

123121

SEP-9-66 11 70076

0-01-0708 VIA

0.00

RECEIPT

No. 4698

OFFICE OF

SI COHN, COUNTY CLERK
MULTNOMAH COUNTY, OREGON

RECORDING DEPARTMENT

NAME _____

FILE NO.

[illegible]

AUD. 50-25-640
5-66-2MRECEIVED
SEP 6 9 49 AM '66 ACCEPTANCERAY SMITH, AUDITOR
CITY OF PORTLAND, ORE.

BY _____

Portland, Oregon, August 26, 1966

RAY SMITH
Auditor of the City of Portland,
Room 202, City Hall
Portland, Oregon 97204

Dear Sir:

This is to advise the City of Portland, Oregon, that I hereby accept the terms and provisions of Ordinance No. 123121 amending Subsection B of Section 1 of Ordinance No. 118764 so as to allow the location of a building or structure to be built not closer than 8 feet more or less to the center line existing public utilities in vacated N. W. Wilson Street lying between the west line of N. W. 24th Avenue and the east line of N.W. 25th Avenue, and declaring an emergency, and in consideration of the benefits to be received thereunder by me I hereby agree to abide by and perform each and all of the terms and provisions thereof applicable to me.

Very truly yours,

[CORPORATE
SEAL]

ESCO Corporation

By _____

J. J. Davis, President

2141 N.W. 25th Avenue, Portland, Ore. 97210

Approved as to form:


 City Attorney

*When an acceptance is required from a firm or corporation the Acceptance must be signed by an officer of the firm or corporation stating his or her official title, and corporations must affix the corporate seal.

ORDINANCE NO. 123121

An Ordinance amending Subsection B of Section 1 of Ordinance No. 118764 so as to allow the location of a building or structure to be built not closer than 8 feet more or less to the center line existing public utilities in vacated N. W. Wilson Street lying between the west line of N. W. 24th Avenue and the east line of N. W. 25th Avenue, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds that by Ordinance No. 118764 entitled "An Ordinance vacating all that portion of N. W. Wilson Street lying between the west line of N. W. 24th Avenue and the east line of N. W. 25th Avenue, under certain conditions", passed by the Council July 1, 1964, that by Subsection B of Section 1 of said Ordinance, no building or structure was to be allowed to be built within a distance of the center line of existing utilities except with the written consent of the City Engineer and the owner of the existing utilities and that a distance of 8 feet more or less rather than 10 feet as the minimum distance has been found to be acceptable by all concerned; now, therefore, Subsection B of Section 1 of said Ordinance is amended to read as follows:

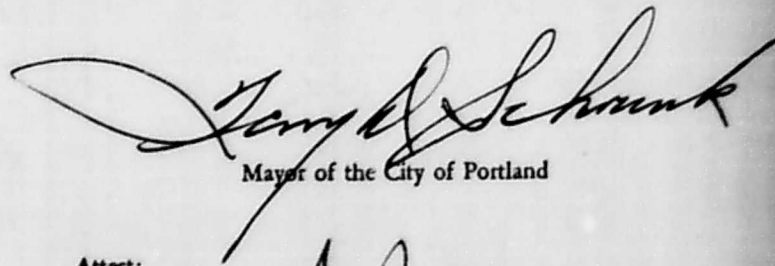
b. Nothing herein contained shall cause or require the removal or abandonment of any sewer, water or gas main, conduit of any kind, wire, pole or thing used, or intended to be used, for any public service, and the right hereby is reserved for the owner of any such utility or thing to maintain, continue, repair, reconstruct, renew, replace, rebuild, and/or enlarge any and all such things; that no building or structure of any kind shall be built or erected within a distance of 8 feet more or less from the center line of any such utility, except with the written consent of the City Engineer, and the owner of the utility first had, and that any and all contemplated building plans in said vacated area shall be submitted for approval to the City Engineer and to the Director of the Bureau of Buildings, to the end that such construction may be so adjusted with reference to all public utilities in said area as to cause a minimum of danger or inconvenience to the public and to the owner of such utility and to protect and preserve the same as presently constructed or hereafter reconstructed, renewed, replaced and/or enlarged.

Section 2. Inasmuch as this Ordinance is necessary for the immediate

ORDINANCE No.

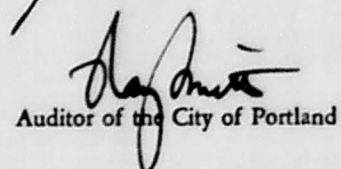
preservation of the public health, peace and safety of the City of Portland in this: In order that a said building or structure may be allowed to be erected or constructed without undue delay, therefore, an emergency is hereby declared to exist, and this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, AUG 25 1966



Mayor of the City of Portland

Attest:



Auditor of the City of Portland