

In the matter of the sale of )  
City Property )

RESOLUTION NO. 1 FOR 1950

WHEREAS on the 1st day of November, 1949, the City Council of the City of Lebanon by Resolution No. 38 for 1949 resolved that the Public Property Committee of the City Council be authorized to sell the real property hereinafter described, subject to certain conditions recited in said resolution which is now on file in the office of the City Recorder, and

WHEREAS, subsequent to the passage of said resolution notice of said sale was published in the manner required by law and said real property was sold to Edgar T. and Patricia Rosen, and

WHEREAS, since the sale of said property an error in the description has been discovered and before a marketable title can be secured it will be necessary to republish notice of sale and resell said property.

NOW THEREFORE BE IT RESOLVED that the Public Property Committee of the City Council of the City of Lebanon be and they are hereby authorized and directed to resell the following described property:

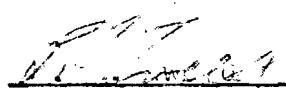
✦ Beginning at a spring leaf which is South 0° 07' 17" East 547.50 feet and South 89° 57' East 437.14 feet from the Southeast corner of Block One in the City of Lebanon, Linn County, Oregon; and running thence North 0° 09' East 136.70 feet to a spring leaf which is South 50.00 feet from the center line of the Southern Pacific Railroad; thence South 89° 57' 30" West parallel to said railroad line to the Easterly right of way line of the Santiam Highway; thence Southwesterly along said highway line to a point which is North 89° 57' West from the point of beginning; thence South 89° 57' East 93.39 feet to the place of beginning, containing 0.15 of an acre, more or less.

ALSO beginning at a point in the center of the Lebanon-Santiam Canal, said point being South 89° 49' East 60.00 feet and South 0° 07' 17" East 547.50 feet from the Southeast corner of Block One in the City of Lebanon, Linn County, Oregon; and running thence North 66° 00' East along the center of said canal 80.00 feet; thence North 44° 09' East along the center of said canal 143.34 feet to the South right of way line of the Southern Pacific Railroad, thence North 89° 57' 30" East along said railroad line 131.19 feet, more or less, to the Westerly right of way line of the Santiam Highway, thence Southwesterly along said highway line to a point which is South 89° 57' East from the point of beginning, thence North 89° 57' West 201.90 feet to the place of beginning, containing 0.468 of an acre, more or less, subject to the right of way of the Lebanon-Santiam Canal.

ALSO beginning at a 3/4" iron pipe which is South 0° 07' 17" East 547.50 feet and South 89° 57' East 180.00 feet from the Southeast corner of Block One in the City of Lebanon, Linn County, Oregon; and running thence South 89° 57' East 81.90 feet to the Westerly right of way line of the Santiam Highway, thence Southwesterly along said Highway line on a spiral curve to the right (the long chord of which spiral curve bears South 45° 02½' West 25.76 feet) to an iron rod at the beginning of tangent of said highway line, thence South 45° 09' West along said highway line 90.10 feet, thence North 0° 09' East 81.81 feet to the place of beginning, containing 0.07696 of an acre, more or less.

and in so doing take such steps as may be required by the City Charter of the City of Lebanon and by the laws of the State of Oregon, and said property shall be sold upon the same conditions as set forth in the former resolution, with the exception that the condition requiring the Purchaser to construct on the premises a building to be leased to the State of Oregon for a field office of the Secretary of State shall cover only that portion of the above described premises which lies West of the Santiam Highway, and that portion of the above described premises which lies East of the Santiam Highway shall be free of such conditions, and upon the further condition that the right of Edgar T. Rosen and Patricia Rosen be protected and that any bidder offering to purchase said property other than the said Edgar T. and Patricia Rosen shall be required to pay in addition to the price offered for said property such amounts as will be necessary to save the said Edgar T. and Patricia Rosen harmless from any loss or damage that may be suffered by virtue of the former invalid conveyance to them arising out of the error in the description of the property or arising out of any other error in connection with the former proceedings.

Passed by the Council and approved by the Mayor this 7th day of February, 1950.

  
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Mayor

ATTEST:

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City Recorder