

## Regular Meeting-Febr. 7-1927

The regular monthly meeting of the City Council was held on Monday, February 7-1927 at 8 o'clock P.M.

On roll call there were present: Mayor Bair, Atty. Wait, Chief of Police Lent, Recorder H.B.Evans and Councilmen Garrett, Graham, Patch, Shewey, White and Zimmerman. Councilmen Dedman came in later, and Councilman Bowlsby was absent.

The Mayor announced that a committee from the Civic Club was present and wished to be heard, and if there was no objection, the order of business would be reversed in order that the ladies might depart early if they wished.

Mrs. E. Bowlsby, speaking for the Club stated that the Club desired to rename the streets and number the houses, as there seemed to be quite a demand for such action.

On motion of White seconded by Shewey and carried, it was voted to grant permission subject to ratification by Ordinance.

Whereupon, Mrs. Shewey, for the Civic Club asked the cooperation of the Council in cleaning up the City, and asked for use of a truck between the 10th and 15th of the present month. Granted.

## Reports.

The Street Committee reported that considerable work on the streets was necessary, but failed to state whether or not it would be done.

Mr. Lent reported that the Thompson transformer had been installed, and was giving satisfaction. Also that the voltmeter records recently had been satisfactory, but when first installed had shown a very unsatisfactory condition.

Mr. Lent also answering criticism in the paper regarding the sanitary condition of the jail, stated that it was impossible to keep it in proper condition unless it was kept closed and locked, and that the roof required repairs.

Mr. Rothenberg reported many rotten limbs in a dangerous condition in trees along Front street. Referred to Street Committee.

Whereupon the following claims against the City were read:

## General Fund.

Canby State Bank	\$ 10.00
Canby Herald	5.50
The Wendell Co.	2.10
Canby Hdw. & Impl. Co.	1.75
Light Fund	50.00
Louis Lent	22.49
W.S.Maple	15.00
H.B.Evans	18.00
C.N.Wait	17.50
P.L.Hammond	10.00
State Ind. Acc. Com.	.61

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\$ 152.95

## Road Fund

Ordon Cole	32.00
Aug. Rothenberg	20.80
Wilson Evans	2.50
O.J.Mays	3.00
State Ind. Acc. Com.	1.27

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\$ 59.57

## Electric Light Fund

Molalla Electric Co.	\$ 323.31
Fobes Supply Co.	44.56
Canby Hdw. & Impl. Co.	240.27
Louis Lent	121.61
Francis Skinner	15.60
F.N.Ferguson	35.00
State Ind. Acc. Com.	5.45

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\$ 785.80

## Water Fund

Hersey Mfg. Co.	128.43
Louis Lent	66.88
Canby Hdw. & Impl. Co.	9.15
R.W.Atwood	2.00
State Ind. Acc. Com.	1.31

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\$ 207.77

## Bond Retiring Fund # 4

First National Bank

\$ 590.00

February 7-continued.

Whereupon the following Ordinance was read for final action:

ORDINANCE NO. <sup>214</sup> 1927-11

An Ordinance authorizing the purchase of a strip of land at the North end of "B" street in Canby, Oregon, where said "B" street intersects the County Road running from Canby north to the Willamette River, for the purpose of eliminating the sharp turn where "B" street intersects said County Road.

## CANBY DOES ORDAIN AS FOLLOWS:

SECTION 1- Whereas the Council of Canby believes it to be essential and necessary to straighten the dangerous turn where the north terminus of "B" street intersects the County Road running north from Canby to the Willamette River, by purchasing a strip of land on the East side of "B" street, where "B" street intersects said County Road, so that the intersection may be made on a light curve instead of at right angles,

SECTION 2-CANBY proposes to and hereby does purchase of Wilhelmina Wait the necessary amount of land for that purpose, said land being described as follows, to-wit:

Beginning at a point on the east side of the County Road that intersects the north end of "B" street in Canby, Oregon, where said County Road turns to the west to connect with "B" street, and being three hundred thirty five (335) feet from the southwest corner of the Wilhelmina Wait property in Canby, Oregon, running thence in a southerly direction one hundred ninety five (195) feet to where it intersects the east line of "B" street; thence in a northwesterly direction following the East line of "B" street eighty one (81) feet; thence in a northerly direction seventy five (75) feet to where it strikes the West side of said County Road; thence East eighty (80) feet to place of beginning, being a wedge shaped piece of land to be used in straightening the intersection of "B" street and said County Road running north to the Willamette River.

