

## ORDINANCE NO. 153085

An Ordinance amending a portion of Subsection "a" of Ordinance No. 149899 to correct a legal description of a sewer easement granted by Gordon L. Wiltshire and Myrtle C. Wiltshire, for the SW Arnold Creek Sanitary Sewer Project, authorizing the recording of a correction sewer easement and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. Ordinance No. 149899, passed by Council June 26, 1980, accepted a sewer easement granted by Gordon L. Wiltshire and Myrtle C. Wiltshire, required for the construction of the SW Arnold Creek Sanitary Sewer Project.
2. Subsequently, certain portions of the sewer easement legal description have been found to be in error.
3. Gordon L. Wiltshire and Myrtle C. Wiltshire have executed a correction sewer easement which correctly describes the easement location.
4. The correction sewer easement should now be recorded in order to correctly describe the easement location.

NOW, THEREFORE, the Council directs:

- a. That portion of Subsection "a" of Ordinance No. 149899, which accepts a sewer easement granted by Gordon L. Wiltshire and Myrtle C. Wiltshire, is amended to read as follows:

RW #3575-16-1

A portion of Lot 1, Aldercrest, Multnomah County, Oregon, being a strip of land 15.0 feet in width lying 7.5 feet on each side of the following described centerline:

Beginning at a point on the southwesterly line of SW Lancaster Road being S 58°40' E, 32.94 feet from the intersection of the west line of said lot with the south line of SW Lancaster Road; thence S 13°39'04" W, 118.58 feet to a point in the west line of said lot being S 0°04' E, 132.36 feet from the intersection of the south line of SW Lancaster Road with the west line of said lot and there terminating.

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In addition to the above described perpetual easement there are hereby granted temporary easements for the original construction of said sewer being 10 feet in width lying on each side of and adjacent to the above described perpetual easement (Granted by Gordon L. Wiltshire and Myrtle C. Wiltshire).

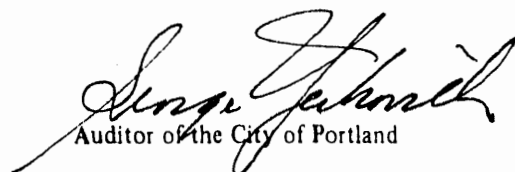
- b. The Auditor shall record the correction sewer easement in the appropriate deed records, in order to correct the errors in the legal description of that certain sewer easement recorded June 30, 1980, in Book 1451, Page 1556, Multnomah County Deed Records, and is further authorized to deliver a copy of this Ordinance to Gordon L. Wiltshire and Myrtle C. Wiltshire, 1841 SW Stephenson Road, Portland, Oregon 97219.

Section 2. The Council declares that an emergency exists because a delay in the acceptance of the correction sewer easement would result in further confusion as to the correct location of the sewer easement; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, APR 14 1982

Commissioner Mike Lindberg  
Paul L. Niles:mnc  
March 29, 1982

Attest:

  
Auditor of the City of Portland

Calendar No. 358

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Title

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(Dist 4 C-8954)

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
JORDAN	1	
LINDBERG	1	
SCHWAB	1	
STRACHAN	1	
IVANCIE	1	

FOUR-FIFTHS CALENDAR	
JORDAN	
LINDBERG	
SCHWAB	
STRACHAN	
IVANCIE	

Filed APR 9 1982

GEORGE YERKOVICH  
Auditor of the CITY OF PORTLAND

*Gordon L. Wiltshire*  
Deputy

INTRODUCED BY
Commissioner Mike Lindberg

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities
Works <i>ML/ms</i>

BUREAU APPROVAL
Bureau: Sanitary Engineering
Prepared By: <i>PLN</i> Date: 3-29-82
Budget Impact Review: <input type="checkbox"/> Completed <input checked="" type="checkbox"/> Not required
Bureau Head: <i>Joe P. Niehuser</i> Joe P. Niehuser, P.E.

CALENDAR
Consent <input checked="" type="checkbox"/> Regular

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