

MAP # 4127

12° 00'
Δ 80° 41'
T 226.14
L 422.36
R 477.5

ARNOLD

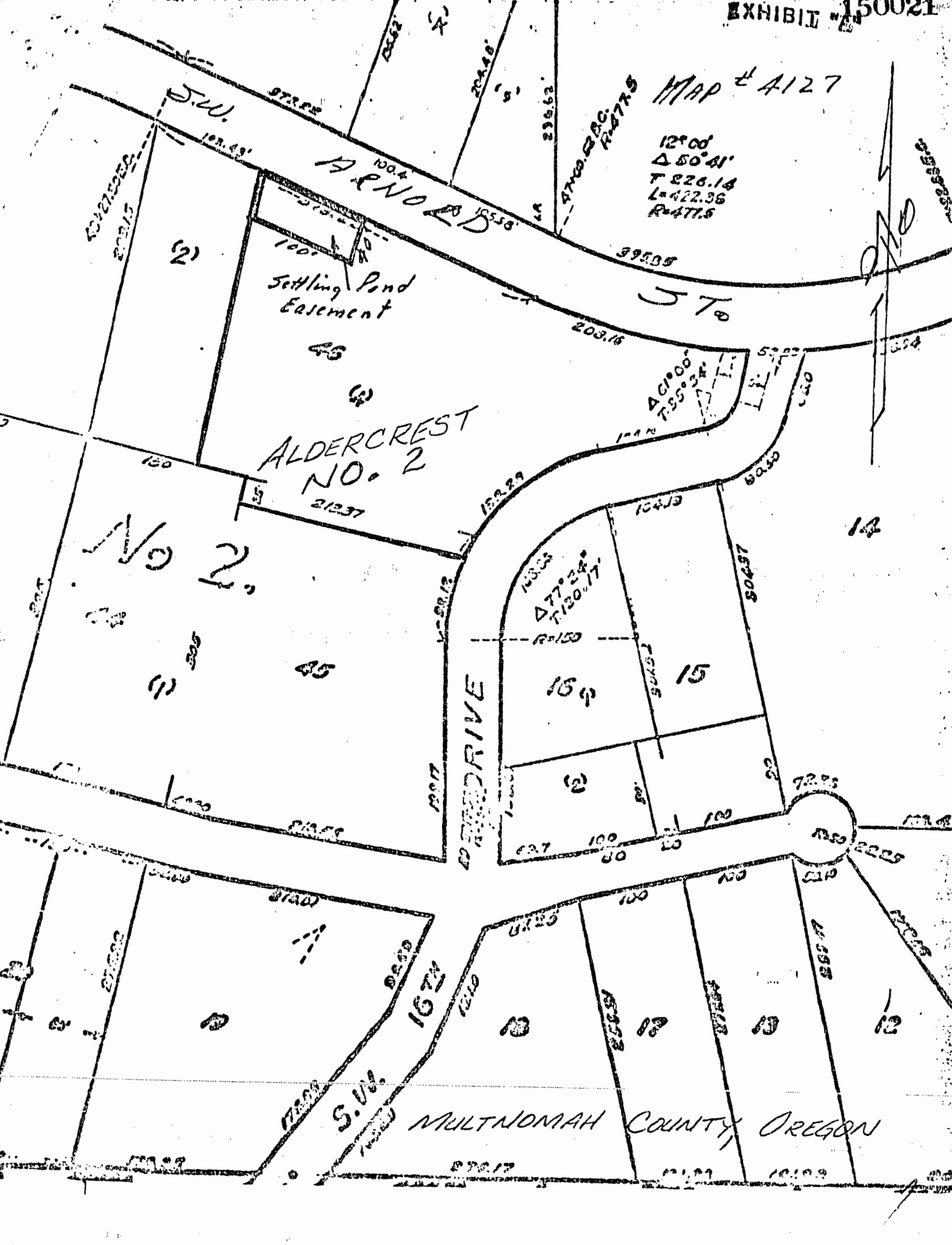
Settling Pond Easement

ALDERCREST NO. 2

No 2.