SECTION 3- It is proposed to pay one hundred dollars (\$100.00) for the said land so to be used.

SECTION 4- Whereas this Ordinance is necessary for the preservation of the public health, peace and safety of the people of Canby, Oregon, an emergency is hereby declared and this Ordinance shall go into full force and effect from and after it's passage by the Council and approval by the Mayor.

Read for the first time at a meeting of the City Council held on Jan. 3-1927, and ordered posted for the reason that, in the opinion of the Council, the cost of publication thereof is excessive, and to come up for final action at the regular meeting of the Council to be held on Febr. 7-1927.

On motion, seconded and carried, said Ordinance was placed on final passage. Roll call, Yeas 7-nays 0.

Whereupon the Mayor announced the Ordinance duly passed.

STATE OF OREGON )  
CLACKAMAS COUNTY) ss.  
CANBY. )

I, H. B. Evans, being first duly sworn, depose and say, that I duly posted in three conspicuous places in Canby, three true and correct copies of the foregoing Ordinance certified to by me, as correct copies of such original, and which copies were posted in plain view of all passersby, and remained posted for more than fourteen continuous days, and were so posted on the 13th. day of January, 1927, at the following places: one on the bulletin board in Postoffice; one on the south side of W.H. Bair's warehouse, and one on front of City Hall, all in Canby, Oregon.

*H. B. Evans*  
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City Recorder

Subscribed and sworn to before me  
this 11th day of February-1927.

*Eleanor Lent*  
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Notary Public for Oregon  
My commission expires July 26-1930.



February 7-continued.

The following Ordinance then came up for final action:

ORDINANCE NO <sup>213</sup> 1427 - 10

An Ordinance authorizing the purchase of a piece of real property located on Weed street, Canby, Oregon, for the purpose of opening the said Weed street to it's full width, so as to make it available to use as a street to the property of the Union High School at Canby, Oregon.

CANBY DOES ORDAIN AS FOLLOWS:

SECTION 1-Whereas the City Council of Canby, Oregon believes it to be essential and necessary to lay out and open a street leading to the property of the Union High School at Canby, and whereas Weed street is believed to be the proper and most available street for that purpose, and whereas the real property of Charles and Christina Moore now obstructs said Weed street, making it unsuitable for that purpose,

SECTION 2-NOW THEREFORE BE IT RESOLVED AND ORDERED, That in order that said Weed street may be unobstructed and suitable for use as a street leading to said Union High School property, that Canby proposes to, and hereby does purchase from Charles and Christina Moore that certain real property now obstructing said Weed street and more particularly described as follows:

Beginning at a point on the south boundary line of the Philander Lee and wife Donation Land Claim # 49 in Township four (4), South Range one(1) East of the Willamette Meridian, bearing North 78° 15' East and distant 15.03 chains from the Southwest corner of said Lee D.L.C., said beginning point being the southeast corner of a tract of land deeded by Claude Baty and wife to Edward A. Krueger, and which deed is recorded in Book 105, page 388, deed records of Clackamas County, Oregon, and running thence North 78° 15' East along the south boundary of the said Lee Donation Land Claim, 1.23 chains to the land of Anna Schmitt; thence North 26° West along the west line of Anna Schmitt's land 3.66 chains to the South boundary line of Weed's Addition to Canby, Oregon; thence south 64° west along the said south boundary line of Weed's Addition to Canby, Oregon, 1.17 chains to the land of Arther Knight; thence south 26° east along the east line of the said Arther Knight's land 3.34 chains to the place of beginning, containing forty one hundredths of an acre of land more or less.

SECTION 3- It is proposed to pay Charles and Christina Moore the sum of seven hundred dollars (\$700.00) for the said above described real property so to be used.

