

JUL-15-65 368540

- VII A 120470 6.00

RECEIPT

No. 3284

OFFICE OF  
SI COHN, COUNTY CLERK  
MULTNOMAH COUNTY, OREGON

RECORDING DEPARTMENT

NAME

*City Auditor*

FILE NO.

DOCUMENT

PARTIES

*Ord # 120470*

*6.00*

*Book 336*

*Page 148*

*July 15 1965*

120470

# County Clerk's Office, Multnomah County, Oregon

CIRCUIT COURT DEPARTMENT

LITIGATION ACCOUNT

No 1018

Reg. No. *misc.*

Portland, Oregon, *July 15* 1965

RECEIVED OF *May Smith, auditor*

*Two and 50/100*

DOLLARS

Plaintiff \$

Defendant \$

Bail \$

*Surveyor fees* \$ *2.50*

Total . . . \$ *2.50*

*Waiving a portion of the fees between Blocher 7 + 8 Pleasants June addition Ord. # 120470*

In the above entitled case.

SI COHN,  
County Clerk,

By *[Signature]* Deputy

L-15-65 360531 X III - A 2.50

120170  
899

# ACCEPTANCE

Portland, Oregon, June 3, 1965

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. 120470 vacating a portion of the alley between Blocks 7 and 8, Pleasant Home Addition, under certain conditions,

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,

[CORPORATE  
SEAL]

-----  
\* Mildred Frisbie  
-----

*Mildred Frisbie*

336 S.E. 26th Avenue, Portland, Ore. 97214

Approved as to form:

*Alexander H. Brown*  
City Attorney

RECEIVED  
JUN 8 2 18 PM '65  
RAY SMITH, AUDITOR  
CITY OF PORTLAND, ORE.  
BY

\*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. 120470

An Ordinance vacating a portion of the alley between Blocks 7 and 8, Pleasant Home Addition, under certain conditions.

The City of Portland ordains:

Section 1. The Council finds that under date of March 30, 1965 Mildred Frisbie, 336 S.E. 26th Avenue, Portland, Oregon filed a petition for the vacation of all that portion of an alley between Blocks 7 and 8, Pleasant Home Addition lying between the east line of S.E. 26th Avenue and the west line of S.E. 27th Avenue; that the purpose of the vacation is to provide a private driveway to private existing garages, as well as to eliminate the nuisance of motorcycles and other vehicles using the alley as a race track. that upon investigation by the City Engineer and the conditions necessitated by closure of the alley, it was determined by the petitioner that a part of the alley only be vacated, and the Council finds that vacation of the following described property would be in the public interest :

That portion of the alley between Blocks 7 and 8, Pleasant Home Addition, lying westerly of the southerly extension of the east line of Lot 8, Block 7, Pleasant Home Addition, in the City of Portland, County of Multnomah, State of Oregon.

that pursuant to ORS 271.130 the Council fixed a time and place for public hearing before the Council; that the City Auditor published notice of such hearing in the City official newspaper, namely the Daily Journal of Commerce in certain places in the area proposed to be vacated, all in accordance with provisions of ORS 271.110; that said matter came on regularly for hearing and no objections were made or filed thereto and the Council finds that said vacation will be in the public interest; that consents for said vacation have been received from the Planning and Zoning Commission, the State Highway Department, and said vacation will not interfere with any improvement proposed by the Commission of Public Docks, nor with reasonable access to the water front or transportation terminal; now, therefore, that certain portion of the alley hereinabove described hereby is vacated under the following conditions:

- a. That the petitioner pay all costs incidental to the vacation;
- b. Nothing herein contained shall cause or require the removal or abandonment of any sewer, water or gas main, conduit of any

## ORDINANCE No.

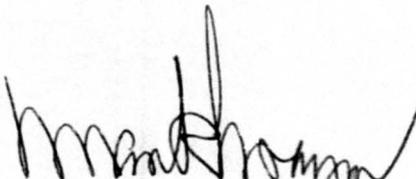
kind, wire, pole or thing used or intended to be used for any public service, and the right hereby is reserved for the owner of any such utility or thing to maintain, to repair, reconstruct, renew, replace, rebuild and/or enlarge any or all such things; no building or structure of any kind shall be built or erected within a distance of 10 feet from the center line of any such utility, except with the written consent of the City Engineer, and the owner of the utility first had, and that any and all contemplated building plans in said vacated area shall be submitted for approval to the City Engineer and to the Director of the Bureau of Buildings, to the end that such construction may be so adjusted with reference to all public utilities in said area as to cause a minimum of danger or inconvenience to the public and to the owner of such utility and to protect and preserve the same as presently constructed or hereafter reconstructed, renewed, replaced and/or enlarged.

c. That the petitioner deposit the sum of \$100 with the City Treasurer in a Trust Fund-Charges for Sidewalk Repair, to cover the estimated cost of reconstructing the intersection of the alley with S.E. 26th Avenue, and that upon completion of this reconstruction by the petitioner, at her expense, and in accordance with plans to be furnished by the City Engineer, the deposit of \$100 will be refunded to the petitioner.

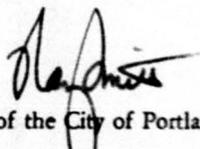
d. Petitioner shall file with the City Auditor, in form approved by the City Attorney, a document in writing accepting the terms and conditions of this ordinance.

Section 2. The City Auditor shall file with the recorder, the assessor and the surveyor of the county in which said property is located, a certified copy of this ordinance and the acceptance hereof, and any map, plat or other record which may be required by law.

Passed by the Council, JUN 2 - 1965

  
PRESIDENT OF THE COUNCIL AND ACTING  
Mayor of the City of Portland

Attest:

  
Auditor of the City of Portland

2232

~~2134~~

Calendar No.

# ORDINANCE No. 120470

## Title

An Ordinance vacating a portion of the alley between Blocks 7 and 8, Pleasant Home Addition, under certain conditions. 1 + ✓

MAY 26 1965

Read 1 & 2 &

PASSED TO THIRD READING 9:30 A. M. JUN 2 - 1965

C-8093

| THE COMMISSIONERS VOTED AS FOLLOWS: |      |      |
|-------------------------------------|------|------|
|                                     | Yeas | Nays |
| Bean                                | /    |      |
| Bowes                               | /    |      |
| Earl                                | /    |      |
| Grayson                             | /    |      |
| Schrunk                             | /    |      |

| FOUR-FIFTHS CALENDAR |  |
|----------------------|--|
| Bean                 |  |
| Bowes                |  |
| Earl                 |  |
| Grayson              |  |
| Schrunk              |  |

|                  |
|------------------|
| INTRODUCED BY    |
| Order of Council |

|              |
|--------------|
| DRAWN BY     |
| MCR:gm       |
| Date 5-20-65 |

|                           |
|---------------------------|
| NOTED BY THE COMMISSIONER |
| Affairs                   |
| Finance                   |
| Safety                    |
| Utilities                 |
| Works                     |

|                         |
|-------------------------|
| City Attorney <i>MR</i> |
|-------------------------|

|                        |
|------------------------|
| NOTED FOR CITY AUDITOR |
| <i>MS</i>              |
| <i>mc</i>              |

|                         |
|-------------------------|
| APPROVED                |
| Date                    |
| By <i>City Engineer</i> |
| Date                    |
| By                      |

Filed MAY 21 1965

**RAY SMITH**  
 Auditor of the CITY OF PORTLAND  
 By *Robert C. Hyle*  
 Deputy