An Ordinatice vereting porticas of East ezad Street, Eesto E3rd Street Insley Avenue, Herold hwanue, Eest 24t sureet, Zlile Avonue and the public allyy extendins essteriy and vesterly between Elock 2 of floral Psrk end Block 13 of Aiton Park.

WHRRRAS due notlce bas been alven by advertisement Whereof for four weke, to $1 t$, from September 19,1928 to October 17. 1920, both dates inclugive, in the Dally Johmel of Chmerse, the City orficial Newspeper published in the city of Portiand, Wilnomah County. Stete of Oregon, that ot regular meetime of the Councll of seld city to be held on the 24in day ot october 1228 , a petition would be prosented to said Comell praying for the vecation of all of the strests, or parts thereor, as rollow to wit:

That portion of East 2and Street which ilea betwean Block 5 and Elock 7 Alton Park;

Thet portion of East 23 rd Street which lies between Dlock 7 and Block 8 Alton Pary;

That portion of Insley Arenue which lies betweon the *esterly right of way line of the Southern Pacific Company railroad and the aastor ly line of East 2and Street, the said portion of sald atreet seing bounded on the north by Blocks Fand 8, and on the south Dy Block 13 of Alton Park:

Thet portion of Herold frenue whioh lies between tithe westerly boundery inne of the Southern Pacific Company"s railroad right of way and a line paralled with and 50 feet east of the eastexiy line of East 2and Street;

That portion of Rllis Avenue which lies between the westerly boundary line of the Southern Paelilo Companyis reflroad right of way and the westerly boundary line of not 12 of Blook 5 of Fioral Park, if extended southerly across sald R1lis Avenue;

That portion of East 24th Street which lies between the north line of Reedray Arenue and the north line of Hercld Avenue in Floral Fark;

$$
\text { All of the public alley lying betweon Block } 8 \text { of }
$$ Floral Park and Block 13 of Alton Park, the same terminating at the westerly end thereof at the line of intersection with the east line of Fast aznd Street, and on the east end thereof at the line of intersection with the west line of the Southern Pacific Compeny's railroad right of way, all in the Gity of Portiand, multnomah County, State of Oregon, which sald notioe, together with due proof of publication thereor was filed in the office of the Auditor of said Gity of Portland on October 19, 1988, prior to the presentation of said petition to the Council; and


#### Abstract

 duly presented to sald Eomojl on anid date to wit  descripthon of wal pomica of asid gtwata soumit te to rentated and the reasons ror stah wation and the phryose for whith the ground lis proposed to ke uged frit gation  3世4



 * a besis ficr the grenting of the prayer of saic petition, the oonsent of the owners in pee mimple of at least two-thiras of the real estate frodine upon both sides of the portions of satu Sest z2nd Stxuet East 23rd Street, Insley isenue, Herold Aveaue, Fills Arenue, West 24ip street ard the publio alley lying be twean Biook 2 of Floral Park and Block 13 of alton Perk which are proposed so be vacated, estimeted upon the irontage of sadd portion of said strests, such frontage commeneing at a line dramequidistant from the terinini of the respective portions of each of said gtreets proposed to be vacsted and axtending along each such proposed vacetion the entire leagth thereof and two hundred feet in each direction from the termini thereof, wioh oorsent is in Writine and duly acknowledged beforf an officer authorized to teke acknowledgmeats and is ettached to seid petition nad Iised therewith with the iuditor of said Gity; and

WHEREAS, the Council upon the prosentetion of sald getition and the filing of proof of publication of the notice thereot, did six a meting of sald Council bo be held on the 7th day of November 1988 at $100^{\circ} \mathrm{clock} A$. Ye as the time for hearing said petition and any objections that might be filed thereto; and