SECTION 4- Whereas this Ordinance is necessary for the public peace, safety and welfare of the people of Canby, Oregon, an emergency is hereby declared and this Ordinance shall go into full force and effect from and after it's passage by the Council and approval by the Mayor.

Read for the first time at a meeting of the City Council held on January 3, 1927, and ordered posted for the reason that, in the opinion of the Council, the cost of publication thereof is excessive, and to come up for final action at the regular meeting of the Council to be held on February 7-1927.

On motion, seconded and carried, said Ordinance was placed on final passage. Roll call, Yeas 7, nays 0.

Whereupon the Mayor announced the Ordinance duly passed.

STATE OF OREGON )  
CLACKAMAS COUNTY ) ss.  
CANBY. )

I, H. B. Evans, being first duly sworn, depose and say, that I duly posted in three conspicuous places in Canby, three true and correct copies of the foregoing Ordinance, certified to by me, as correct copies of such original, and which copies were posted in plain view of all passersby, and remained posted for more than fourteen continuous days, and were so posted on the 13th. day of January, 1927, at the following places: one on the bulletin board in Postoffice; one on the south side of W.H.Bair's warehouse, and one on front of City Hall, all in Canby, Oregon.

*H.B. Evans*  
City Recorder.

Subscribed and sworn to before me,  
this 11th day of February, 1927.

*Eleanor Lent*

Notary Public for Oregon  
My commission expires July 26-1930

February 7-continued.

Whereupon the following Ordinance was introduced.

(215)  
ORDINANCE NO 1927. 12

An Ordinance providing for the payment of the sum of One hundred dollars out of the Road Fund of Canby, to Wilhelmena Wait for the purchase price of certain real property to be used for Road and Street purposes.

CANBY DOES ORDAIN AS FOLLOWS:

SECTION 1- Whereas the City Council of Canby, by Ordinance heretofore passed has purchased of Wilhelmena Wait the following described real property, for the purpose of straightening out the dangerous turn where the North terminus of "B" Street in Canby intersects the County Road running North from Canby to the Willamette River, said property so purchased being described as follows, to-wit:

Beginning at a point on the East side of the County Road that intersects the North end of "B" Street in Canby, Oregon, where said County Road turns to the West to connect with "B" Street, and being 335 feet North from the Southwest corner of the Wilhelmena Wait property in Canby, Oregon, running thence in a southerly direction, one hundred and ninety five feet to where it intersects the East line of "B" Street; thence in a Northwest-erly direction following the East line of "B" Street, eighty one feet; thence in a Northerly direction seventy five feet to where it strikes the West side of said County Road; thence East to place of beginning, being a wedge shaped piece of land to be used in straightening the intersection of "B" Street and said County Road running thence North to the Willamette River.

SECTION 2- That the sum of One hundred dollars is hereby appropriated out of the Road Fund of Canby in payment to Wilhelmena Wait for said above described real property, upon the said Wilhelmena Wait delivering to the said City of Canby, a good and sufficient deed to said real property.

SECTION 3- Whereas this Ordinance is necessary for the preservation of the public health, peace and safety of the people of Canby, Oregon, an emergency is hereby declared and this Ordinance shall go into full force and effect from and after it's passage by the Council and approval by the Mayor.

Read for the first time at a meeting of the Council held on February 7-1927, and ordered posted for the reason that, in the opinion of the Council, the cost of publication thereof is excessive, and to come up for final action at the regular meeting of the Council to be held on March 7-1927.

Whereupon the following Ordinance was introduced:

(216)  
ORDINANCE NO 13

An Ordinance providing for the payment of the sum of seven hundred dollars out of the Road Fund of Canby to Chas. Moore and Christina Moore for the purchase price of certain real property to be used to widen and extend Weed Street in Canby, Oregon.

