

ORDINANCE No. 94018

An Ordinance authorizing the exchange of quitclaim deeds between Edward C. Louie and Gloria V. Louie, husband and wife, and the City of Portland, covering certain property located along S. E. 58th Avenue, and declaring an emergency.

The City of Portland does ordain as follows:

Section 1. It appearing to the Council that an error by county officials in locating a survey point at S. E. 62nd Avenue in conveying property to Edward C. Louie and Gloria V. Louie, husband and wife, has caused an overlap to exist along S. E. 58th Avenue to the extent of 30 feet, more or less, on that portion of land originally dedicated for street purposes, but no longer forming part of S. E. 58th Avenue, and a similar overlap approximately 250 feet to the west over property owned by the City of Portland; that as a consequence of said error quitclaim deeds should now be mutually exchanged between Edward C. Louie and Gloria V. Louie, husband and wife, and the City of Portland, so as to effect a unanimity of description and possession, in accordance with a corrected point of beginning; now, therefore, the Mayor and the Auditor hereby are authorized and directed to execute a quitclaim deed to Edward C. Louie and Gloria V. Louie, husband and wife, releasing any and all interest of the City of Portland in and to the following described property:

All that portion of the following described land lying and being between the west line of S. E. 58th Avenue as now established and the east line of that certain tract of land conveyed to Edward C. Louie and Gloria V. Louie by deed dated July 19, 1950, and recorded July 19, 1950, in Book 1419, at page 136, photostatic Deed Records of Multnomah County, Oregon:

Commencing at a point in the north line of the Joshua E. Witten and Nancy Witten Donation Land Claim, which is 949.04 feet west from a point in said line which is due north from the North-east corner of Section 7, Township 1 South, Range 2 East of the Willamette Meridian; running thence South 1180 feet for the true point of beginning; which point is located in the west line of S. E. 58th Avenue; thence West 250 feet to the East boundary line of that certain tract of land conveyed to H. K. Hunsacker by deed recorded May 15,

ORDINANCE No. 94018

1835, in Book 79 at page 436, Deed Records; thence South 174 feet along the East line of said Runsacker tract; thence east 250 feet to the west line of said S. E. 58th Avenue; thence North 174 feet along the West line of said S. E. 58th Avenue to the true point of beginning.

Section 2. It is understood and agreed that the above-mentioned deed shall not be executed and delivered to the above-named grantees until said grantees shall have conveyed by quitclaim deed to the City, in a form approved by the City Attorney, the following described property in exchange therefor:

A tract of land in Sections 6 and 7, Township 1 South, Range 2 East of the Willamette Meridian, in the City of Portland, County of Multnomah and State of Oregon, described as follows:

Beginning at a point in the center of S. E. Division Street, 12.925 chains east of the northwest corner of Witten Donation Land Claim and running South 86 rods; thence East 6.925 chains; thence North 86 rods to center of said street; thence West 6.925 chains to the place of beginning, in Sections 6 and 7, Township 1 South, Range 2 East of the Willamette Meridian, in the City of Portland, County of Multnomah, and State of Oregon, except the westerly 30 feet of said premises deeded to School District No. 1, and subject to the rights of the public in street area shown on official maps, said property being also designated as Tax Lot 32 of Section 7, Township 1 South, Range 2 East.

Upon receipt of said deed and approval thereof by the City Attorney, the Auditor is directed to record it in the deed records of Multnomah County, Oregon, and to forward a copy of this ordinance to the County Assessor.

Section 3. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: In that the overlapping occasioned by the surveying error should be corrected without delay; therefore, an emergency hereby

ORDINANCE No. 94018

is 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 18 1951

Dorothy M. Gullough Lee
Mayor of the City of Portland
Will Gibson

Attest:

Auditor of the City of Portland

INTRODUCED BY

Commissioner Bowes

DRAWN BY

F.J.li

Date April 6, 1951

NOTED BY THE COMMISSIONER

Affairs

Finance

Safety

Utilities

Works W.A.B.

City Attorney MOR

NOTED FOR CITY AUDITOR

PSI

JHL

APPROVED

Date

By

Chief Civil Engineer

Date

By

City Engineer

THE COMMISSIONERS VOTED
AS FOLLOWS:

	Yeas	Nays
Bear		
Bonetti		
Bowes		
Peterson		
Lee		

FOUR-FIFTHS CALENDAR

Bear	
Bonetti	
Bowes	
Peterson	
Lee	

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APR 20 1951

Filed.....

Will Gibson
Auditor of the CITY OF PORTLAND

ROBT L. MCCOY

By..... Deputy