

Ordinance # 224A

Introduced by Commissioner

Larry Lenhard

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, CITY COMMISSIONERS, AND AUDITOR AND POLICE JUDGE TO EXECUTE AND DELIVER A DEED TO H. E. SIGURDSON TO TIDE LANDS IN FRONT OF LOTS 3, 4 and 5, BLOCK 20 and LOT 1, BLOCK 21 OF THE TOWN OF WARRENTON

WHEREAS, heretofore the City of Warrenton acquired from the County of Clatsop as a result of a tax delinquency sale of ^{all} the following real property lying, being and situate in the County of Clatsop and State of Oregon, and more particularly described as follows, to-wit:

That portion of the frontage to Lots 3, 4, and 5, Block 20 of the Town of Warrenton as laid out and recorded by D. K. Warren and wife, which lies between the line of ordinary high tide and ordinary low tide on the West bank of Skipanon Creek or River.

That portion of the frontage to Lot 1, Block 21, of the Town of Warrenton as laid out and recorded by D. K. Warren and wife, which lies between the line of ordinary high tide and ordinary low tide on the West bank of Skipanon Creek or River.

and

WHEREAS, said tax sale to said above described real property was wholly void inasmuch as said sale was had in pursuance of a double assessment of said property, said property having also been assessed to the heirs of A. S. V. Sigurdson, the lawful owners thereof, and the taxes against said above described property having been paid by the heirs of said A. S. V. Sigurdson, and hence, there being at the time of said double assessment no delinquent taxes against said property, and for that reason the County of Clatsop being incapable of acquiring a valid tax lien against said property, all subsequent proceedings attempting to foreclose such double assessment being void; and

WHEREAS, the City of Warrenton would have no valid defense against a suit to quiet the title of said real property by said Sigurdson

heirs, and might be liable for damages for slandering the title of said real property in the event of its failure and refusal to execute a quit claim deed thereto, NOW, THEREFORE

Handwritten notes and signatures in the right margin, including the name "H. E. Sigurdson" and other illegible scribbles.

THE CITY OF WARRENTON DOES ORDAIN AS FOLLOWS:

That the City of Warrenton hereby disclaims any right, title, interest, estate, lien or equity in said above described two parcels of real property, and the Mayor, City Commissioners and Auditor and Police Judge are hereby authorized and directed to execute on behalf of the City of Warrenton, and cause to be delivered to H. E. Sigurdson a quit claim deed to the two parcels of land above described.

Passed by the City Commissioners of the City of Warrenton, this 15th day of March, 1943.

Approved by the Mayor of the City of Warrenton this 15th day of March, 1943.

J. M. Wilson

Mayor

Attest:

Auditor and Police Judge