CANBY DOES ORDAIN AS FOLLOWS:

SECTION 1- Whereas the City of Canby by Ordinance heretofore passed has purchased from Chas. Moore and Christina Moore, the following described real property, for the purpose of widening and extending Weed Street in Canby, to connect with the property belonging to the Union High School District No. 1, said property so purchased being described as follows:

Beginnig at a point on the South boundary line of the Philander Lee and wife Donation Land Claim # 49, in Township four-south Range One, East of the Willamette Meridian, bearing North 78° 15' East and distant 15.03 chains from the Southwest corner of said Lee D.L.C., said beginning point being the Southeast corner of a tract of land deeded by Claude Baty and wife to Edward A. Krueger, and which deed is recorded in Book 105, page 388, deed records of Clackamas County, Oregon, and running thence North 78° 15' East, along the South boundary of said Lee D.L.C., 1.23 chains to the land of Anna Schmitt; thence North 26° West, along the West line of Anna Schmitt's land, 3.66 chains to the South boundary line of Weeds addition to Canby, Oregon; thence South 64° West, along the said South boundary line of Weeds Addition to Canby, Oregon 1.17 chains to the land of Arther Knight; thence South 26° East, along the East line of said Arther Knight's land 3.34 chains to the place of beginning, containing forty one hundredths of an acre of land more or less.



SECTION 2- That the sum of seven hundred dollars is hereby appropriated out of the Road Fund of Canby in payment to Chas. Moore and Christina Moore for said above described real property, upon the said Chas. Moore and Christina Moore delivering to the said City of Canby, a good and sufficient deed to said real property.

SECTION 3- Whereas this Ordinance is necessary for the preservation of the public health, peace and safety of the people of Canby, an emergency is hereby declared, and this Ordinance shall go into full force and effect from and after it's passage by the Council and approval by the Mayor.

Read for the first time at a meeting of the Council held on February 7-1927, and ordered posted for the reason that, in the opinion of the Council, the cost of publication thereof is excessive, and to come up for final action at the regular meeting of the Council to be held on March 7-1927.

Whereupon the following Resolution introduced by Dedman, seconded and carried was declared adopted:

#### RESOLUTION.

WHEREAS The directors of Union High School District No. 1, of Clackamas County, Oregon, had determined to build and erect the High School building for said district upon the south end of the property purchased by said High School district for that purpose, and Whereas the location of said High School building on the site determined upon by said Board of Directors would be far removed from the large majority of the pupils attending said High School from Canby, and would be a great inconvenience to the pupils from Canby attending, and Whereas, we believe the location of said School building on the south end of said tract would not be the proper location for said building, but that said School building should be located on the north end of said tract of land, which is much more accessible for the pupils of Canby and all others who desire to attend said High School, and Whereas the Board of Directors of said High School District are of the opinion and belief that there is not enough width of land available on the north end of said tract of land owned by said High School District to properly accomodate the type of High School building which said directors wish to build according to the plans which they have adopted for said High School building, and, Whereas, the said High School Board has agreed to call an election of the qualified voters of said High School District to determine as to whether the location of said High School building shall be changed from the present proposed location on the south end of said tract of land to the north end of said tract of land as requested by the citizens of Canby, if and provided the City of Canby will purchase the following described real property owned by Bertie Nelson and M. Francis Nelson and adjacent to and lying along the west line of the tract of land belonging to the Union High School District # 1, Clackamas County, Oregon, and after they have purchased the said tract of land will convey it by deed to said Union High School District #1, for their full use and benefit; the said tract of land to be so purchased and conveyed being more particularly described as follows, to-wit:

Beginning at the Southeast corner of the L.A. Seeley D.L.C. in Section four (4), Twp. four (4), S. of Range 1 East of the W.M., running thence south 5.40 chains; thence east 5 chains; thence north 12.60 chains to the south boundary of the Philander Lee D.L.C.; thence south 78° 15' west, 5.45 chains to the east boundary of the said Seeley D.L.C.; thence south 6 chains to the place of beginning, excepting therefrom the south 5.40 chains thereof, being about 3½ acres.

