

ORDINANCE NO. 2743

AN ORDINANCE DECLARING THE PUBLIC NECESSITY FOR A STREET; DIRECTING THE CITY ATTORNEY TO INSTITUTE CONDEMNATION PROCEEDINGS AND APPOINTING THREE VIEWERS FOR THE SAID PROPERTY.

Section 1: Public necessity requires a street over the following described property:

Beginning at the Southwest corner of Block 4, Hollywood Acres Addition in Albany, Linn County, Oregon, as platted and recorded in the Records of Linn County, and running thence South $89^{\circ}04'$ West 758.8 feet parallel with Nineteenth Avenue as laid out in said addition, to a point on the Easterly line of Thurston Street;
thence South $1^{\circ}30'$ East 50 feet along the said Easterly line of Thurston Street;
thence North $89^{\circ}04'$ East 758.8 feet, more or less, to the Northwest corner of Block 5, Hollywood Acres Addition, and thence Northerly 50 feet to the point of beginning.

Section 2: The record owners of the property are as follows:

MARY E. BURKHART, an undivided $7/12$ ths interest;
BARBARA A. BENNER, an undivided $1/8$ th interest;
HAROLD W. AGNEW and PHYLLIS A. AGNEW, husband and wife, an undivided $1/8$ th interest;
CHARLENE FOSTER, also known as VELMA C. FOSTER, an undivided $1/12$ th interest;
MERLIN FOSTER, also known as ELDEN M. FOSTER, an undivided $1/12$ th interest.

Section 3: The City Attorney of the City of Albany is hereby instructed and directed to institute an action at law under and pursuant to the terms of the statutes of the State of Oregon concerning condemnation proceedings against those persons named above and all other persons claiming an interest in the said property to acquire the said property for street purposes.

Section 4: There is hereby appointed the following persons to act as viewers of the aforementioned property:

1. Platt Davis
2. Russell Tripp
3. Herb Smith

The said viewers are to view the aforementioned property and report to the City Council of the City of Albany within thirty (30) days from the date hereof as to the value of the property and the rights and interest of the several people claiming an interest therein and the value necessary for the security of those persons under the terms of 223.025. O.R.S.

Passed by the Council: June 26, 1957

Approved by the Mayor: June 26, 1957

W. L. Thompson
Mayor

ATTEST:

Arthur P. Brown
City Recorder