

ORDINANCE NO. **149901**

An Ordinance accepting four temporary sewer easements for the SW ARNOLD CREEK SANITARY SEWER PROJECT, granted by Louis A. Durst and Beulah F. Durst, Bernardine E. Ems, Mildred H. Snipes, and Delbert H. Ensign and Carolyn S. Ensign, authorizing total payment of \$481.00 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. Louis A. Durst and Beulah F. Durst, Bernardine E. Ems, Mildred H. Snipes, and Delbert H. Ensign and Carolyn S. Ensign have conveyed the required right of way to the City for the total sum of \$481.00.

NOW, THEREFORE, the Council directs:

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

The west 107.5 feet of the south 10.0 feet of the following described tract:

The following real property in Multnomah County, Oregon, being described as follows to wit: The following described portion of Lot 3, Galeburn; commencing at the intersection of the east line of SW 35th Avenue and the south line of SW Maricara Street as established on May 29, 1946; thence east on the south line of SW Maricara Street 595.13 feet to a point and the true point of beginning of the tract to be described; thence east on the south line of SW Maricara Street 125 feet; thence south parallel to the east line of SW 35th Avenue, 317.45 feet more or less, to the south line of Lot 3, Galeburn; thence west on the south line of said Lot 3, 125 feet; thence north parallel to the east line of SW 35th Avenue 317.45 feet more or less to the true point of beginning, except the north ten feet thereof dedicated for road purposes. (Granted by Louis A. Durst and Beulah F. Durst).

AND ALSO

The east 15.0 feet of Tax Lot 45, Section 29, T1S, R1E, W.M., Multnomah County, Oregon, as shown on the Multnomah County Assessor's maps for 1980. (Granted by Bernardine E. Ems).

AND ALSO

The west 15 feet of Lot 30, Aldercrest No. 2, Multnomah County, Oregon; EXCEPT the south 100 feet thereof. (Granted by Mildred H. Snipes).

AND ALSO

A portion of Lot 10, Aldercrest, Multnomah County, Oregon, described as follows:

Beginning at a point on the west line of said Lot 10 being also the northwest corner of the tract conveyed to Donald S. Alkire, et ux, by deed recorded November 29, 1946, in Book 1124, Page 310; thence S.61°33'E. along the north line of said "Alkire Tract" 54.10 feet; thence S.15°22'W. 10.27 feet; thence N.61°33'W. along a line 10.0 feet south of and parallel with said north line 52.00 feet to the west line of said Lot 10; thence N.4°35'E. along said west line 10.94 feet to the point of beginning. (Granted by Delbert H. Ensign and Carolyn S. Ensign).

- 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: Louis A. Durst & Beulah F. Durst Amount \$94.00 AO# 46921
Address: 3210 SW Maricara Street, Portland, Oregon 97219 6/30/80

Grantor: Bernardine E. Ems Amount \$201.00 AO# 46922
Address: 10330 SW 29th Avenue, Portland, Oregon 97219 6/30/80

Grantor: Mildred H. Snipes Amount \$133.00 AO# 46919 - 6/30/80
Address: 2545 SW Palatine Street, Portland, Oregon 97219

Grantor: Delbert H. Ensign & Carolyn S. Ensign Amount \$53.00 AO# 46920
Address: 11600 SW Lancaster Road, Portland, Oregon 97219 6/30/80

said warrants to be charged to the General Fund (43300016/490) Appropriations, Contributions and Advances to Improvement Districts, and further directs the Mayor and Auditor to draw and deliver a warrant in the total amount of \$481.00 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.

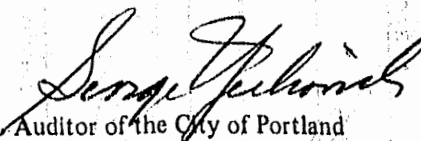
ORDINANCE No.

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 16, 1980


Auditor of the City of Portland

Calendar No. ²³⁰³

ORDINANCE No. 119901

Title

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(Dist. 4 C-8954)

Filed JUN 19 1980

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By Gordon C. Hall
Deputy

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Ivancie	<u>1</u>	
Jordan	<u>1</u>	
Lindberg	<u>1</u>	
Schwab	<u>1</u>	
McCready	<u>1</u>	

FOUR-FIFTHS CALENDAR	
Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

INTRODUCED BY
COMMISSIONER MIKE LINDBERG

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

BUREAU APPROVAL
Bureau:
Sanitary Engineering
Prepared By: <u>PLN</u> <u>eb.</u> Date: <u>6/16/80</u>
Budget Impact Review:
<input checked="" type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required
Bureau Head:
Joe P. Niehuser <u>Niehuser</u>

NOTED BY
City Attorney
City Auditor
City Engineer
APPROVED: <u>John M. Lang, P.E.</u>
BY: <u>J-P. Niehuser</u>