THFFrans, at said time so fixed by the Council for suon hearing said petition Fas duly presented, heard and cons1dered by the council, there wes no objection or objections presented thereto and the Council did ind, eseartain and dotemine and does hereby find, ascertain and determine that all the foregoing recited facts are true and that all the ots and things above recited heve been duly done and perforaed es required by the ohsirter and ordinances of seid City of Portland and that the vonsent of the owners in tee simple hes been given of at least two-thixds of the real property fronting on both aldes of sald portions or sald streets proposed to be vaceted, estimated upon the trontage of sald streets, such frontage belng as horelnbefore perticularly set out, vich
consent is in vriting duly acknowledzed bofora an officer athorlzed to take acknonledrpents und was and 13 at tached to and filed fith seld petition; that no objectiona or objection to the vaotion of sald portions et seid atreets hat boen made or 11 ed and that tho publio interest $1 \lambda 1$ not be prejudied by the vacat ion of sald portions of sald atraets; and

MESREAS the Council dia on said date to wit. Noverer 7, 1928. grant the pratex of seid potition in its entirety; nom, therefore,

The City of Porthand does ordain as Pollews:

Section 1. The findings and action hereinbefore recited are hereby made a matter of record end the Coundil of the Gity or Portland does heroby find and determine that all of the racts, matters and things hereinbefore rectited are true and that ell of the acts and things above racited have been done and performed as hereinbefore set forth and as reguired by the charter end ordinences of said City of Portiand. The counc1l further finda and dotermines that the consent of the owners of at least two-thirds of the real property fronting on both sides of tha portions of sald Bast 22ad Street, Bast 23rd Streot. Jagloy Atenue, Harold ifenue, Rilis Avenue, Gast 2ith Street and the publie alley lying between plock 2 of Floral Park and Blcek 13 of Alton Park proposed to be vacated, estimated upon the frontage of sald portions of said streets, such Irontage commencing at a lins drami equidistant from the teraini of the respective portions of esch of sald streets proposed to be vacated and sxteming along each such proposed vacation the entire length thereof and two hundred feet in asch cirection from the termini thereot, has been obtained, which consent of ownerz is in writing and duly somowledged bofore en officer euthorized to teke ackmowledgrants and is and was atteched to said petition and flled therevith with the luditor of sald sity of Portlam. The Council further Finds and determines that no objection to the vaction of said portiong of said streota has been made or filed ena thet the publie interest will not be prejudiced by the vaethicn of said portions of said streets.
geotion 2. That all of the streate, or parte thereof, es) Sollowi, to vit:

Thet poxtion or lapt zand Stireot wilich lies between Block 6 and Blook 7, Alton Part;

That portion of Sast R3Fd 8treet which lies botween Eloek 7 ond Blook a, A1ton Paxk;




 ot Alqun Perk:
 Wedterly boundery lint of the Soutborn Pacifio Company rasixeat tight of ay ard line parallel with aud 50 reat east of the astoviv line of Esst send Street:
 Westerly bounder Line of tha Bontherm Pacifio Company ${ }^{2}$ o

 aumoss anad Elllis AThue?
 tEe north 110e of Redidey Avenue ond the north 1 ine of Harela Avenue in Fioral Park:

All of the publio elloy 2 ylny botween Block 2 or Flasal Pasis and bloak 13 of $x$ tom Fark, the anme terminating at the Waterly ont thereof at lise line of intersection with the ast Lhat of East zend Strat, and on the east end thereof st the line of interstet 10 m 解h the west 1 the of the
 cify af Portiand, 1 pitnomah county, state of oregon, be anu The gam are lereby tacatod and vela vaoat lon of sald port one of seid streets is hereby nade a shttor of regord and it 18 hereby provided that the clty Auditop ehell ilie with the County Clext of Multnomeh county e oertificd oopy of this ordinazce, and shall oote1n from the County Surveyor a proper entry en the plat recoras as providad by law.

Hothins, conta lied herein shall cause or gequire the removal, of abaadomment of any sover, jater main, conduit of any kind, nires, polas or any other thing used or intended to be used for eny publle seryice and the right is hsteby reserted to malntaln, contimae, repais; reconstruct, renem, replace, rebulid and/or enlazge any and all aoh things, if any there be on said portions of said itneots hereby yacated.

## Passed by the Gcundil NOV 281928

Approved.

Weycr of the city of Partland.
Attest:

11-9-28
order of
coundil.


Audit of of the City of port lend.

