

Repealed by 112003

111888

ORDINANCE No. 111888

An Ordinance accepting a sewer easement through certain property in the northeast quarter of Section 9, T.1S., R.1E., W.M., granted by Terwilliger Plaza, Inc., for the S.W. Terwilliger Boulevard and Private Property Sewer Relocation, authorizing the execution of a quit claim deed for the release of a certain portion of another sewer easement through said property, and declaring an emergency.

The City of Portland does ordain as follows:

Section 1. The Council finds that the City of Portland accepted a sewer easement through certain property in the northeast quarter of Section 9, T.1S., R.1E., W.M., as recorded August 24, 1916 in Book 716 at Page 388, Multnomah County Deed records; that in order to develop said property it has been necessary to obtain a new easement for the relocation of a portion of said sewer; that the affected portion of old easement is no longer needed for public use and that it is in the public interest that said affected portion of old easement be released at this time, subject to the acceptance of said new easement, and completion of the relocation of said sewer therein; now, therefore, the following described easement granted for the S.W. Terwilliger Boulevard and Private Property Sewer Relocation be and is hereby accepted for sewer purposes:

A tract of land in the northeast quarter of Section 9, T.1S., R.1E., W.M., said tract being a strip of land 10.0 feet in width, 5.0 feet on either side of the following described center line:

Commencing at a point along the center line of S.W. 6th Avenue, produced southerly 484.56 feet from the City monument at the center line intersection of S.W. Caruthers Street; thence S. 89° 57' W. a distance 5.54 feet to the west line of S.W. Terwilliger Boulevard; thence continuing S. 89° 57' W. a distance of 118.0 feet to the true point of beginning of the center line herein described; thence S. 45° 35' E. 98.0 feet to a point; thence S. 79° 24' E. 40.0 feet, more or less, to the westerly line of S.W. Terwilliger Boulevard, all within the corporate limits of the City of Portland, County of Multnomah and State of Oregon. (Granted by Terwilliger Plaza, Inc., c/o Mr. John Smeaton, Pacific Title Insurance Company, 315 S.W. 4th Avenue, Portland, Oregon).

Section 2. That the City Auditor be and he is hereby directed to have this easement, as described in Section 1 of this ordinance, placed on record and a copy of said ordinance forwarded to the County Assessor.

Section 3. The Mayor and Auditor hereby are authorized and directed to execute and deliver to Terwilliger Plaza, Inc., as owner of the affected parcel of property in the northeast quarter of Section 9, T.1S., R.1E., W.M., a deed, approved in form by the City Attorney, releasing to it, subject to completion of the relocation of said sewer according to the plans and specifications of the City Engineer, that portion of said easement accepted by the City of Portland and recorded August 24, 1916 in Book 716, at Page 388, Multnomah County Deed Records, said portion being described as follows:

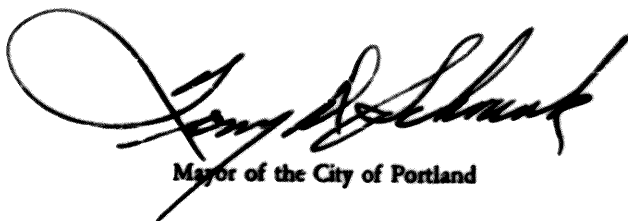
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A portion of that certain tract of land in the northeast quarter of Section 9, T.1S., R.1E., W.M., as conveyed by Frederick Strobel and Flora T. Strobel, husband and wife, to the City of Portland for sewer purposes by instrument recorded August 24, 1916 in Book 716, at Page 388, Multnomah County Deed Records, said portion being a strip of land 6.0 feet in width, 3.0 feet on either side of the following described center line:

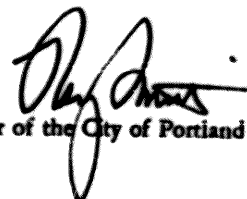
Commencing at a point along the center line of S.W. 6th Avenue, produced southerly, 484.56 feet from the City monument at the center line intersection of S.W. Caruthers Street; thence S. 89° 57' W. a distance of 5.54 feet to the west line of S.W. Terwilliger Boulevard and the true point of beginning of the center line herein described; thence continuing S. 89° 57' W. a distance of 108.0 feet, all within the corporate limits of the City of Portland, County of Multnomah and State of Oregon.

Section 4. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: To avoid any unnecessary delay in making this right-of-way a matter of record; 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, APR 28 1960


Mayor of the City of Portland

Attest:


Auditor of the City of Portland

Calendar No. 12709

ORDINANCE No. 111888

Title

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THE COMMISSIONERS VOTED AS FOLLOWS:

	Yeas	Nays
Bean	1	
Bowes	1	
Earl	1	
Grayson	1	
Schrunk	1	

FOUR-FIFTHS CALENDAR

Bean	<i>[Signature]</i>
Bowes	<i>W.G.B.</i>
Earl	
Grayson	<i>[Signature]</i>
Schrunk	<i>[Signature]</i>

INTRODUCED BY
Commissioner Bowes

DRAWN BY
LAS: jh
Date 4-26-60

NOTED BY THE COMMISSIONER

Affairs
Finance
Safety
Utilities
Works *W.G.B.*

City Attorney

NOTED FOR CITY AUDITOR
[Signature]

APPROVED
Date Apr 27, 1960
By *[Signature]*
City Engineer

Date
By

Filed APR 27 1960

RAY SMITH
Auditor of the CITY OF PORTLAND

[Signature]
Deputy