

Jones
AD# 88151
\$2,000.00
8-5-80

Robertson
AD# 88264
\$70.00
8-5-80

Gerding
AD# 88235
\$312.00
8-5-80

Lupton
AD# 88345
\$1,200.00
8-5-80

150127 "

ORDINANCE NO.

150127

An Ordinance accepting four sewer easements for the SW ARNOLD CREEK SANITARY SEWER PROJECT, granted by Alan Tinawin Jones and Sharon Yooko Jones, Joanne B. Robertson, Fern W. Gerding, Richard A. Lupton and Gayle N. Lupton, authorizing total payment of \$3582.00, 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. Alan Tinawin Jones and Sharon Yooko Jones, Joanne B. Robertson, Fern W. Gerding, Richard A. Lupton and Gayle N. Lupton have conveyed the required right of way to the City for the total sum of \$3582.00.

NOW, THEREFORE, the Council directs:

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

A portion of Lot 103, Edgecliff, and vacated Maus Street, Multnomah County, Oregon, being a strip of land being 15.0 feet wide and lying 5 feet on the left and 10 feet on the right for 177.82 feet, and then 7.5 feet on each side for the remaining distance along the following described line to wit:

Beginning at a point on the southeasterly line of that tract of land conveyed to Alan Tinawin Jones, et ux, by deed recorded November 22, 1972, in Book 895 at Page 1520, Multnomah County Deed Records being 5.05 feet easterly from the most southerly corner of said Jones' tract being also on the northerly line of SW Lancaster Road; thence N.25°42'W. 5.0 feet easterly of and parallel with the southwesterly line of said Jones' tract, 177.82 feet; thence N.66°11'17"W. 7.70 feet to said southwesterly line of the Jones' tract (being also the southwesterly line of Lot 103, Edgecliff) and there terminating.

(easement lines to be shortened or lengthened to terminate on grantor's property lines.)

The Jones' tract being described as follows: Lot 103 and all that portion of Lot 112, Edgecliff, lying northwesterly of the northwesterly line of SW Lancaster Road, County Road No. 1415 in the County of Multnomah and State of Oregon, TOGETHER WITH that portion of vacated Maus Street which inured to said Lots 103 and 112 upon the vacation of said Maus Street.

In addition to the above described perpetual easement, a temporary easement for the original construction of said sewer line being a strip of land 7.5 feet wide on the east and adjacent for 177.82

feet and 10.0 feet wide on the east and adjacent for the remaining distance along the above described easement. (Granted by Alan Tinawin Jones and Sharon Yooko Jones.)

AND ALSO

A tract of land in Section 32, T1S, R1E, W.M., Multnomah County, Oregon, being 15.0 feet in width 7.5 feet on each side of the following described centerline:

Beginning at a point in the north line of the southeast quarter of the northeast quarter of the northeast quarter of said Section 32, being also the north line of that tract of land conveyed to Joanne B. Robertson by deed recorded May 24, 1974, in Book 987 at Page 1808 Multnomah County deed records, said point being 16.85 feet east of the northeast corner of said Robertson tract; thence S.56°47'30"W. 20.08 feet to the west line of said Robertson tract and there terminating.

In addition to the above described perpetual easement there is granted a temporary easement for the original construction of said sewer line being 10 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 property lines). (Granted by Joanne B. Robertson.)

AND ALSO

The north 15.0 feet of Lot 16, Forest Brooks, Multnomah County, Oregon.

In addition to the above described perpetual easement there is hereby granted a temporary easement for the original construction of said sewer being the south 7.5 feet of the north 22.5 feet of said Lot 16, Forest Brooks. (Granted by Fern W. Gerding.)

AND ALSO

A portion of that certain tract of land conveyed to Richard A. Lupton & Gayle N. Lupton by deed recorded October 31, 1975 in Book 1070, Page 589, Multnomah County, Oregon deed Records and described as follows:

Beginning at the southeast corner of said "Lupton Tract" being 330.13 feet east of the east line of SW 35th Avenue on the north line of SW Caraway Street; thence S.89°59'W. along the south line of said "Lupton Tract", 15.0 feet more or less to a point 15.0 feet west of the east line of said Lupton tract; thence N.1°02'50"W.

parallel with said east line 200.0 feet more or less to the south line of that tract of land conveyed to Peter M. Cullen and Sheila C. Cullen May 14, 1979, in Book 1351, Page 1757, Multnomah County Deed Records; thence S.89°59'E. along said south line 15.0 feet to the east line of said "Lupton tract"; thence S. 1°02'50"E. along said east line 200.0 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 10 feet in width and lying west of and adjacent to the above described perpetual easement and lying north of and adjacent to the south line of said "Lupton tract", EXCEPTING that portion lying with the above described perpetual easement. (Granted by Richard A. Lupton and Gayle N. Lupton.)

- 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 Alan Tinawin Jones & Sharon Yooko Jones Amount \$2000.00
Address 9240 SW 88th Avenue, Portland, Oregon 97223

Grantor Joanne B. Robertson Amount \$70.00
Address 2545 SW Palatine St., Portland, Oregon 97219

Grantor Fern W. Gerding Amount \$312.00
Address 1528 SW Westwood Ct. Portland, Oregon 97201

Grantor Richard A. Lupton & Gayle N. Lupton Amount \$1200.00
Address 351 Hamilton Road, Jacksonville, Oregon 97530

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 total amount of \$3582.00 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.

ORDINANCE No. 120132

Title

Ordinance authorizing the City of Portland to acquire the sewer easement for the SW 4th Street Sewer Project, owned by the City of Portland, and to issue bonds for the same.

Diag. A-C-3874

JUL 31 1980

GEORGE A. HENKAOCH

City of Portland

[Handwritten signature]

Passed by the Council,

JUL 30 1980

Commissioner: Mike Lindberg
Paul Niles:tw
July 14, 1980

Attest:

[Handwritten signature: George Gebonil]
Auditor of the City of Portland

Calendar No. 2746

ORDINANCE No. 150127

Title

An Ordinance accepting four sewer easements for the SW ARNOLD CREEK SANITARY SEWER PROJECT, granted by Alan Tinawin Jones and Sharon Yooko Jones, Joanne B. Robertson, Fern W. Gerding, Richard A. Lupton and Gayle N. Lupton, authorizing total payment of \$3582.00, and declaring an emergency.

(Dist. 4 C-8954)

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: George Yerkovich
Deputy

INTRODUCED BY
COMMISSIONER MIKE LINDBERG

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

BUREAU APPROVAL
Bureau:
Sanitary Engineering
Prepared By: <u>PLN ob</u> Date: <u>7-14-80</u>
Budget Impact Review:
<input checked="" type="checkbox"/> Completed <input type="checkbox"/> Not required
Bureau Head:
<u>Joe Niehuser</u> Joe Niehuser

NOTED BY
City Attorney
City Auditor
City Engineer
Approved: John M. Lang
By: <u>Joe Niehuser</u>