

Ordinance No. 31922.

An Ordinance vacating Albert avenue in Blythswood, in the City of Portland, County of Multnomah, State of Oregon.

WHEREAS, due notice was given by advertisement thereof for four consecutive weeks, to wit, from the 24th day of April, 1916, to the 23d day of May, 1916, both dates inclusive, in the Portland Daily Abstract, the city official newspaper published in the City of Portland, Oregon, that at a regular meeting of the Council of said City of Portland, to be held on Wednesday, the 24th day of May, 1916, a petition would be presented to said Council praying for the vacation of Albert avenue in Blythswood, in the City of Portland, County of Multnomah, State of Oregon, and more particularly described as follows, to wit:

That portion of Albert avenue lying between the northerly line of Mayfair avenue in Blythswood and the northerly line of Blythswood, according to the duly recorded plat thereof.

Which said notice, together with due proof of its publication, was filed in the office of the Auditor of said City of Portland on May 23d, 1916, prior to the presentation of the said petition to the Council; and,

WHEREAS, a petition, hereinbefore referred to, praying for the vacation of said portion of Albert avenue, was duly presented to the Council on the day mentioned in said notice, to wit, May 24th, 1916, which said petition duly set forth a description of that portion of Albert avenue proposed and sought to be vacated and the reasons for said vacation and the purposes for which the ground is proposed to be used, and was duly signed by Percy H. Blyth and Sarah W. Russell; and,

WHEREAS, there was appended to said petition as a part thereof and as a basis for such vacation and as a basis for the granting of said prayer of said petition, the consent of the owners in fee simple of more than two-thirds of the real estate fronting on both sides of said street proposed to be vacated, estimated upon the frontage of said

street, such frontage commencing at a line drawn equi-distant from the termini of the portion of the street proposed to be vacated and extending along such proposed vacation the entire length thereof and 200 feet in each direction from the termini thereof, which said consent of owners is in writing and duly acknowledged before an officer authorized to take acknowledgments and is attached to said petition and filed therewith with the Auditor of The City of Portland; and,

WHEREAS, the Council upon the presentation of said petition and the filing of the proof of publication of the notice thereof did fix a meeting of said Council to be held on Friday, June 2d, 1916, at 10 o'clock a. m., as the time for hearing said petition, and any objections which might be filed thereto, if any there be; and,

WHEREAS, at the said time fixed by the Council for hearing the said petition and any objections which might be filed thereto, said petition was duly considered by the Council, and the Council did ascertain and determine at that time and does now hereby ascertain, determine and find that all the foregoing recited facts are true, and that all the acts and things above recited have been done as required by the Charter of The City of Portland, and that the consent of the owners in fee simple of at least two-thirds of the real estate fronting on both sides of said street proposed to be vacated, estimated upon the frontage of said street, said frontage commencing at a line drawn equi-distant from the termini of the portion of the street proposed to be vacated, and extending along such proposed vacation the entire length thereof and 200 feet in each direction from the termini thereof, had been obtained in writing and duly acknowledged before an officer authorized to take acknowledgments and was attached to and filed with said petition, and that no objections to the vacation of said portion of said street had or have been made or filed, and that the public interest will not be prejudiced by the vacation of said portion of Albert avenue; and,

WHEREAS, the Council did grant the prayer of said petition in its entirety and did cause said action and said findings to be made a matter of record; now, therefore,

The City of Portland does ordain as follows:

Section 1. The Council of The City of Portland hereby finds and determines that all of the facts herein above recited are true, and that all of the acts and things above recited have been done and performed as herein set forth and as required by the Charter of The City of Portland.

The Council further finds and determines that the owners of at least two-thirds of the real estate fronting upon both sides of the street proposed to be vacated, estimated on the frontage of the street, said frontage commencing at a line drawn equi-distant from the termini of the portion of the street proposed to be vacated and extending along such proposed vacation the entire length thereof and two hundred feet in each direction from the termini thereof, have given their consent, which said consent of owners is in writing and duly acknowledged before an officer authorized to take acknowledgments and is and was attached to said petition and filed therewith with the Auditor of the City of Portland.

The Council further determines and finds that no objections to the vacation of said portion of said street had or have been made or filed, and that the public interests will not be prejudiced by the vacation of the portion of Albert avenue herein described.

Section 2. That all of the following described portion of Albert avenue be and it is hereby vacated, to wit:

That portion of Albert avenue lying between the northerly line of Mayfair avenue in Blythswood and the northerly line of Blythswood, according to the duly recorded plat thereof, in the City of Portland, County of Multnomah, State of Oregon,

and the vacation of said described portion of Albert avenue is hereby made a matter of record.

Passed by the Council, June 14, 1916.


Auditor of The City of Portland.

Submitted to the Mayor, June 16, 1916.

Approved, June 17 1916.

H. P. AIRFS
Mayor of The City of Portland.