NOW THEREFORE BE IT RESOLVED by the City Council of Canby, Clackamas County Oregon; That the City of Canby does agree to and with the said Board of Directors of Union High School District #1 of Clackamas County, Oregon, that the City of Canby, in consideration of the promise of said Board of Directors heretofore made to locate and build said High School building upon the North end of the aforesaid tract of land, will purchase the aforesaid 3½ acres of land lying west and along side of the tract of land owned by the said Union High School District, and upon the purchase thereof will convey it by deed to said Union High School District #1, and in furtherance thereof will introduce an Ordinance calling for a special election of the legal voters of the City of Canby, for the purpose of submitting to them the question of levying a special tax for the purchase of said 3½ acres of land, and conveying it to said Union High School District #1 as aforesaid.

Whereupon the following Ordinance was introduced:

ORDINANCE NO (217)

An Ordinance providing for the holding of a special election, for the purpose of submitting to the legal voters of Canby, Clackamas County, Oregon, for their adoption or rejection, the question of authorizing and empowering Canby to raise by taxation the sum of three thousand three hundred dollars for the purchase of three and one half acres of land adjoining the tract of land owned by Union High School District #1, of Clackamas County, Oregon, and deeding said tract of land so purchased to said Union High School District for school purposes and declaring an emergency.

CANBY DOES ORDAIN AS FOLLOWS:

SECTION 1- That there shall be held in Canby, Clackamas County, Oregon on Saturday, March 19, 1927, a special election for the purpose of submitting to a vote of the legal voters of Canby, for their adoption or rejection, an act authorizing and empowering Canby to raise by a special tax for that purpose, the sum of three thousand three hundred dollars, three thousand dollars to be paid to Bertie Nelson and M. Francis Nelson for three and one half acres of land lying on the west line of the tract of land owned by Union High School District #1 of Clackamas County, Oregon, and three hundred dollars to be used as interest on warrants if necessary to issue same in payment of said tract of land; and that upon the purchase of said  $3\frac{1}{2}$  acres of land it shall be deeded by Canby to said Union High School District for its full use and benefit, upon the express condition and agreement that the Board of Directors of said Union High School District shall build and erect the High School building of said District upon the North end of the afore-said tract of land owned by said Union High School District adjoining the said  $3\frac{1}{2}$  acre tract of land, as provided in Resolution of this City Council heretofore passed.

SECTION 2- The Recorder of Canby is hereby authorized and directed to post in six conspicuous places within the corporate limits of Canby for at least ten days prior to Saturday, March 19-1927 notices of the special city election to be held in Canby on said date, to-wit; Saturday, March 19, 1927, which said notice of election shall state the date upon which said election shall be held and shall designate the purpose of said election, the polling place thereof and the hours that the said polls shall be opened and shall name the judges and clerks of the said election and give the ballot title of the proposed act to be submitted to a vote of the electors of Canby, for their adoption or rejection at said special city election.

SECTION 3- The Council of Canby shall hereafter by motion appoint judges and clerks of said special election; that said judges and clerks shall receive as full compensation for their services as such the sum of three dollars per day each.

SECTION 4- The election ward or precinct for said special city election shall be and constitute all of the territory included within the corporate limits of Canby.

SECTION 5- There shall be one polling place for said special city election, to-wit; in the Council Chamber of the City Hall.

SECTION 6- Whereas it is necessary in order to have the District High School building erected in the location desired by the citizens of Canby, that this Ordinance become operative at once, therefore in order to preserve the best interests and peace of Canby, and it's citizens, an emergency is hereby declared and this Ordinance shall become immediately operative and in full force and effect upon it's passage by the Council and approval by the Mayor.

Read for the first time at a meeting of the City Council held on Febr. 7-1927 and ordered posted for the reason that, in the opinion of the Council, the cost of publication thereof is excessive, and to come up for final action at the regular meeting of the Council to be held on March 7-1927.

Whereupon a petition signed by various citizens was presented, asking the City Council to take some action toward securing better electric power.

On motion of Shewey, seconded by Garrett and carried, the Recorder was instructed to ask the Public Service Commission to hold a hearing in Canby and to listen to complaints regarding the electric power service.

. On motion, seconded and carried the Council adjourned,

Approved-Mch 7-1927

*W. H. Bair*  
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Mayor.

*S. B. Evans*  
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Recorder