

An Ordinance authorizing the execution of a quitclaim deed to release the interest of the City in the south 5 feet of the north 10 feet of Lot 35, Block 2, Carson Heights, and declaring an emergency.

The City of Portland does ordain as follows:

Section 1. It appearing to the Council that an easement for sewer purposes was granted to the City of Portland by The Carson Company, et al., through a strip of land 10 feet in width, being the north 10 feet of Lot 35, Block 2, Carson Heights Addition, in the City of Portland, County of Multnomah and State of Oregon; that said easement was accepted by Ordinance No. 26811 passed by the Council March 26, 1913, and said easement, dated February 27, 1913, was recorded April 14, 1913, in Book 610, Page 308, Deed Records of Multnomah County, Oregon; that since the granting of said easement a house has been constructed on said Lot 35, which residence encroaches by 5 feet upon said 10 foot easement; that said encroachment does not cover the actual sewer pipe and that it has been agreed by the present owner, Mr. Chris C. Maletis, Jr., and the City Engineer that it would be reasonable to release the City's right of easement as set forth in this section, so that a mortgage may be obtained in connection with said house; now therefore, the Mayor and Auditor hereby are authorized to execute and deliver a quitclaim deed to Chris C. Maletis and Cleo Maletis, husband and wife, conveying all the right, title and interest of the City in and to the south 5.0 feet of the north 10.0 feet of Lot 35, Block 2, Carson Heights Addition, in the City of Portland, County of Multnomah and State of Oregon, for the purpose of releasing said portion of the aforesaid sewer easement granted to the City of Portland.

Section 2. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: That there may be no unnecessary delay in

ORDINANCE No. 98381

clearing title to the property for the purpose of obtaining a mortgage, therefore, an emergency hereby is declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

MAY 8 - 1953

Passed by the Council,

Fred L. Peterson

Mayor of the City of Portland

Attest:

Will Gibson

Auditor of the City of Portland

Calendar No. 2525-1

ORDINANCE No. 98381

Title

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THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Bean	/	
Boody	/	
Bowes	/	
Earl	/	
Peterson	/	

FOUR-FIFTHS CALENDAR		
Bean	ORB	MAC
Boody		
Bowes	WAB	
Earl	SWE	JRF
Peterson	PLU	HAG

INTRODUCED BY

Commissioner Bowes

DRAWN BY

OEA:fjn

Date

5-6-53

NOTED BY THE COMMISSIONER

Affairs

Finance

Safety

Utilities

Works

WAB

City Attorney

NOTED FOR CITY AUDITOR

RSI

JHL

APPROVED

Date

5-6-53

By

L. G. Apperson

City Engineer

Date

By

Filed MAY 6 - 1953

Will Gibson
Auditor of the CITY OF PORTLAND

By R. S. IVEY
Deputy