



339

## ACCEPTANCE

Portland, Oregon, February 24, 1966

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. 121970 vacating a portion of N. W. Mayfair Avenue from N. W. Alexandria Avenue to the northwesterly line of Blythswood 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,

THE SALVATION ARMY, a California Corporation

[CORPORATE  
SEAL]

By: Charles M. McIntyre  
Secretary

\*  
By W. J. Parkins  
W. J. Parkins, Vice-President

3933 S.W. Kelly Avenue, Portland, Oregon 97201

Approved as to form:

Alexander H. Brown  
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.

RECEIVED  
MAR 15 8 57 AM '66  
BY [Signature]  
CITY OF PORTLAND  
CLERK OF CITY

## ORDINANCE NO. 121970

An Ordinance vacating a portion of N. W. Mayfair Avenue from N.W. Alexandria Avenue to the northwesterly line of Blythswood Addition, under certain conditions.

The City of Portland ordains:

Section 1. The Council finds that under date of December 20, 1965, the Salvation Army, by W.J. Parkins, Vice-President, 3933 S. W. Kelly Avenue, Portland 97201, filed a petition for the vacation of the following described property:

A certain portion of N.W. Mayfair Avenue, being all that portion of said N. W. Mayfair Avenue from the easterly line of N. W. Alexandria Avenue to the northerly terminus at the northwesterly line of the plat of Blythswood, in the city of Portland, County of Multnomah, State of Oregon;

that the purpose for such vacation is for general institutional purposes, the same as the adjacent ground, and particularly for expansion purposes of existing facilities; that said petition has been approved by the Commissioner of Public Works, subject to certain conditions as recommended by the City Engineer in his report dated December 8, 1965, and said petition has been approved by the Planning Commission and by the Traffic Engineer; that said petition complies in all respects with all the provisions of ORS 271.080 in that it includes the consents of owners of all abutting property and of not less than two-thirds in area of the real property affected thereby; that pursuant to ORS 271.100 the Council fixed a time and place for public hearing before the City Council; that the Auditor published notice of such hearing in the City official newspaper, namely the Daily Journal of Commerce, once each week for four consecutive weeks, and posted such notice in certain places in area proposed to be vacated, all in accordance with provisions of ORS 271.110; that said petition came on regularly for hearing at 9:30 A.M. February 9, 1966 in the Council Chambers of the City Hall in the City of Portland, and no objections nor remonstrances were made or filed against the same, and that it is in the public interest that said streets be vacated under conditions; that consents in writing have been obtained from the Port of Portland and from the Commission of Public Docks; that said vacation will not interfere with any improvements proposed by the Commission of Public Docks nor with reasonable access to the water front nor any transportation terminal, and the Council found and does now find that said vacation should be granted with conditions as herein-after set forth; now, therefore, the property described above hereby is vacated under the following conditions:

a. That the petitioner pay all costs incidental to this vacation proceedings.

## ORDINANCE No.

Nothing herein contained shall cause or require the removal or abandonment of any sewer, water or gas main, conduit of any 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, continue, repair, reconstruct, renew, replace, rebuild, and/or enlarge any and all such things; that no building or structure of any kind shall be built or erected within a distance of ten 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.

Section 2. 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 3. The City Auditor shall at the expense of the petitioner 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 thereof, and any map, plat or other record which may be required by law.

Passed by the Council, FEB 23 1966



Mayor of the City of Portland

Attest:



Auditor of the City of Portland

698

611

Calendar No.

## ORDINANCE No. 121970

## Title

An Ordinance vacating a portion of N.  
W. Mayfair Avenue from N.W.  
Alexandria Avenue to the northwest-  
erly line of Blythswood Addition,  
under certain conditions.

FEB 16 1966

Re d 1 9 2 2

PASSED TO THIRD READING 9:30 A. M. FEB 23 1966

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

AGB:gm

Date 2-10-66

NOTED BY THE COMMISSIONER

Affairs

Finance

Safety

Utilities

Works

City Attorney

RMA

NOTED FOR CITY AUDITOR

RMA

MC

APPROVED

Date

By

City Engineer

Date

By

Filed FEB 21 1966

RAY SMITH

Auditor of the CITY OF PORTLAND.

By

Deputy