

A BILL NO. 2086
FOR AN ORDINANCE NO. 1956

BE IT ENACTED BY THE CITY OF ALBANY, That a right of way heretofore granted to the City of Albany by deed recorded in Volume 159, page 174, Deed Records of Linn County, Oregon, be limited by restricting the City of Albany and its servants to the use only of the dedicated streets within certain areas, and not otherwise, and declaring an emergency.

WHEREAS, the City of Albany, be deed recorded in Volume 159, page 174, Deed Records of Linn County, Oregon, from Merle S. Cathey and C. C. Cathey, as grantors, received a grant to construct a drainage ditch for draining surface waters, and a right of way across the lands of the grantors at any place along said ditch; and said grantors have now platted a portion of the area through which said ditch flows, and have dedicated streets traversing said ditch and within said area, which said dedicated streets provide suitable means of ingress and egress by the City to said ditch;

NOW, THEREFORE, BE IT ORDAINED:

Section 1. The City of Albany and its servants shall be and they are hereby limited in their right of egress and ingress to the drainage ditch referred to in Volume 159, page 174, Deed Records of Linn County, Oregon, and lying within any platted area, to the dedicated streets within said platted area, and not otherwise.

Section 2. The City of Albany shall execute such instruments as shall witness this limitation.

Section 3. Whereas the peace, health and safety of the people of the City of Albany are involved. Therefore, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after the date of its passage by the Council and approval by the Mayor.

Passed by the Council Jan. 26, 1949

Approved by the Mayor Jan. 26, 1949

ATTEST: Ray Butler
Recorder

John W. Savage
Mayor