

ORDINANCE NO. 22

AN ORDINANCE TO PROVIDE FOR THE PURCHASE OF THAT CERTAIN TRACT OF LAND IN SECTION 25, TOWNSHIP 1, NORTH, RANGE 3 EAST OF W.M, CONVEYED BY JAMES R. SPENCE AND MARY SPENCE, HUSBAND AND WIFE TO JAY L. POWELL AND EMMA J. POWELL, HUSBAND AND WIFE, BY DEED RECORDED IN DEED RECORDS OF MULTNOMAH COUNTY, OREGON, IN BOOK 1515 at page 227, ON THE 2nd DAY OF JANUARY, 1952, (LESS CERTAIN EXCEPTIONS THEREFROM,) AND PROVIDING FOR THE PAYMENT PRICE THEREFOR, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE TOWN OF TROUTDALE

SECTION 1. The Common Council of the Town of Troutdale, in Multnomah County, State of Oregon, finds that the public interest will be furthered, and the public health, peace and safety of the residents and inhabitants of said Town of Troutdale will be safeguarded, improved and protected by the purchase and acquiring of certain lands owned by Jay L. Powell and Emma J. Powell, husband and wife, that surrounds on the Easterly, Northerly and Westerly sides of the 5.28 acre tract presently owned by the Town of Troutdale, known as the City Water Works property, in Section 25, Township 1 North, Range 3 East of W.M. in Multnomah County, Oregon, at the cost of \$1875.00.

SECTION 2. That said Tract to be acquired shall be paid for by permitting Jay L. Powell and Emma J. Powell to cut, fall and remove certain timber from the 5.28 acre City Water Works Tract, based on the value of \$16.00 per M, board measure, and crediting the Town of Troutdale the totoal value of the timber marked, felled and removed on the \$1875.00 purchase price of the land to be conveyed by said Jay L. Powell and Emma J. Powell, above mentioned, with the understanding that if the timber so removed from said 5.28 acre City Water Works property does not scale sufficient to cover all of said \$1875.00, purchase price of the Powell land, described in Section 1 hereof, then and in that event, the Town of Troutdale shall pay to said Jay L. Powell and Emma J. Powell the remaining balance of said \$1875.00 in lawful money of the United States.

SECTION 3. That said Jay L. Powell and Emma J. Powell shall convey said lands mentioned and referred to in Section 1 of this Ordinance to the Town of Troutdale, a municipal Corporation, by good and sufficient Deed of General Warranty, free and clear of all liens, taxes and clear of all liens, taxes and encumbrances, and furnish without cost to the Town of Troutdale proper Title Insurance policy, insuring the title to said property to the protection of said Town of Troutdale.

SECTION 4. Inasmuch as this Ordinance is necessary for the immediate preservation of the public health, peace and safety of the people of the Town of Troutdale in this that in the acquisition, management and control of the lands to be acquired under this Ordinance, the springs and general water supply to the users of water, in the Town of Troutdale, will be the better protected in an ample supply of pure water essential to the residents and inhabitants of the Town of Troutdale; therefore an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage by the Common Council.

Passted by the Common Council of the Town of Troutdale this 12th day of February , 1952.

Yes: 5
No: 0

(s) Richard Knarr
Mayor of The Town of Troutdale

ATTEST:

(s) Jessie Overstad
Recorder of the Town of Troutdale