

An Ordinance to vacate all ~~that~~ part of East Thirty-fourth Street north in the City of Portland, Multnomah County, Oregon, lying between the north line of Jessup Street and the south line of Simpson Street in said City.

WHEREAS, due notice was given by advertisement thereof for four successive weeks, to-wit: from February 24th, 1914, to March 24th, 1914, both dates inclusive, in the official newspaper of the City of Portland, Oregon, to-wit: The Portland Daily Abstract, published in said city, that at a regular meeting of the Council of said City to be held on Wednesday the 25th day of March, 1914, at the hour of 10 o'clock A. M., a petition would be presented to said Council, praying for the vacation of all that part of east Thirty-fourth Street north in the City of Portland, Multnomah County, Oregon, lying between the north line of Jessup Street and the south line of Simpson Street in said city, which said notice and due proof of its publication was filed in the office of the Auditor of said City on March 24th, 1914, and which said petition mentioned in said notice was filed in the office of the Auditor of said City on March 21st, 1914, and which said notice and petition are now on file in said office; and,

WHEREAS, said petition praying for the vacation of said portion of said street was duly presented to said Council on Wednesday the 25th day of March, 1914, and said petition duly set forth a description of that part of East Thirty-fourth Street north in said City sought to be vacated, and the reasons for such vacation, and was duly signed by School District No. 1 of Multnomah County, Oregon, by R. L. Sabin, Chairman, and also set forth the purpose for which the ground was proposed to be used, and to which said petition there is appended, as a part thereof, and as a basis for such vacation, and as a basis for the granting of the prayer of said petition, the consent of the owners in fee simple of more than two-thirds of the real estate fronting on both sides of said portion of said street which is proposed to be vacated, estimated in each case upon the frontage

of that portion of said street sought and desired to be vacated, such frontage commencing at a line drawn equi-distant from the termini of that portion of said street sought to be vacated and extending along such proposed vacation the entire length thereof and two hundred feet in each direction from the termini thereof, except in the northerly direction, in which direction said East Thirty-fourth Street north is not continuous, and in which case the consent of the owner to the north, immediately north of the northern terminus of that portion of East Thirty-fourth Street north, sought to be vacated and through whose property said street, if extended northerly, would extend, has been obtained, and that the consent of all of the owners in fee simple, as far as said East Thirty-fourth Street north is continuous to the north, has been obtained, which said consent of said owners is in writing and duly acknowledged before an officer authorized to take acknowledgments and is attached to said petition, and together with said petition filed with the Auditor of the City of Portland, Oregon; and,

WHEREAS, the Council did on presentation of said petition, together with the consent of the requisite number of owners and proof of publication on said 25th day of March, 1914, fix Friday the third day of April, 1914, at the hour of 10 o'clock A. M. as the time for hearing said petition and all objections that may be filed thereto; and,

WHEREAS, said Council has ascertained and determined after a full hearing of said petition at the time fixed therefor, and has and does ascertain and determine and cause it to be made a matter of record that all of the foregoing recited facts and things have been done and that the consent of the owners in fee simple of more than two-thirds of all of the real property fronting on both sides of that portion of said East Thirty-fourth Street north, which it is proposed to be vacated, estimated

in each case, upon the frontage of that portion of said street sought and desired to be vacated, such frontage commencing at a line drawn equi-distant from the termini of that portion of the street sought to be vacated and extending along such proposed vacation the entire length thereof and two hundred feet in each direction from the termini, except in the northerly direction, in which direction said East Thirty-fourth Street north is not continuous, and in which case the consent of the owner in fee simple to the north immediately north of the northern terminus of that portion of said East Thirty-fourth Street north sought to be vacated and through whose property said street if extended northerly would extend, has been obtained, and that the consent of all of the owners in fee simple, as far as said East Thirty-fourth Street north is continuous to the north, has been obtained, all in the manner and as required by the Charter of said City, and that the public interests will not be prejudiced by the vacation of said portion of said East Thirty-fourth Street to be vacated, and the said Council at the time fixed for the hearing and now so finding; and,

WHEREAS, no objections have been made or filed to the granting of said petition, and it appearing that no reasons exist why the same should not be granted in whole and it further appearing that all of the proceedings in the matter of the proposed vacation of said portion of said street have been legally and regularly conducted in accordance with the Charter of said City, and that said petition should be granted and the vacation of said portion of said street be made a matter of record; now, therefore,,

The City of Portland does ordain as follows:

Section 1. That all that portion of East Thirty-fourth Street, north, in the City of Portland, Multnomah County, Oregon,

lying between the north line of Jessup Street and the south line of Simpson Street in said City, be and the same is hereby vacated, and that such vacation be and the same hereby is made a matter of record.

Passed by the Council, Apr. 15, 1914.

H. R. ALBEE,
Mayor of the City of Portland.

Attest:

A. L. BARBUR,
Auditor of the City of Portland.