

No. 870

An Ordinance adopting the Report of the Viewers in the matter of the opening and extension of certain Streets in Cambridge Addition to the City of Portland

Whereas the Common Council of the City of Portland in order to provide for the extension opening and establishing of certain Streets in that part of the City included in the boundaries of the Land Claim of J. Cambus deceased, did on the 16th day of March 1870 direct the City Surveyor to make surveys for extensions of Smith FrontSt, Smith SecondSt, and Smith ThirdSt from the Smith line of Meridian Street to the Smith line of the Cambus Land Claim and for the improving of Streets to be known as Williams Meads, Hooker Meads and from an extension of the line of Smith Front Street to an extension of the line of Smith Park Street, and make his Report with plat, which said Report and plat has been duly made and adopted by Ordinance No 791, entitled "An Ordinance adopting the report of the City Surveyor in the matter of the proposed Extension and opening of certain Streets and Whereas afterwards to wit, on the 6th day of July 1870 the Common Council appointed J. N. Kelly, E. L. Shattuck and J. M. Ritchey Viewers of said opening and extensions to meet for that purpose on the 30th day of July 1870 of which due notice was given by publication in the Daily Opinions a newspaper in general circulation in the manner provided by law; And Whereas said Viewers met at the time and place appointed and being duly sworn have made said view, and made their report therefor

Section 1

The Report of J. N. Kelly, E. L. Shattuck and J. M. Ritchey Viewers of the Extension and opening of certain Streets in that part of the City included in the boundaries of the Land Claim of J. Cambus, deceased, is hereby adopted & copying so much of said Report as relates to that part of Smith Third Street which lies South of the Smith line of Hooker Street, and those parts of Meads and Hooker Streets which lie West of Smith Third Street and that part of Peter Street which lies West of Smith Second Street which said report reads as follows:

"To the Honorable the Common Council of the City of Portland,

The Undersigned appointed Viewers of certain Streets in that part of the City of Portland in the boundaries of the Land Claim of J. Cambus deceased, pursuant to Ordinance No 791, and to notice published in the Daily Opinions under date of July 9, 1870, respectfully reports:

That they met at the Office of the City Clerk and Auditor in accordance with said notice on the 20th day of July 1870, at 10 O'clock A.M., and were then and there duly sworn and then adjourned to meet on the 25th July at 10 O'clock A.M., at which time they met again and went over and viewed the ground specified in said notice and adjourned again to the 27th July 1870 at 7 1/2 O'clock P.M. at which time they met and having heard all parties interested who appeared and duly considered the matter submitted and inverting in said notice and proceedings, they do assess determine and declare that none of the lands or premises through or over which the proposed Streets in said notice mentioned and proposed to be established will be rendered any less valuable by the opening and extension of said several Streets according to the specifications and provisions of said Ordinance and notice,

The said Viewers do further Estimate and assess and declare that none of the owners of a persons interests in the lands of which a portion is to be appropriated for said Streets will derive any benefit or advantages in excess of the damage sustained by the laying out opening and extension of said Streets in said Ordinance and notice mentioned. And said Viewers do further assess Estimate and declare that the benefits and advantages of said Streets respectively in said Ordinance and notice mentioned to persons whose land is not taken but who own or are interested in lands within One hundred feet of said proposed extension will be of no appreciable value and said Viewers award and declare as to the appropriation of each and every of the said tracts and parcels in said notice described and necessary to be appropriated that no damages will be sustained by said appropriation to the owners of property taken and no benefits will accrue in excess of damages to persons whose land is not taken.

All of which is respectfully submitted

August 22^d 1870

(Signed)

James B. Kelly
E. D. Shallen

J. M. Ritchey

Viewers

Passed the Common Council Sept. 28 1870

Approved Oct 3, 1870

Goldsmith Mayor

W. J. Caldwell

Auditor & Clerk