

Ordinance No. 50473.

An Ordinance providing for the vacation of a portion of East Seventeenth street, in the City of Portland, County of Multnomah, State of Oregon.

WHEREAS, J. W. Beach, the duly appointed, qualified and acting guardian of the person and estate of W. C. B. Nicholson, incompetent, duly filed with the Auditor of the City of Portland on the 23d day of March, 1915, a petition praying for the vacation of all that portion of East Seventeenth street in said City of Portland lying between the north line of East Oak street and the south line of East Pine street in said City of Portland, and lying between block four (4) and block seven (7), Nicholson's addition, in said City, which said petition duly set forth the description of the portion of the street to be affected, and which said petition had appended thereto the consent of the owners in fee simple of more than two-thirds of the real property fronting on both sides of the street, which is proposed to be affected by said vacation, and estimated upon the frontage of the street, commencing at a line drawn equi-distant from the termini of that portion of said street proposed to be vacated, and extending along the same the entire length thereof and 200 feet in each direction from the termini thereof, exclusive of street intersections, which said consent of said owners is in writing and the same is duly signed, sealed, witnessed and acknowledged before a Notary Public for the State of Oregon; and,

WHEREAS, the said petitioner has filed due proof of the publication, in the "Portland Daily Abstract" the official paper of the City of Portland, Oregon, for four (4) consecutive weeks in twenty-five (25) consecutive weekly issues of said paper (not including Sunday), of the notice, as provided by law, beginning with the issue of March 24th, 1915, and ending with the issue of April 21st, 1915, both dates inclusive, and during said period said notice was published in each and every issue of said paper, and that the same was regularly circulated, and that the said notice set forth that said petition praying for the vacation of said street would be filed and called up and presented to the Council of the City of Portland at a regular meeting of the Council of said City, to be held on the 23rd day of April, 1915, at the hour of 10 o'clock a. m.; and,

WHEREAS, the Council of the City of Portland called up said petition and proof of publication of notice aforesaid on the 20th day of April, 1915, and on said date fixed the 30th day of April, 1915, at 10 o'clock a. m. as the time for hearing said petition and objections thereto; and,

WHEREAS, no objections have been made or filed to the granting of the said petition for the vacation of said portion of said street, and the time for filing objections has expired, and this being the time fixed by the Council for hearing said petition and examining the same, and hearing objections thereto, if any there should be; and,

It appearing to the Council that the public interests will not be prejudiced by the vacation of the said ~~portion of said street~~, with the consent of the owners of the requisite number of front feet has been obtained, as hereinbefore set forth, and that said petition should be granted: now, therefore,

The City of Portland does ordain as follows:

Section 1. That that portion of East Seventeenth street in the City of Portland, County of Multnomah, State of Oregon, lying between the north line of East Oak street and the south line of East Pine street in said City of Portland, lying between block four (4) and block seven (7), Nicholson's Addition in said City of Portland, be and the same hereby is vacated.

Passed by the Council, May 12, 1915.

A. L. BARBUR

Auditor of The City of Portland.

Submitted to the Mayor, May 15, 1915.

Approved, May , 1915.

H. R. ALBEE

Mayor of The City of Portland.