

ORDINANCE NO. **148996**

An Ordinance accepting a sewer easement right of way for SW 33rd Place, SW Illinois Street and SW Carolina Street Sewer Project, granted by Samuel E. Allen and Charles B. Harris III, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Right of way is required for construction of the SW 33rd Place, SW Illinois Street and SW Carolina Street Sewer Project.
2. Samuel E. Allen and Charles B. Harris III have conveyed the required right of way to the City at no cost to the City.

NOW, THEREFORE, the Council directs:

- a. That the following described easement is hereby accepted for sewer purposes:

Parcel I - The east 15.0 feet of Lots 2 and 3 and the north 10.0 feet of the east 15.0 feet of Lot 4, all in Block 15, Glenelyn, Multnomah County, Oregon.

Parcel II - A portion of Lot 1, Block 16, Glenelyn, Multnomah County, Oregon, more particularly described as follows:

Commencing at the northwest corner of Lot 1, Block 16, Glenelyn; thence south 10.0 feet to the true point of beginning; thence continuing south 6.0 feet; thence N.68°11'55"E. 16.17 feet; thence west 15.0 feet to the true point of beginning.

Parcel III - That portion of Lots 1, 2, 3 and 4, Block 16, Glenelyn, Multnomah County, Oregon, lying 7.50 feet on each side of the following described centerline:

Beginning at a point 5.0 feet south and 5.0 feet west of the northeast corner of Lot 1, Block 16, Glenelyn; thence S.19°00'W. 88.00 feet; thence S.23°00'E. 74.50 feet to a point 5.0 feet west of the east line of Lot 3, Block 16; thence south parallel with and 5.0 feet west of the east line of said Lot 3 a distance of 35.0 feet more or less to the terminus of this easement. (Granted by Samuel E. Allen and Charles B. Harris, III, 8315 SE Stark Street, Portland, Oregon 97219).

ORDINANCE No.

b. The Auditor shall record in the appropriate deed records, documents of title as necessary for acquisition of this right of way.

Section 2. The Council declares that an emergency exists because a delay in the acceptance of the sewer easement might jeopardize the City's ability to acquire the property at no cost; therefore, this ordinance shall be in force and effect from and after its passage by the Council.

COMMUNICATIONS SECTION

COMMUNICATIONS SECTION

Passed by the Council, JAN 2 1980

Commissioner Mike Lindberg
Paul L. Niles/sg
December 5, 1979

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

Attest:

Auditor of the City of Portland

Calendar No. 40

ORDINANCE No. 148996

Title

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| THE COMMISSIONERS VOTED AS FOLLOWS: | | |
|-------------------------------------|------|------|
| | Yeas | Nays |
| Ivancie | 1 | |
| Jordan | 1 | |
| Lindberg | 1 | |
| Schwab | 1 | |
| McCready | | 1 |

| FOUR-FIFTHS CALENDAR | |
|----------------------|--|
| Ivancie | |
| Jordan | |
| Lindberg | |
| Schwab | |
| McCready | |

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| INTRODUCED BY |
| Commissioner Mike Lindberg |

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| NOTED BY THE COMMISSIONER |
| Affairs |
| Finance and Administration |
| Safety |
| Utilities |
| Works <i>M L/DAN</i> |

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| BUREAU APPROVAL |
| Bureau: |
| Sanitary Engineering |
| Prepared By: <i>PLN</i> Date: <i>12/5/79</i> |
| Carl Short/sg |
| Budget Impact Review: |
| <input type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required |
| Bureau Head: |
| <i>Joe Niehuser</i> |
| Joe Niehuser |

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|---------------------------------|
| NOTED BY |
| City Attorney |
| City Auditor |
| City Engineer |
| APPROVED: <i>John M. Lang</i> |
| John M. Lang, Acting City Engr. |

Filed DEC 27 1979

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By *George Powell*
Deputy