

ACCEPTANCE

Portland, Oregon, August 7 1964

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. 118977 granting a revocable permit to the Emanuel Hospital, 2801 N. Gantenbein Avenue, Portland, Oregon 97217, to install, use and maintain two 3½-inch and one 1½-inch metal underground electrical conduits in and under the street area of N. Graham Street near N. Commercial Avenue, providing conditions, 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,

EMANUEL HOSPITAL

*
By Wesley Gustafson Jr.
Business Manager

2801 N. Gantenbein Avenue, Portland, Ore. 97227

[CORPORATE
SEAL]

Approved as to form:

Alexander H. Brown
City Attorney

RECEIVED
AUG 11 8 51 AM '64
RAY SMITH, AUDITOR
CITY OF PORTLAND, ORE.
BY JS

*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. 118977

An Ordinance granting a revocable permit to the Emanuel Hospital, 2801 N. Gantenbein Avenue, Portland, Oregon 97217, to install, use, and maintain two 3½-inch and one 1½-inch metal underground electrical conduits in and under the street area of N. Graham Street near N. Commercial Avenue, providing conditions, and declaring an emergency.

The City of Portland ordains:

Section 1. It appearing to the Council that the Emanuel Hospital has through Oscar Gustafson, Jr., made written application for permission to install, use, and maintain two 3½-inch and one 1½-inch underground metal electrical conduits in and under the street area of N. Graham Street at a depth of 30 inches below the existing grade, entering the south side of N. Graham Street at a point 11 feet east of the east line of N. Commercial Avenue adjacent to Block 4, Abends Addition, proceeding at right angles to the north and south property lines across North Graham Street and into Block 1, Abends Addition, said conduits being needed to supply a common connection between the above described properties, that the granting of the desired permission under certain conditions will not be detrimental to the Public interest; now, therefore, a revocable permit is hereby granted the Emanuel Hospital (hereinafter referred to as the grantee) to install, use, and maintain three electrical conduits in and under the street area of N. Graham Street, as previously described and located as shown on the attached plan marked "Exhibit A" and hereby made a part of this Ordinance, this permit being granted subject to the following conditions:

(a) This permit is revocable at any time at the pleasure of the Council, and no expenditure of money hereunder, or lapse of time, or any 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. Upon revocation, the grantee shall within thirty (30) days remove the said conduit from the street area and restore the said street to a condition comparable to adjacent portions of said street as required by and to the satisfaction of the City Engineer.

(b) The grantee shall maintain the surface of the street area above the said conduit including pavements, driveways and graded areas from settlement in the event that it shall become necessary for the City of Portland to make street repairs or fills on account of such settlement, the grantee shall agree to reimburse the said City for any cost incurred in connection therewith.

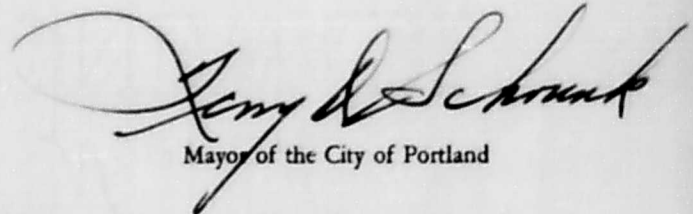
(c) This permit shall not become effective unless or until the grantee shall file with the City Auditor a document satisfactory to the City Attorney accepting the terms and conditions hereof.

Section 2. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City

ORDINANCE No.

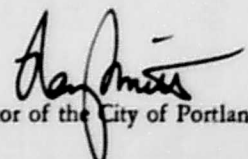
of Portland in this: In order that authority for the installation of said conduit may be had by the grantee without undue delay; therefore, an emergency is hereby declared to exist, and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, AUG 6 - 1964



George B. Schunk
Mayor of the City of Portland

Attest:



Auditor of the City of Portland

Calendar No.

3085

ORDINANCE No. 118377

Title

An Ordinance granting a revocable permit to the Emanuel Hospital, 2801 N. Gantenbein Avenue, Portland, Oregon 97217, to install, use, and maintain two 3½-inch and one 1½-inch metal underground electrical conduits in and under the street area of N. Graham Street near N. Commercial Avenue, providing conditions, and declaring an emergency.

THURSDAY

THE COMMISSIONERS VOTED
AS FOLLOWS:

	Yeas	Nays
Bean	—	
Bowes	1	
Earl	1	
Grayson	1	
Schrunk	1	

FOUR-FIFTHS CALENDAR

Bean	
Bowes	
Earl	
Grayson	
Schrunk	

Filed JUL 31 1964

RAY SMITH

Auditor of the CITY OF PORTLAND

By

Deputy

INTRODUCED BY

Commissioner Bowes

DRAWN BY

WSL/dr

Date 7-29-64

NOTED BY THE COMMISSIONER

Affairs

Finance

Safety

Utilities

Works

City Attorney

NOTED FOR CITY AUDITOR

APPROVED

Date

By

City Engineer

Date

By