

ORDINANCE NO. **149075**

An Ordinance accepting four sewer easements for Johns Landing North of SW Sweeney Street Extended Sanitary Sewer Project, granted by Richard B. Komen, LaBien Oregon, Ltd., George Killian and Ralph Kappler, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Right of way is required for construction of the Johns Landing North of SW Sweeney Street Extended Sanitary Sewer Project.
2. Richard B. Komen, LaBien Oregon, Ltd., George Killian and Ralph Kappler 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 easements are hereby accepted for sewer purposes:

That portion of the following described land which lies within that tract described in contract between Ralph Kappler as vendor and LaBien Oregon Ltd. as vendee, recorded March 10, 1965 in Book 1030, Page 2099, Multnomah County deed records:

A tract of land located in the northwest quarter of Section 15, T1S, R1E, W.M., Multnomah County, Oregon, more particularly described as follows:

Beginning at a point that is the intersection of the Southern Pacific Railroad Company easterly right of way and the southerly line of a tract of land conveyed to Charles Dietl in Book 30 on Page 211, recorded February 22, 1876, Deed Records; thence along said right of way S.75°30'00"E. 2.01 feet; thence N.09°43'30"E. 51.70 feet; thence N.75°30'00"W. 2.01 feet; thence N.09°43'30"E. 496.20 feet to the north line of the Goodenough and Clark tract as recorded in Book F, Page 497 on October 27, 1865, Deed Records; thence S.88°42'00"E. along said north line 20.22 feet; thence S.09°43'30"W. 582.25 feet to the southerly line of that certain tract of land conveyed to Richard B. Komen by deed recorded December 30, 1977 in Book 1281, Page 1093, Multnomah County deed records; thence N.75°27'45"W. along the last said southerly line, 20.07 feet to the easterly line of said railroad right of way; thence N.9°43'30"E. 29.71 feet to the point of beginning. (Granted by LaBien Oregon Ltd., George Killian and Ralph Kappler, c/o Dale Ingram, Equities Northwest, 4724 SW Macadam Avenue, Portland, Oregon, 97201)

ALSO

ORDINANCE No.

149075

A tract of land located in the northwest quarter of Section 15, T1S, R1E, W.M., Multnomah County, Oregon, more particularly described as follows:

Beginning at a point that is the intersection of the Southern Pacific Railroad Company easterly right of way and the southerly line of a tract of land conveyed to Charles Dietl in Book 30 on Page 211, recorded February 22, 1876, Deed Records; thence along said right of way and the easterly extension thereof S.75°30'00"E. 20.07 feet; thence S.09°43'30"W. 85.19 feet; thence N.80°16'30"W. 20.00 feet to the easterly line of said Railroad right of way; thence N.09°43'30"E. 86.86 feet to the point of beginning. (Granted by Richard B. Komen, c/o Restaurants Unlimited, 1331 N. Northlake Way, Seattle, Washington 98103).

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

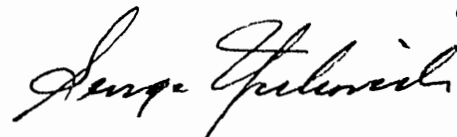
Section 2. The Council declares that an emergency exists because a delay in the acceptance of the sewer easements might jeopardize the City's ability to acquire the property at no cost; therefore, this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **JAN 30 1980**

Commissioner Mike Lindberg
Paul L. Niles/sg
January 3, 1980

Attest:


Mayor of the City of Portland


Auditor of the City of Portland

ORDINANCE No.

149075

A tract of land located in the northwest quarter of Section 15, T1S, R1E, W.M., Multnomah County, Oregon, more particularly described as follows:

Beginning at a point that is the intersection of the Southern Pacific Railroad Company easterly right of way and the southerly line of a tract of land conveyed to Charles Dietl in Book 30 on Page 211, recorded February 22, 1876, Deed Records; thence along said right of way and the easterly extension thereof S.75°30'00"E. 20.07 feet; thence S.09°43'30"W. 85.19 feet; thence N.80°16'30"W. 20.00 feet to the easterly line of said Railroad right of way; thence N.09°43'30"E. 86.86 feet to the point of beginning. (Granted by Richard B. Komen, c/o Restaurants Unlimited, 1331 N. Northlake Way, Seattle, Washington 98103).

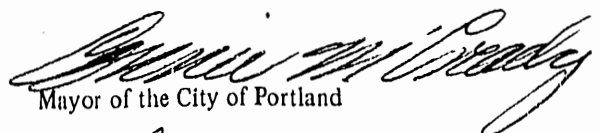
- b. The Auditor shall record in the appropriate deed records, documents of title as necessary for aquisition of this right of way.


Section 2. The Council declares that an emergency exists because a delay in the acceptance of the sewer easements 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.

Passed by the Council, **JAN 30 1980**

Commissioner Mike Lindberg
Paul L. Niles/sg
January 3, 1980

Attest:


Mayor of the City of Portland


Auditor of the City of Portland

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

FOUR-FIFTHS CALENDAR	
Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

342
Calendar No. ~~245~~

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Title

An Ordinance accepting four sewer easements for Johns Landing North of SW Sweeney Street Extended Sanitary Sewer Project, granted by Richard B. Komen, LaBien Oregon, Ltd., George Killian and Ralph Kappler, and declaring an emergency.

JAN 24 1980

CONTINUED TO JAN 30 1980

Filed JAN 18 1980

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By Gordon Croell
Deputy

INTRODUCED BY
Commissioner Mike Lindberg

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities
Works <u>ML/mqf</u>

BUREAU APPROVAL
Bureau:
Sanitary Engineering
Prepared By: PLN <u>OS</u> Date: 1/3/80
Budget Impact Review:
<input type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required
Bureau Head:
<u>Joe Niehuser</u> Joe Niehuser

NOTED BY
City Attorney
City Auditor <u>GC</u>
City Engineer
APPROVED: John M. Lang, Acting City Engr.
By: <u>Joe Niehuser</u>