

ORDINANCE NO. **149900**

An Ordinance accepting five sewer easements for the SW ARNOLD CREEK SANITARY SEWER PROJECT, granted by Margaret H. Burns, Lucille M. Brunskill, and Margaret H. Bragg, Ronald N. Nelson and Donnita F. Nelson, and Norman I. Swanson, authorizing total payment of \$1476.00, 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 Arnold Creek Sanitary Sewer Project.
- 2. Margaret H. Burns, Lucille M. Brunskill, and Margaret H. Bragg, Ronald N. Nelson and Donnita F. Nelson, and Norman I. Swanson, have conveyed the required right of way to the City for the total sum of \$1476.00.

NOW, THEREFORE, the Council directs:

- a. That the following described easements are hereby accepted for sewer purposes:

The west 15.0 feet of Lot 95, Edgecliff, Multnomah County, Oregon, lying south of SW 25th Avenue.

In addition to the above described perpetual easement a temporary easement for the original construction of said sewer line over the east 7.5 feet of the west 22.5 feet of Lot 95, Edgecliff, lying south of SW 25th Avenue (Granted by Margaret H. Burns, Lucille M. Brunskill and Margaret H. Bragg).

AND ALSO

A strip of land in Section 32, T1S, R1E, W.M., Multnomah County, Oregon, being a portion of that tract of land described as the west half of the east half of the west half of the southwest quarter of the northeast quarter of the northeast quarter of said section; Excepting therefrom that portion lying within and north of SW Arnold Street (Road No. 1400) and hereinafter referred to as the "Nelson tract"; said strip being 15.0 feet wide, 7.5 feet on each side of the following described line:

Beginning at a point in the east line of said "Nelson tract" being 26.08 feet north of the southeast corner; thence S.71°12' 48"W. 77.79 feet to a point in the south line of said tract 9.13 feet east of the southwest corner, and there terminating.

In addition to the above described perpetual easement there is also granted a temporary easement for the original construction of said sewer line being 10.0 feet wide on each side of and adjacent to the above described perpetual easement.

(Easement lines are to be lengthened or shortened to terminate on the grantor's lot lines). (Granted by Ronald N. Nelson and Donnita F. Nelson).

AND ALSO

A portion of the south 145.0 feet of the north 170.0 feet of Lot 2, Arrowood, Multnomah County, Oregon, more particularly described as follows:

Beginning at the southeast corner of the south 145.0 feet of the north 170.0 feet of Lot 2, Arrowood; thence west along the south line of said south 145.0 feet of the north 170.0 feet of said Lot 2 a distance of 179.68 feet to the west line of said Lot 2; thence north along the west line of said Lot 2 a distance of 132.0 feet more or less to the southeasterly line of SW 34th Avenue; thence N.56°03'E. along said southeasterly right of way line of SW 34th Avenue a distance of 6.03 feet to a point 5.0 feet east of and at right angles to the west line of said Lot 2; thence south parallel with and 5.0 feet east of the west line of said Lot 2, a distance of 120.37 feet to a point 15.0 feet northerly of the south line of the south 145.0 feet of the north 170.0 feet of said Lot 2; thence east parallel with and 15.0 feet northerly of the said south line 174.68 feet to a point on the east line of said Lot 2; thence south along the east line of said Lot 2 a distance of 15.0 feet to the point of beginning.

In addition to the above described perpetual easement there is hereby granted a temporary easement for the original construction of said sewer being a strip of land 10.5 feet wide and lying east of and adjacent to the portion of the above described perpetual easement running parallel with the west line of said Lot 2; AND ALSO a strip of land 7.5 feet wide lying north of and adjacent to the portion of the above described perpetual easement running parallel with the south line of said Lot 2. (Granted by Norman I. Swanson).

- b. The Mayor and Auditor to draw and deliver warrants in payment for the above described easements in the amounts and in favor of the following:

Grantor: Margaret H. Burns Amount: \$430.00 *AO# 46909 - 6/30/80*
Address: 7306 SW 21st Avenue, Portland, Oregon 97219

Grantor: Ronald N. Nelson & Donnita F. Nelson Amount: \$372.00 *AO# 46916*
Address: 2912 SW Arnold Street, Portland, Oregon 97219 *6/30/80*

Grantor: Norman I. Swanson Amount: \$674.00 *AO# 46911 - 6/30/80*
Address: 632 SW 6th Street, Redmond, Oregon 97756

said warrants to be charged to the General Fund (43300016/490) Appropriations, Contributions and Advances to Improvement Districts,

ORDINANCE No.

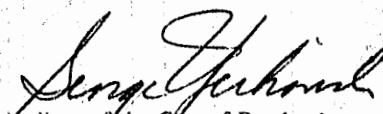
and further directs the Mayor and Auditor to draw and deliver a warrant in the total amount of \$1476.00 to be credited to General Fund Revenue, said warrant to be drawn against and chargeable to the SW Arnold Creek Sanitary Sewer Fund when created.

- c. The Auditor shall record in the appropriate deed records, documents of title as necessary for purchase 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 result in delays in construction of the sewer; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **JUN 26 1980**

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


Auditor of the City of Portland

Calendar No. 2301

ORDINANCE No. 149900

Title

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(Dist. 4 C - 8954)

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

FOUR-FIFTHS CALENDAR	
Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

Filed JUN 19 1980

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

George Yerkovich
Deputy

INTRODUCED BY
COMMISSIONER MIKE LINDBERG

NOTED BY THE COMMISSIONER

Affairs

Finance and Administration

Safety

Utilities

Works *ML/SA*

BUREAU APPROVAL

Bureau:
Sanitary Engineering

Prepared By: *eb.* Date: 6/3/80
PLN
Carl Short/sg

Budget Impact Review:
 Completed Not required

Bureau Head: *J.P. Niehuser*
Joe P. Niehuser

NOTED BY

City Attorney

City Auditor

City Engineer APPROVED: *J.M. Lang*
John M. Lang

BY: *J.P. Niehuser*