

ORDINANCE NO. 3069

AN ORDINANCE AMENDING ORDINANCE NO. 2859 BY SEGREGATING THE LIEN OF WAVERLY SHOPPING CENTER, INC. AND DECLARING AN EMERGENCY.

WHEREAS, Waverly Shopping Center, Inc. was assessed for a sanitary sewer improvement by Ordinance No. 2859, under the following described property:

The following described real property situated in the County of Linn, State of Oregon, to-wit: That tract of land situated in the City of Albany and more particularly described in the Deed Records of Linn Co. Recorder's Office in Bk. 239, Pg. 349, Ex. Bk. 259, Pg. 845, Ex. Bk. 248, Pg. 650, Ex. Bk. 259, Pg. 845, Ex. Bk. 259, Pg. 834.

WHEREAS, said assessment was in the total sum of \$4,877.92 and

WHEREAS, said property has been divided into two parcels, with one parcel being purchased by Waverly Shopping Center, Inc. and the other being purchased by Richfield Oil Corporation, and the purchases are desirous of having the lien of the aforementioned assessment segregated, now therefore,

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

Section 1: That Ordinance No. 2859 be amended to segregate the lien therein established on the above described property in the following manner:

1. Waverly Shopping Center, Inc.

Beg. on the E. line of Pac. Hwy. 99 S. 1°31' E. 828.41 ft. & S. 88°29' W. 791.60 ft. and S. 36°09' W. 225.80 ft. from the N.E. Cor D.L.C. 49, T. 11 S, R 3 W.; th along said highway S. 36°09' W. 353.45 ft. to an angle; th SWly along said highway line 667.25 ft.; th S. 436.41 ft. to S.W. Cor. Lot 16, Waverly Fruit Farm; th E. 60 ft.; th N. 436.41 ft.; th N. 88°01' E. 1037.73 ft.; th S. 436.41 ft.; th N. 88°01' E. 560.23 ft. to E. line D.L.C. 49; th N. 1°31' W. along said line 1245.8 ft. m/1, to a point S. 1°31' E. 892.60 ft. from N.E. Cor. said D.L.C.; th S. 88°29' W. 381.60 ft.; th Wly along a curve (the long chord of which bears N. 89°37' W. 126.39 ft.) to a 5/8" iron located N. 88°29' E. 330 ft. from the E. Line of Pac. Hwy.; th S. 88°29' W. 180.0 ft; th S. 36°09' E. 150.0 ft.; th S. 88°29' W. 150.0 ft. to point of beginning, except that part in roads. 25.08 Acres

Balance due on assessment	\$4,778.84
Less amount previously paid to July 8, 1963	<u>1,672.58</u>
Total segregated amount	\$3,106.26

2. Richfield Oil Corp.

Beg. S. 1°31' E. along the E. line of D.L.C. 49 T. 11 S, R. 3W, 886.41 ft. and S. 88°29' W. 837.92 ft. from the N.E. Cor. of said D.L.C.; th S. 36°09' W. along the SEly right of way line of said highway 150 ft.; th N. 88°29' E. 150 ft.; th N. 36°09' E. 150 ft.; th S. 88°29' W. 150 ft. to point of beg. 0.52 Acres

Balance due on assessment	\$ 99.08
Less amount previously paid to July 8, 1963	<u>34.65</u>
Total segregated amount	64.43

Section 2: That the City Recorder is hereby directed to make the necessary entries in the Lien Dockets of the City of Albany to segregate said lien as above set forth.

Section 3: Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health and safety of the City of Albany, Oregon, an emergency is hereby declared to exist and this ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council: July 11, 1963

Approved by the Council President: July 11, 1963

P. N. Alvarado
Council President

Effective Date: July 11, 1963

ATTEST:

Ernesto Isham
City Recorder