

ORDINANCE NO. 149951

An Ordinance accepting a sewer easement right of way for SE 133rd Place, SE Knapp Court and Private Property Storm and Sanitary Sewer Project, granted by Reuben J. Menashe, Inc., and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Right of way is required for construction of the SE 133rd Place, SE Knapp Court and Private Property Storm and Sanitary Sewer Project.
2. Reuben J. Menashe, Inc. has 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 - An easement in the plat of Timber Creek, located in the north half of Section 23, T1S, R2E, W.M., City of Portland, Multnomah County, Oregon, and being more particularly described as follows:

Beginning at the Initial Point of the plat of Timber Creek, said point bears north 733.10 feet and west 1,004.20 feet from the southeast corner of the Jacob Johnson D.L.C., thence S.00°10'00"E. 194.99 feet; thence S.38°30'00"W. 0.69 feet; thence S.79°38'00"W. 37.73 feet; thence S.48°37'11"W. 123.65 feet to a point on the west line of Lot 3, Block 2, Timber Creek; thence along said west line S.0°55'00"E. 150.56 feet to a point in the northerly right-of-way of Knapp Court (a 40.00 foot wide street); thence westerly along said right-of-way 20.12 feet along the arc of a 245.00 foot radius curve to the left through a central angle of 4°42'17"; thence leaving said right-of-way along a line which bears N.0°55'00"W. 151.10 feet said line being 20.00 feet westerly of and parallel to the west line of Lot 3, Block 2, Timber Creek; thence N.48°37'11"E. 118.01 feet; thence S.87°33'25"W. 120.40 feet to a point on the common line of Lots 2 and 4 of said Block 2; thence along said lot line S.51°16'12"W. 158.98 feet to a point on the right-of-way of SE 133rd Place, said point being also the common corner of Lots 2 and 4 of said Block 2; thence northwesterly 15.06 feet along the arc of a 50.00 foot radius curve to the left through a central angle of 17°15'16"; thence leaving said curve and said right-of-way along a line which bears N.51°16'12"E. 163.77 feet, said line being 15.00 feet northwesterly of and parallel to the southeasterly line of Lot 4 of said Block 2; thence N.87°33'25"E. 146.02 feet; thence N.79°38'00"E. 33.67 feet; thence N.38°30'00"E. 13.81 feet to the point of beginning.

PARCEL II - A 15.00 foot wide easement in Lots 1, 2 and 3, Block 2 of the plat of Timber Creek, located in the north half of

Section 23, T1S, R2E, W.M., City of Portland, Multnomah County, Oregon, being more particularly described as follows:

Beginning at the southeast corner of said Lot 3, said point being also on the northerly right of way of SE Knapp Court; thence westerly 37.63 feet along the arc of a 245.00 foot radius curve to the left through a central angle of $8^{\circ}47'58''$ to the True Point of Beginning; thence continuing along the arc of said 245.00 foot radius curve 14.24 feet through a central angle of $3^{\circ}19'48''$ to a point of tangency; thence $S.87^{\circ}42'14''W.$ 0.76 feet; thence leaving said right of way $N.0^{\circ}55'00''W.$ 104.50 feet; thence $N.59^{\circ}05'00''E.$ 91.67 feet; thence $N.44^{\circ}05'00''E.$ 20.0 feet; thence $S.45^{\circ}55'00''E.$ 15.0 feet; thence $S.44^{\circ}05'00''W.$ 20.06 feet; thence $S.59^{\circ}05'00''W.$ 86.97 feet; thence $S.0^{\circ}55'00''E.$ 95.90 feet to the True Point of Beginning.

PARCEL III - A 15.00 foot wide easement on Lot 6, Block 2, Timber Creek, being located in the north half of Section 23, T1S, R2E, W.M., City of Portland, Multnomah County, Oregon, being more particular described as follows:

Beginning at a point on the westerly right of way of SE 133rd Place, said point also being the easterly common corner between Lots 6 and 7, Block 2, Timber Creek; thence along said common lot line $N.80^{\circ}30'48''W.$ 259.82 feet; thence leaving said common lot line $N.9^{\circ}29'12''E.$ 30.00 feet; thence $S.80^{\circ}30'48''E.$ 10.0 feet; thence $S.09^{\circ}29'12''W.$ 15.0 feet; thence along a line which bears $S.80^{\circ}30'48''E.$ 253.06 feet; said line being 15.00 feet northerly of and parallel to the southerly line of said Lot 6; thence southerly along the westerly right of way of SE 133rd Place 15.41 feet along the arc of a 50.00 foot radius curve to the left through a central angle of $17^{\circ}39'21''$ to the point of beginning.

(Granted by Reuben J. Menashe, Inc., 11359 NE Halsey, Portland, Oregon 97220).

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

Amended by
150908

149251

ORDINANCE No.

Section 2. The Council declares that an emergency exists because a delay in the acceptance of the sewer easement might create delays in construction; therefore, this ordinance shall be in force and effect from and after its passage by the Council.

APPROVED BY THE CITY OF PORTLAND
GEORGE YERKOVICH

JUL 5 1 1980

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the City of Portland, Oregon, this 2nd day of July, 1980.

ORDINANCE NO. 13001

Council No. 5107

BY:

John J. [Signature]

City Manager

City Council

City Council

George E. [Signature]

Mayor

George E. [Signature]

City Council

City Council

City Council

City Council

City Council

Passed by the Council, JUL 2 1980

Commissioner Mike Lindberg
Paul L. Niles/sg
May 23, 1980

George Yerovich
Auditor of the City of Portland

Calendar No. 2404

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Title

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

FOUR-FIFTHS CALENDAR	
Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

Filed JUN 27 1980

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

BY: George Yerkovich
Deputy

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 ch</u> Date: <u>5/23/80</u>
Budget Impact Review: <input type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required
Bureau Head: <u>J. P. Niehuser</u> Joe P. Niehuser

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