

RESOLUTION NO. CXV

A RESOLUTION AUTHORIZING CONDEMNATION OF REAL PROPERTY AS SITE FOR WATER TREATMENT PLANT FACILITIES AND NECESSARY EASEMENTS THERETO.

WHEREAS, the City of Canby in Clackamas County, State of Oregon, has determined that the real property hereinafter described is necessary for the public use, to-wit: For the purpose of a site for construction of water treatment plant facilities; and

WHEREAS, negotiations have been conducted with Vitandrea Di Tommaso and Vallerina Di Tommaso, husband and wife, and Chris T. Schlunegger and Johanna Schlunegger, husband and wife, for the purchase of the following described property, or their interest therein; and

WHEREAS, the parties have failed to reach an agreement for the purchase of said property; and

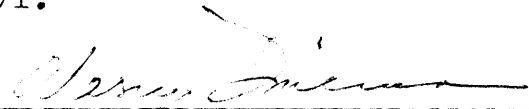
WHEREAS, it is necessary that the City of Canby secure said real property for the public use as aforesaid;

NOW, THEREFORE, BE IT RESOLVED by the City of Canby that the attorney, Dale D. Liberty, Sr., practicing at Canby, Oregon, be and he is hereby authorized to commence and institute the proper proceedings for condemnation of the following described real property, the title to which is vested in Vitandrea Di Tommaso and Vallerina Di Tommaso, husband and wife, and Chris T. Schlunegger and Johanna Schlunegger, husband and wife, to-wit:

Part of the Wesley Joslyn D.L.C. and part of the Lucius Seely D.L.C. in Section 33, T. 3 S., R. 1 E. of the W.M. in the County of Clackamas and State of Oregon, described as follows:

Beginning at a point on the southerly line of the Dahlia Park Addition, said point being South 63° West 1258.60 feet from the Northwest corner of the Philander Lee D.L.C. No. 56; thence continue South 63° West 292.88 feet; thence South 26° 57' East 150.0 feet to the South line of a proposed City street, said point being the true point of beginning; thence 26° 57' East 300.0 feet to a point; thence North 63° East 150.0 feet to a point; thence North 26° 57' West 300.0 feet to the South line of said proposed street; thence South 63° West 150.0 feet to the true point of beginning, said parcel containing 1.033 acres more or less; TOGETHER WITH the necessary easements for ingress and egress and utility easements deemed necessary by the City Engineer for construction and maintenance.

Adopted by the Canby City Council at a special meeting
thereof on the 23rd day of July, 1971.



WERNER DINTEMAN - Mayor

ATTEST:



J. R. RICHARDSON - City Recorder