

ORDINANCE No. 100269

Dist. 10 C-6805

An Ordinance adopting the City Engineer's report made pursuant to Resolution No. 26070 on property to be acquired in connection with the 39th Avenue viaduct at Halsey Street, in the City of Portland, Oregon.

The City of Portland does ordain as follows:

Section 1. The City Engineer's report filed with the City Auditor March 5, 1954, pursuant to Resolution No. 26070 on property to be acquired in connection with the N. E. 39th Avenue viaduct at Halsey Street, in the City of Portland, Oregon, is hereby adopted, approved and confirmed, which report with maps attached is in words and figures as follows:

REPORT
of
THE CITY ENGINEER
on
PROPERTY TO BE ACQUIRED
IN CONNECTION WITH THE
N.E. 39th AVENUE VIADUCT
at
HALSEY STREET

Portland, Oregon

February 12, 1954

To the Council of the
City of Portland, Oregon

Gentlemen:

Pursuant to Resolution No. 26070, adopted by the Council January 27, 1954, directing me to make a survey and plat of the widening, altering and changing of certain segments of N.E. 39th Avenue and N.E. Halsey Street to provide the desired right-of-way for the proposed 39th Avenue Viaduct and approaches thereto, and a written report thereon as provided by the City Charter; I have made a survey and plat, which plat is filed herewith and for identification is marked "Map Showing Property to be Acquired in Connection with the N.E. 39th Avenue Viaduct."

Description of Proposed Change of
N.E. 39th Avenue and N.E. Halsey Street
by Widening and Altering the Intersection

The proposed change of said segment of N.E. 39th Avenue and N.E. Halsey Street will widen and alter the existing intersection by adding to the street area now existing the following described property as additional street area:

All of Lot 15 and the south one-half ($\frac{1}{2}$) of Lot 16, Block 5, Ralston's Addition to the City of East Portland, in the corporate limits of the City of Portland, County of Multnomah and State of Oregon.

Description of Parcels Required
for the Widening, Altering and
Changing of said Segment of N.E.
39th Avenue and N.E. Halsey Street

A complete description of each lot, tract, or parcel of land, or portion thereof, to be appropriated for said widening, altering and changing of said segment of N.E. 39th Avenue and N.E. Halsey Street is as follows:

Tract No. 1, Parcel "A":

All of Lot 15 and the south one-half ($\frac{1}{2}$) of Lot 16, Block 5, Ralston's Addition to East Portland, in the corporate limits of the City of Portland, County of Multnomah and State of Oregon.

The foregoing parcel is all of the tract of land herein designated as Tract No. 1.

CITY OF PORTLAND, OREGON
DEPARTMENT OF PUBLIC WORKS

BUREAU OF CONSTRUCTION—AWARD SHEET

The several parcels of land which are in part or all appropriated by said proposed **Changing of that Segment of N.E. 39th Ave. and /** and the damages and benefits, in my judgment, and amount of damages over benefits, amount of benefits over damages, others than owners having interest and reputed owners, are as follows:

N.E. Halsey St.

Entire Tract (as heretofore described)	Portion taken for street (as heretofore described)	Portion remaining	Damages Sustained	Proportional share of special benefits accruing	Amount of damages over such benefits	Amount of such benefits over damages	Others than owners having interest	Reputed Owner
Tract No. 1 3750 sq.ft.	Parcel "A" 3750 sq.ft.	None	\$10,500	None	\$10,500	None	Occupant at 1502 N.E. 39th Avenue. Edwin J. Welsh, Atty. Mtg. Benj. Franklin Fed. Savings & Loan dated 7/1/53, recorded 7/8/53, Book 115, page 34, Mortgage Records.	Betty T. Kunz an unmarried woman

The column headed "Damages sustained" embraces the value of land taken, including buildings and improvements, if any, and the damages, if any, to the residue. All liens, taxes, mortgages, leases and other incumbrances against the property to be appropriated for street purposes have been taken into consideration and are included in the amount of damages awarded for such appropriation. The City in the event said award is paid by it, will deduct from said award, before delivering a warrant, the amounts due for all such liens, taxes, mortgages, leases and other incumbrances. In case any additional taxes, city liens or other claims come against the property before the damages awarded are collected and are ready for payment, such additional taxes, liens or other claims shall be deducted from the amount of damages awarded or otherwise discharged.

100259

Assessment District

No assessment of benefits is contemplated and no assessment of benefits is made herein, inasmuch as the cost of this widening, altering and changing of segments of N.E. 39th Avenue and N.E. Halsey Street is to be defrayed by the City of Portland.

Summary of Parcels to be Acquired

A summary showing withal the excess of damages and the excess of benefits relative to lots, tracts and parcels of land, a part of which is embraced within the proposed widening, altering and changing of said segments of N.E. 39th Avenue and N.E. Halsey Street, which damages and benefits are off-set pro-tanto, is as follows:

<u>Tract No.</u>	<u>Parcel No.</u>	<u>Damages</u>	<u>Benefits</u>	<u>Excess Damages</u>	<u>Excess Benefits</u>
1	"A"	\$10,500	None	\$10,500	None
100% of damages to be paid by the City of Portland General Fund Appropriation Properties for Widening and Rights of Way (4650.680)		None	\$10,500	None	\$10,500
Totals		\$10,500	\$10,500	\$10,500	\$10,500

Respectfully submitted:

L. G. APPERSON
City Engineer

BLVD.

N.E. SANDY

50' AVE.

RALSTON'S

50' N.E. 39TH, AVE.

50' N.E. 40TH.

4

5

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9

Tract No. 1
Parcel A

N.E.

HALSEY & ST.

80'

- 1
- 2
- 3
- 4
- 5

G.W.R. & N. CO.

N.E. 39TH. AVE.

M A P

SHOWING PROPERTY TO BE ACQUIRED
IN CONNECTION WITH THE
N.E. 39th AVENUE VIADUCT

PORTLAND, OREGON

SCALE: 1"=10'

APPROVED

CITY ENGINEER

DATE

Reg. Prof. Engineer No. 219, Nov. 8, 1912

ORDINANCE No. 100269

Passed by the Council, APR 14 1954

Fred L. Peterson

Mayor of the City of Portland

Will Gibson.

Attest:

Auditor of the City of Portland

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

FOUR-FIFTHS CALENDAR	
Bean	
Boody	
Bowes	
Earl	
Peterson	

Calendar No. 1370
1608

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Title

An Ordinance adopting the City Engineer's report made pursuant to Resolution No. 26070 on property to be acquired in connection with the 39th Avenue viaduct at Halsey Street, in the City of Portland, Oregon

MAR 31 1954

Read 1 & 2 &

Passed to Third Reading Apr 14 1954

Filed..... MAR 25 1954

Will Gibson.
Auditor of the CITY OF PORTLAND

By..... R. S. IVEY
Deputy

INTRODUCED BY

Order of Council

DRAWN BY

RLM:fd

Date March 25, 1954

NOTED BY THE COMMISSIONER

Affairs

Finance

Safety

Utilities

Works

City Attorney

NOTED FOR CITY AUDITOR

RSI

JHL

APPROVED

Date

By

City Engineer

Date

By