DRIVE

MULTNOMAH COUNTY, OREGON



Original

150021

TEMPORARY SETTLING POND EASEMENT

KNOW ALL MEN BY THESE PRESENTS THAT Willard A. Mears and Lorraine P. Mears, in consideration of the sum of One Hundred Sixty and no/00--- (\$160.00)--- Dollars and other good and valuable consideration to them paid by the City of Portland, a municipal corporation of the State of Oregon, do hereby grant unto said City of Portland, the right to enter grantors property at the location shown on Exhibit "A" attached hereto, for the purpose of creating a settling pond or ponds as required in connection with construction of the creek portion of the SW Arnold Creek Sanitary Sewer System. It is understood work on grantors property will consist of hand placement of sand bags, that existing trees will not be damaged, and that after completion of sewer construction, the sand bags shall be removed and the sediment or silt deposits shall be removed from the creek channel. It is further understood removal of sediment or silt shall be accomplished by means of a clam shell or similar type of equipment working from the right of way of SW Arnold Street.

This easement to terminate at the completion of original construction of creek portion of the SW Arnold Creek Sanitary Sewer System.

IN WITNESS WHEREOF, the grantors above named, have hereunto set their hands and seals this 30th day of May 19 80.

Willard P. Mears (Seal)

Lorraine P. Mears (Seal)

_____ (Seal)

STATE OF OREGON)
County of Multnomah) ss.

DE IT REMEMBERED, That on this 20th day of May A.D., 1980

before me, the undersigned, a notary public in and for the said County and State,
personally appeared the within named Willard A. Mears and
Lorraine P. Mears

to me known to be the identical individuals described in and who executed the fore-
going instrument, and acknowledged to me that they executed the same freely
and voluntarily for the uses and purposes therein expressed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my notarial seal
this the day and year last above written.

Carl Short
Notary Public for Oregon
My commission expires Jan. 14, 1981

TEMPORARY SEWER EASEMENT
Willard A. Mears and
Lorraine P. Mears
To
THE CITY OF PORTLAND

APPROVED AS TO FORM

Approved as to form:
[Signature]

Approved:
CITY ATTORNEY
[Signature]

[Signature]
City Engineer

ORDINANCE No. 150021

An Ordinance accepting a temporary settling pond easement for the SW Arnold Creek Sanitary Sewer Project, granted by Willard A. Mears and Lorraine P. Mears, authorizing payment of \$160.00, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. The temporary settling pond easement is required to eliminate sediment from Arnold Creek caused by the construction of the SW Arnold Creek Sanitary Sewer Project.
2. Willard A. Mears and Lorraine P. Mears have conveyed the right of way to the City for the sum of \$160.00.

NOW, THEREFORE, the Council directs:

- a. That the temporary settling pond easement, shown on the attached Exhibit "A", is hereby accepted for the purpose above stated.
- b. The Mayor and Auditor to draw and deliver a warrant in the amount of \$160.00 and in favor of Willard A. Mears and Lorraine P. Mears, said warrant 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 amount of \$160.00 to be credited to General Fund Revenue, said warrant to be drawn against the 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 temporary settling pond easement might jeopardize the City's ability to purchase the property at an appropriate price; therefore, this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, JUL 16 1980

Commissioner Mike Lindberg
Paul L. Niles:jmh
June 20, 1980

Attest:

George Zuboril
Auditor of the City of Portland

Calendar No. 2566

ORDINANCE No. 150021

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

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

Title

An Ordinance accepting a temporary settling pond easement for the SW Arnold Creek Sanitary Sewer Project, granted by Willard A. Mears and Lorraine P. Mears, authorizing payment of \$160.00, and declaring an emergency.

(Dist. 4 C-8954)

Filed

JUL 8 1980

GEORGE YERKOVICH

Auditor of the CITY OF PORTLAND

George Yerovich
Deputy

INTRODUCED BY

COMMISSIONER MIKE LINDBERG

NOTED BY THE COMMISSIONER

Affairs

Finance and Administration

Safety

Utilities

Works

ML/mq7

BUREAU APPROVAL

Bureau:

Sanitary Engineering

Prepared By:

Date:

CS
Carl Short/jmh

Niles
6/20/80

Budget Impact Review:

Completed Not required

Bureau Head:

Joe Niehuser
Joe P. Niehuser

NOTED BY

City Attorney

City Auditor

City Engineer

Approved:

John M. Lang, City Engineer

By:

Joe Niehuser