

Hueneke  
AU# 88241  
\$330.00  
8-5-80

Jarrett  
AU# 88173  
\$53.00  
8-5-80

Nusbaum  
AU# 88170  
\$103.00  
8-5-80

Dunlap  
AU# 88185  
\$238.00  
8-5-80

Snipes  
AU# 88356  
\$50.00  
8-5-80

150125

ORDINANCE NO. **150125**

An Ordinance accepting five temporary sewer easements for the SW ARNOLD CREEK SANITARY SEWER PROJECT, granted by Frederick S. Hueneke and Florence M. Hueneke, Ben R. Jarrett and Elaine E. Jarrett, Barbara E. Nusbaum, Bruce L. Dunlap and Kristi A. Dunlap and Roger Snipes authorizing total payment of \$774.00 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. Frederick A. Hueneke and Florence M. Hueneke, Ben R. Jarrett and Elaine E. Jarrett, Barbara E. Nusbaum, Bruce L. Dunlap and Kristi A. Dunlap and Roger Snipes have conveyed the required right of way to the City for the total sum of \$774.00.

NOW, THEREFORE, the Council directs:

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

The east 12.5 feet of the following described tract in Lot 3, Galeburn Place, Multnomah County, Oregon, to wit:

Beginning at the intersection of the south line of Lot 3, Galeburn Place and the east line of SW 35th Avenue (formerly known as SW Stephenson Road); thence N.1°00'W. 152 feet along the east line of said SW 35th Avenue; thence east 85.13 feet; thence S.1°00'E. 152 feet to the south line of said Lot 3; thence west 85.13 feet to the point of beginning. (Granted by Frederick A. Hueneke and Florence M. Hueneke.)

AND ALSO

The east 15.0 feet of the north 40.0 feet of the following described tract:

That tract in Section 29, Township 1 South, Range 1 East of the Willamette Meridian, in the County of Multnomah and State of Oregon, described as beginning at the Southeast corner of said Section 29; thence North along Section line 979.6 feet; thence North 89°00'W. 661.2 feet to the Southeast corner of a tract conveyed to J.F. Levins by Thomas and Anna B. Connell and recorded

in Deed Book 363 at page 81; thence following the Southerly line of said Levins Tract North  $89^{\circ}00'W$ . 330.6 feet to the South-west corner of said tract; thence  $N.0^{\circ}02'W$ . along the Westerly line of said tract 131.76 feet; thence  $S.89^{\circ}00'E$ . 330.6 feet to the Easterly line of the said Levins Tract; thence  $S.0^{\circ}02'E$ . 131.76 feet to beginning; Excepting therefrom the West 15 feet reserved for road purposes. (Granted by Ben Jarrett and Elaine E. Jarrett).

AND ALSO

The south 10.0 feet of the following described tract:

That part of Lot 3, in Galeburn Place, Multnomah County, Oregon, described as follows: Commencing at the intersection of the east line of SW 35th Avenue and the south line of SW Maricara Street in Section 29; T1S, R1E, W.M.; thence east on the south line of SW Maricara Street 845.13 feet to the point of beginning of the tract to be described; running 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 Place; 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 point of beginning. (Granted by Barbara E. Nusbaum.)

AND ALSO

A portion of Lot 3, Galeburn Place, Multnomah County, Oregon, described as follows:

Beginning at a point on the north line of SW Caraway Street being 330.13 feet east of the east line of SW 35th Avenue as presently laid out and established; thence northerly parallel with said SW 35th Avenue 155.0 feet; thence easterly at right angles to said parallel line 10.0 feet; thence south parallel with SW 35th Avenue 145.0 feet more or less to a point 10.0 feet north of the north line of SW Caraway Street; thence easterly parallel with said north line 125.0 feet to the east line of that tract conveyed to William H. Hardt, et ux, by deed recorded December 20, 1971 in Book 830, Page 412; thence south along said east line 10.0 feet to the north line of SW Caraway Street; thence westerly along said north line 135.0 feet to the point of beginning. (Granted by Bruce L. Dunlap and Kristi A. Dunlap.)

AND ALSO

The west 15 feet of the south 100 feet of Lot 30, Aldercrest No. 2, Multnomah County, Oregon. (Granted by Roger Snipes.)

ORDINANCE No.

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

Grantor Frederick A. Hueneke & Florence M. Hueneke Amount \$330.00  
Address 10640 SW 35th Avenue Portland, Oregon 97219

Grantor Ben R. Jarrett & Elaine E. Jarrett Amount \$53.00  
Address 10420 SW 29th Avenue Portland, Oregon 97219

Grantor Barbara E. Nusbaum Amount \$103.00  
Address 3122 SW Maricara Street Portland, Oregon 97219

Grantor Bruce L. Dunlap & Kristi A. Dunlap Amount \$238.00  
Address 3324 SW Maricara Street Portland, Oregon 97219

Grantor Roger Snipes Amount \$50.00  
Address 1840 Grove Road El Cajon, California 92020

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 \$774.00 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,

JUL 30 1980

Commissioner Mike Lindberg  
Paul Niles/tw  
July 16, 1980

Attest:

*Serge J. Gustoni*  
Auditor of the City of Portland

Calendar No. 2714

**ORDINANCE No. 150125**

**Title**

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

FOUR-FIFTHS CALENDAR	
Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

Filed

**JUL 24 1980**

**GEORGE YERKOVICH**

Auditor of the CITY OF PORTLAND

By

*Gordon Swell*  
Deputy

INTRODUCED BY

COMMISSIONER MIKE LINDBERG

NOTED BY THE COMMISSIONER

Affairs

Finance and Administration

Safety

Utilities

Works

*ML/mj*

BUREAU APPROVAL

Bureau:

Sanitary Engineering

Prepared By:

Date:

Carl Short/tw

7-16-80

Budget Impact Review:

Completed

Not required

Bureau Head:

*Joe Niehuser*  
Joe Niehuser

NOTED BY

City Attorney

City Auditor

City Engineer

Approved: John M. Lang

By:

*Joe Niehuser*