beginning at a point that is on the west line of Ferry Street and S 1°29'30" E., 1861.72 feet and S 82°09'03" W., 236.25 feet from the most westerly northwest corner of the Hiram N. Smead DLC No. 53 in T. 11 S., R. 3 W. of the Willamette Meridian, Linn County, Oregon, and running thence S 9°06'19" E., 102.94 feet; thence on a 1404.26 foot radius curve to the left (the long chord of which bears S 25°15'46" E., 781.48 feet) 791.97 feet; thence S 41°25'13" E., 415.64 feet;

5. (continued)

thence S 88°58' W., 724.12 feet to the easterly right-of-way line of the Albany Santiam canal; thence N 17°50'01" W. along said easterly right-of-way line 1126.06 feet more or less to the south line of that tract conveyed to Pearl C. Burton by deed recorded January 10, 1925, in Book 131, page 71, Linn County Deed Records; thence N 82°09'03" E., 448.60 feet along said south line to point of beginning. Containing 12.89 acres more or less.

Section 2: The City Recorder is hereby directed to make the necessary entries on the Lien Docket of the City of Albany to segregate the said liens as above set forth.

Section 3: Inasmuch as it is deemed necessary for the public health, peace and safety of the citizens of the City of Albany, that the provisions shall be immediately operative, it is hereby declared that an emergency exists and this ordinance shall be in full force and effect from and after its passage by the Council and approval bt the Mayor.

Passed by the Council: July 15, 1976
Approved by the Mayor: July 15, 1976
Effective Date: July 15, 1976

David Hayes
Mayor

ATTEST:

Ernest W. Scham
City Recorder