

ROADWAY EASEMENT

The CITY OF PORTLAND, a municipal corporation of the State of Oregon, Grantor, hereby grants to HAROLD and EMERSON CRIVELLO, Grantees, the right to use portions of Grantor's property described as:

Lots 5 and 6, Block 14, WILLBRIDGE ADDITION, Portland, Multnomah County, Oregon,

for roadway purposes to provide access for vehicular and pedestrian traffic to Grantees' adjoining property described as Lot 7, Block 14, WILLBRIDGE ADDITION, Portland, Multnomah County, Oregon.

This grant permits the use of, and is limited to, an existing unpaved road crossing Grantor's above-described property. This grant is personal to the Grantees, and their heirs, and does not run with the land. In consideration for this grant, Grantees, or their heirs shall, prior to the conveyance of their property as above-described by sale or otherwise, notify the Grantor of same and provide Grantor with a thirty (30) day right of first refusal to purchase Grantees' property. It is contemplated that any sale of the Grantees' property as above-described which gives rise to the Grantor's right to purchase same shall be an arm's length transaction represented by a bona fide earnest money agreement, a copy of which is tendered to Grantor, and the Grantor shall have the right to purchase within 30 days at that price. If Grantor does not exercise this right of first refusal, it hereby covenants that it will execute an easement substantially identical to the easement herein granted to Grantees' successor in interest.

DATED this _____ day of June, 1980.

CITY OF PORTLAND

Approved as to form:
APPROVED AS TO FORM

Christopher P. Thomas
CITY ATTORNEY
City Attorney

By _____
Mayor

By _____
Auditor

STATE OF OREGON)
) ss.
County of Multnomah)

BE IT REMEMBERED that on this _____ day of June, 1980, before me the undersigned a Notary Public in and for said County and State, personally appeared CONNIE McCREADY and GEORGE YERKOVICH who under oath did say, each for himself, that CONNIE McCREADY is the Mayor, and GEORGE YERKOVICH is the Auditor of the CITY OF PORTLAND, OREGON, the municipal corporation executing the within and foregoing instrument said instrument to be the free and voluntary act and deed of said corporation for the uses and purposes therein mentioned, and each stated that the seal affixed to said instrument is the corporate seal of said CITY OF PORTLAND, OREGON.

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

Notary Public for Oregon
My Commission Expires: _____

Office of City Attorney
RCirelan:st
June 25, 1980

ORDINANCE NO.

150153

An Ordinance authorizing the Mayor and Auditor to execute an easement granting Harold and Emerson Crivello an easement across city property allowing access to their landlocked property, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

- (1) That Harold and Emerson Crivello are purchasing Lot 7, Block 14, Willbridge Addition, Portland, Multnomah County, Oregon;
- (2) That this parcel of property is without access, except for an unimproved roadway which crosses city property described as Lots 5 and 6, Block 14, Willbridge Addition, Portland, Multnomah County, Oregon; That this roadway has been used as access to the Crivellos' property for a number of years and without its use the property would be landlocked;
- (3) That in consideration of this grant of easement, the owners of the property will give the city a 30-day option within which to purchase Lot 7, Block 14, Willbridge Addition in the event it is transferred from grantees or grantees' heirs ownership by sale or otherwise;
- (4) That it is contemplated that any sale of the grantees' property as above described which gives rise to the grantor's right to purchase same shall be an arms length transaction represented by a bona fide earnest money agreement, a copy of which is tendered to grantor, and the grantor shall have the right to purchase within 30 days at that price. That if the grantor does not exercise this right of first refusal, it hereby covenants that it will execute an easement substantially identical to the easement herein granted to grantees' successor in interest.
- (5) That this conveyance is in the best interests of the city and has been approved by the Commissioner-in-Charge thereof;

NOW, THEREFORE, the Council directs:

- (a) That the Mayor and Auditor are hereby authorized to execute a roadway easement, substantially in accordance with the form of easement attached hereto, marked Exhibit "A", and by this reference made a part hereof.

ORDINANCE No.

Section 2. The Council declares:

It is important to the parties herein that no further delay be encountered in executing the aforementioned roadway easement; therefore, an emergency is declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

ORDINANCE No. 120972

CIRCUIT NO. 2111

1116

hereby, and declaring an emergency, giving notice to their jurisdiction an easement across city property owned Harold and Emerson Clavello in order to execute an easement in accordance with the order and

1116
JUL 31 1980

OFFICE AERONAUTIC

OFFICE OF THE CITY CLERK

[Handwritten signature]

Passed by the Council, AUG 6 1980

Commissioner Schwab
Jane Hawkes/lw
July 10, 1980

Attest:

[Handwritten signature: Serge Fehml]
Auditor of the City of Portland

Calendar No. 2796

ORDINANCE No. 150153

Title

An Ordinance authorizing the Mayor and Auditor to execute an easement granting Harold and Emerson Crivello an easement across city property allowing access to their landlocked property, and declaring an emergency.

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

FOUR-FIFTHS CALENDAR	
Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

Filed JUL 31 1980

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By *Gordon Crivello*
Deputy

INTRODUCED BY
Commissioner Schwab

NOTED BY THE COMMISSIONER

Affairs *[Signature]*

Finance and Administration

Safety

Utilities

Works

BUREAU APPROVAL

Bureau: Parks and Recreation

Prepared By: Jane Hawkes/lw Date: July 10, 1980

Budget Impact Review:
 Completed Not required

Bureau Head:

NOTED BY

City Attorney

City Auditor

City Engineer

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