



## ACCEPTANCE

Portland, Oregon,.....April 14, 1961

RAY SMITH  
Auditor of the City of Portland,  
Room 202, City Hall  
Portland 4, Oregon  
Dear Sir:

This is to advise the City of Portland, Oregon, that I hereby accept the terms and provisions of Ordinance No. 113406 granting a revocable permit to H. L. Kirkpatrick and Janet P. Kirkpatrick to maintain certain encroachments appurtenant to a dwelling on Terwilliger Boulevard park property in connection with Lots 5 and 6, Block 130, Caruthers Addition, continuing waiver of the Housing Code provisions relating to side yards and declaring an emergency,

and in consideration of the benefits to be received thereunder by me I hereby agree to abide by and perform each and all of the terms and provisions thereof applicable to me.

Very truly yours,

*H. L. Kirkpatrick*  
H. L. Kirkpatrick

*Janet P. Kirkpatrick*  
Janet P. Kirkpatrick

*Condon, Oregon*  
Address

[CORPORATE  
SEAL]

Approved as to form:

*H. L. Rushing*  
CHIEF DEPUTY City Attorney

\*When an acceptance is required from a firm or corporation the Acceptance must be signed by an officer of the firm or corporation stating his or her official title, and corporations must affix the corporate seal.

## ORDINANCE NO. 113406

An Ordinance granting a revocable permit to H.L. Kirkpatrick and Janet P. Kirkpatrick to maintain certain encroachments appurtenant to a dwelling on Terwilliger Boulevard park property in connection with Lots 5 and 6, Block 130, Caruthers Addition, continuing waiver of the Housing Code provisions relating to side yards and declaring an emergency.

The City of Portland does ordain as follows:

Section 1. The Council finds that a revocable permit was granted to Sidney B. Freeman and Alene B. Freeman by Ordinance No. 99060 allowing certain exemptions and encroachments on Terwilliger Boulevard park property in connection with Lots 5 and 6, Block 130, Caruthers Addition; that said property is to be sold to H.L. Kirkpatrick and Janet P. Kirkpatrick who have requested a revocable permit for the continuance of certain encroachments and side yard exemptions; that the granting of such permit would not adversely affect the public interest and should be granted; now, therefore, a revocable permit hereby is granted to H.L. Kirkpatrick and Janet P. Kirkpatrick, hereinafter referred to as Grantees, to use, maintain and continue the existing private driveway extending a distance of approximately 300 feet southeast of the east line of Terwilliger Boulevard to a garage erected on Terwilliger Boulevard park property appurtenant to Lots 5 and 6, Block 130, Caruthers Addition to the City of Portland, to use, maintain and continue the encroachment of a wooden stoop and steps projecting 4 feet from the west side of the dwelling on Terwilliger Boulevard park property with a cornice projecting 18 inches over the Terwilliger Boulevard Park property with a driveway on park property on the west side of the dwelling; and to use and maintain the dwelling along the west property line of the said tract which is the east property line of Terwilliger Boulevard Park property, and to use and maintain the one-story concrete garage now erected with a concrete floor on said park property at a distance of approximately 25 feet from the southeast corner of said dwelling; to maintain two concrete posts approximately 8 inches square and 4 feet in height on said park property on either side of the driveway at its intersection with Terwilliger Boulevard and to connect said posts with a chain gate displaying thereon a standard stop and private roadway sign, and to use and maintain the existing concrete driveway approximately 13 feet 9 inches wide, extending from the ground to the level of the attic floor of the dwelling and extending approximately 18 feet from the west side of the dwelling on and over said park property; and the side yard provisions contained in Ordinance No. 86820 (Housing Code)



## ORDINANCE No.

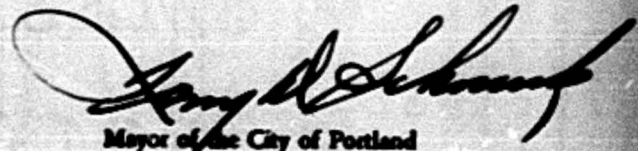
hereby are waived as to said dwelling and it is hereby exempted therefrom, all under the conditions herein contained.

Section 2. The permit hereby granted is revocable at the pleasure of the Council and no expenditure of money hereunder or lapse of time or other act or thing shall operate as an estoppel against the City of Portland or be held to give the grantee any vested or other right.

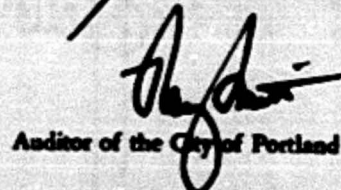
Section 3. This permit shall be deemed personal to the grantee and shall not be assignable to any other person.

Section 4. 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 order that the grantee may have immediate benefit of the privileges hereby conferred; 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.

Passed by the Council, APR 13 1961

  
Mayor of the City of Portland

Attest:

  
Auditor of the City of Portland

Calendar No. 1200

# ORDINANCE No. 113406

## Title

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### THE COMMISSIONERS VOTED AS FOLLOWS:

	Yeas	Nays
Bean	—	
Bowes	/	
Earl	/	
Grayson	/	
Schrunk	/	

### FOUR-FIFTHS CALENDAR

Bean	
Bowes	L.G.B.
Earl	ME
Grayson	MS
Schrunk	TDSP

Filed APR 12 1961

RAY SMITH

Auditor of the CITY OF PORTLAND

By *[Signature]* Deputy

INTRODUCED BY

Commissioner Bean

DRAWN BY

RLH:gm

Date 4-12-61

NOTED BY THE COMMISSIONER

Affairs

Finance *ORP*

Safety

Utilities

Works

City Attorney *[Signature]*

NOTED FOR CITY AUDITOR

*[Signature]*

APPROVED

Date

By

City Engineer

Date

By