

ACCEPTANCE

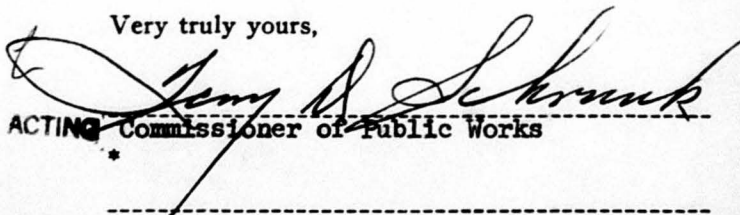
Portland, Oregon, June 20, 1966

RAY SMITH
Auditor of the City of Portland,
Room 202, City Hall
Portland 4, Oregon
Dear Sir:

This is to advise the City of Portland, Oregon, that I hereby accept the terms and provisions of Ordinance No. 122707 vacating all that portion of S.W. 26th Avenue between S.W. Stanley Court and S.W. Taylors Ferry Road, under certain conditions,

and in consideration of the benefits to be received thereunder by me I hereby agree to abide by and perform each and all of the terms and provisions thereof applicable to me.

Very truly yours,


ACTING Commissioner of Public Works

[CORPORATE
SEAL]

Address

Approved as to form:


City Attorney

*When an acceptance is required from a firm or corporation the Acceptance must be signed by an officer of the firm or corporation stating his or her official title, and corporations must affix the corporate seal.

ORDINANCE NO. 122707

An Ordinance vacating all that portion of S.W. 26th Avenue between S.W. Stanley Court and S.W. Taylors Ferry Road, under certain conditions.

The City of Portland ordains:

Section 1. The Council finds that by Resolution No. 29766, adopted by the Council April 20, 1966, vacation proceedings were initiated for certain portions of S.W. 26th Avenue between S.W. Stanley Court and S.W. Taylors Ferry Road; that the purpose for said vacation is to eliminate a jog in S.W. 26th Avenue at its crossing with S.W. Taylors Ferry Road, and particularly for residential purposes; that said area to be vacated is more particularly described as follows:

All that portion of S.W. 26th Avenue between S.W. Stanley Court and S.W. Taylors Ferry Road lying east of a line drawn 50 feet east of and parallel to the west line of S.W. 26th Avenue as established by Ordinance No. 122158 when measured at right angles thereto., in the City of Portland, County of Multnomah, State of Oregon.

that said vacation has been approved by the Commissioner of Public Works subject to certain conditions set forth hereinafter; that said vacation proceedings comply with all the provisions of ORS 271.080 in that it includes the consents of the owners of all abutting property and of not less than two-thirds in area of the real property affected thereby; that pursuant to ORS 271.100 the Council fixed a time and place for public hearing before the Council; that the City Auditor published notice of such hearing in the city official newspaper, namely, Daily Journal of Commerce, once each week for four consecutive weeks, and posted such notice in certain places in area proposed to be vacated, all in accordance with provisions of ORS 271.100; that said vacation proceedings came on regularly for hearing and no objections were made or filed thereto and it is in the public interest that said streets be vacated; that said vacation will not interfere with any improvements proposed by the Commission of Public Docks nor with reasonable access to the water front or transportation terminal; now, therefore that certain property hereinbefore described hereby is vacated under the following conditions:

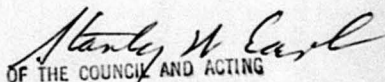
ORDINANCE No.

a. Nothing herein contained shall cause or require the removal or abandonment of any sewer, water or gas main, conduit of any kind, wire, pole or thing used, or intended to be used, for any public service, and the right hereby is reserved for the owner of any such utility or thing to maintain, continue, repair, reconstruct, renew, replace, rebuild, and/or enlarge any and all such things; that no building or structure of any kind shall be built or erected within a distance of ten feet from the center line of any such utility, except with the written consent of the City Engineer and the owner of the utility first had, and that any and all contemplated building plans in said vacated area shall be submitted for approval to the City Engineer and to the Director of the Bureau of Buildings, to the end that such construction may be so adjusted with reference to all public utilities in said area as to cause a minimum of danger or inconvenience to the public and to the owner of such utility and to protect and preserve the same as presently constructed or hereafter reconstructed, renewed, replaced and/or enlarged.

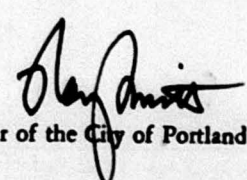
Section 2. The Commissioner of Public Works shall file with the City Auditor in form approved by the City Attorney a document in writing accepting the terms and conditions of this ordinance.

Section 3. The City Auditor shall file with the recorder, the assessor and the surveyor of the county in which said property is located a certified copy of this ordinance and the acceptance thereof, and any map, plat or other record which may be required by law.

Passed by the Council, JUN 16 1966


PRESIDENT OF THE COUNCIL AND ACTING
Mayor of the City of Portland

Attest:


Auditor of the City of Portland

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Bean	1	
Bowes	1	
Earl	1	
Grayson	1	
Schrunk	—	

FOUR-FIFTHS CALENDAR	
Bean	
Bowes	
Earl	
Grayson	
Schrunk	

Calendar No.

2416
~~2281~~

ORDINANCE No. 122707

Title

An Ordinance vacating all that portion of S.W. 26th Avenue between S.W. Stanley Court and S.W. Taylors Ferry Road, under certain conditions. 1 + 2

JUN 8 - 1966

Read 1 & 2 &

PASSED TO THIRD READING 9:30 A. M. JUN 15 1966

Filed JUN 3 1966

RAY SMITH

Auditor of the CITY OF PORTLAND

By Robert C. Cady
Deputy

INTRODUCED BY

Order of Council

DRAWN BY

AGB:gm

Date 6-2-66

NOTED BY THE COMMISSIONER

Affairs

Finance

Safety

Utilities

Works

City Attorney

AKB

NOTED FOR CITY AUDITOR

R. C. H.

APPROVED

Date

By

City Engineer

Date

By