

Ordinance No. 16161

A BILL for an Ordinance granting unto the First National Bank of Stayton, Oregon, and J. P. Mertz, and giving and granting unto them easements and authority to construct and maintain a sewer beginning at a point in the alley in the Mulkey Block in the Town of Stayton, Marion County, Oregon, 109 feet East of the Northwest corner of said Block; thence South along said alley to a point on the South line of Block One in A. & C. Clarks Addition to said Town, 109 feet East of the South West corner of said Block No. One, in said Clarks Addition; thence South 22 degrees West 50 feet; thence South 7 degrees and 30 minutes West 120 feet to the tail race leading from A. D. Gardner's mill, and giving and granting unto said parties the right to connect laterals thereto along the line of said sewer and to charge the patrons thereof for making said connections, and declaring an emergency.

THE TOWN OF STAYTON DO ORDAIN AS FOLLOWS:

Section 1. That there be and is hereby granted unto the First National Bank of Stayton, Marion County, Oregon, and J. P. Mertz, and unto the successors and assigns of the said First National Bank of Stayton, Oregon, and unto the heirs and assigns of the said J. P. Mertz, the franchise, right, privilege, and easement, for a period of fifty years from and after the date of the approval of this ordinance, to construct, maintain, operate, lay down, relay, construct and reconstruct a sewer, on, over and across the following described line, to-wit:

Beginning at a point in the alley in the Mulkey Block in the Town of Stayton, Marion County, Oregon, 109 feet East of the Northwest corner of said Block; thence South along said alley to a point on the South line of Block One, in A. & C. Clarks Addition to said town, 109 feet East of the Southwest corner of said Block No. One, in said Clarks Addition; thence South 22 degrees West 50 feet; thence South 7 degrees and 30 minutes West 120 feet to the tail race leading from A. D. Gardner's mill.

And to convey sewerage through said sewer. Together with the right and privileges of connecting, and maintaining laterals thereto and charging a reasonable amount to the patrons thereof for making such connections and maintaining the same.

Section 2. The construction, maintenance, repair, relaying, and reconstruction of said sewer shall at all times be under the supervision of the Council of the Town of Stayton, and shall be constructed, laid down, relaid and reconstructed so as not to unreasonably interfere with the rights of the Town of Stayton and the public in said alley and so as not to unreasonably interfere in any manner with the improvement of such alley.

Section 3. That in order for this Ordinance to be effective and the said First National Bank of Stayton, Oregon, and J. P. Mertz to acquire the rights hereunder the said grantees shall file with the Recorder of the Town of Stayton, a written acceptance hereof, which written acceptance shall state that the said franchise herein granted is accepted subject to the conditions imposed herein.

Section 4. That inasmuch as it is a matter of public improvement and importance and one that affects the public health, public peace and public safety of the Town of Stayton that the people living along the line of said proposed sewer shall be provided with the same, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect at and after its final passage and approval by the Mayor.

Passed by the Council of the Town of Stayton this 3rd day of May, 1921.

Approved by the Mayor this 3rd day of May, 1921.

Grant Murphy Mayor.

ATTEST:

J. B. Grier Recorder.