52122

52122

5/17/27

52122

ORDINANCE No.....

An Ordinance providing for settlement with Henry Anderegg relative to certain matters and declaring an emergency.

The City of Portland Does Ordain as Follows:

Section 1. It appearing to the Council that the City of Portland has certain claims against Henry Anderegg for rent owing for the use of the property owned by the City near Gresham, which property is commonly known as the Wilson place and said Henry Anderegg makes certain claims against the City by reason of surveys made on said property and adjacent property and the actions of persons engaged in such surveys, and also said Henry Anderegg has executed a deed for the purpose of conveying a certain strip of land as a right of way in order to furnish better access from Powell Valley Road to said property owned by the City and commonly referred to as the Wilson place, and that a compromise of said matters may be effected as herein provided; and it further appearing to the Council that such compromise will be to the best interests of the City, now therefore, the Commissioner of Public Utilities is hereby authorized to enter into a compromise with said Henry Anderegg of all of said matters whereby the City shall cancel its claims against said Henry Anderegg for rent, use and occupation of said property from the time the City acquired the same up to the present time, and also give said Henry Anderegg the right to continue such use, to and including December 31st, 1928, without charge against said Anderegg, and said Henry Anderegg on his part, in consideration of the premises shall release and discharge said City of Portland from any and all claims for damages caused as aforesaid, and also shall deliver to said City a deed for a right of way, same to be 60 feet in width extending from the Powell Valley Road to said property, such deed to be approved by the City Attorney as to form, it being intended that such settlement shall be in accord and satisfaction of all of said matters.

Section 2. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace, and safety of the City of Portland, in this: That immediate action is necessary in order to obtain a settlement of said claims and procure immediate right of way to said property, therefore an emergency is hereby declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council MAY 17 1927

GEO. L. BAKER

Mayor of the City of Portland

PREPARED--APPROVED
CITY ATTORNEY

5-9-27

Attest: Geo R Funk

Auditor of the City of Portland