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62666Ordinance No. 62666

An Ordinance authorizing payment of \$50.00 to Geo. O. Adams in full settlement of his damage claim arising by collision November 20, 1929, and declaring an emergency.

WHEREAS, Geo. O. Adams was injured by collision of his automobile with a fire truck at East 32nd Street and Powell Valley Road on November 20, 1929, while said fire truck was being driven by W. E. Shell, a city fireman, and

WHEREAS, Geo. O. Adams instituted an action for damages against said W. E. Shell in the sum of \$15,150.00 which action is being defended by the City Attorney's office at the expense of the city, and

WHEREAS, Geo. O. Adams through his attorney has offered to accept Fifty Dollars (\$50.00) in full settlement of any claim he might otherwise have against the City of Portland, W. E. Shell and any or all other employees of the City of Portland, by reason of said personal injury to himself and/or damage to his personal property, and that said sum represents the probable expense to the City of Portland to successfully defend said pending action for damages; now, therefore,

The City of Portland does ordain as follows:

Section 1. That the Mayor and Auditor be and they are hereby authorized to draw a warrant on the General Fund in the sum of Fifty Dollars (\$50.00) in favor of Geo. O. Adams in full payment of said claim. Provided, however, that said warrant shall be delivered by the City Auditor to the City Attorney upon filing with the Auditor a receipt in full, signed by Geo. O. Adams, releasing the City of Portland, W. E. Shell and all other city employees from all further liability on account of said accident, and said warrant shall be surrendered to said W. E. Shell upon the entry of a judgment of dismissal with prejudice in the pending cause.

Section 2. That the sum of \$50.00 be and the same is hereby transferred from the General Fund Appropriation, "Emergencies and Unforeseen Expenditures" to an appropriation to provide for the warrant authorized by section 1 of this ordinance.

Section 3. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: In order that

the faith and credit of the City may be preserved through prompt payment of its financial obligations, and to avoid further unnecessary costs of litigation by prompt settlement of the pending action for damages; 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 JUN 22 1932

*R. E. Riley*

PRESIDENT OF THE COUNCIL AND ACTING

Mayor of the City of Portland.

Attest:

*Geor Fink*

Auditor of the City of Portland.

6-17-32

Com. Riley.

PREPARED-APPROVED  
CITY ATTORNEY