

## ACCEPTANCE

RECEIVED

APR 1 4 47 AM 1968

Portland, Oregon,-----

March 29, 1968  
CITY OF PORTLAND, ORE.  
BY *elw*

RAY SMITH  
Auditor of the City of Portland,  
Room 202, City Hall  
Portland, Oregon 97204

Dear Sir:

This is to advise the City of Portland, Oregon, that I hereby accept the terms and provisions of Ordinance No. 126499, passed by the Council March 28, 1968, granting a revocable permit to Allison H. Dean and Associates to place, use and maintain a sewer line in the street area of S. W. Patton Court, 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,

*Allison Dean & Assoc.*  
ALLISON X DEAN AND ASSOCIATES

By *Allison H. Dean*  
Allison H. Dean

928 S.W. Stark Street, Portland, Ore. 97205

[CORPORATE  
SEAL]

*No corporation  
Personal ownership*

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.

WILLIAM A. BOWES  
COMMISSIONER  
DEPARTMENT OF PUBLIC WORKS



**CITY OF PORTLAND  
OREGON**

97204

1220 S.W. 5TH AVENUE • PHONE (503) 228-6141

March 29, 1968

WM. S. LIND  
CHIEF OF OPERATIONS  
NORMAN R. DRULARD, P. E.  
CITY ENGINEER

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RAY SMITH, AUDITOR  
CITY OF PORTLAND, ORE.  
BY *elr*

**STANDARD SEWER CONNECTION AGREEMENT**

In addition to the conditions accepted by Ordinance 126499,  
I hereby affirm that I will comply with Ordinance No. 76971 (the  
Public Works Code) regarding sewer charges and acceptable sewage.

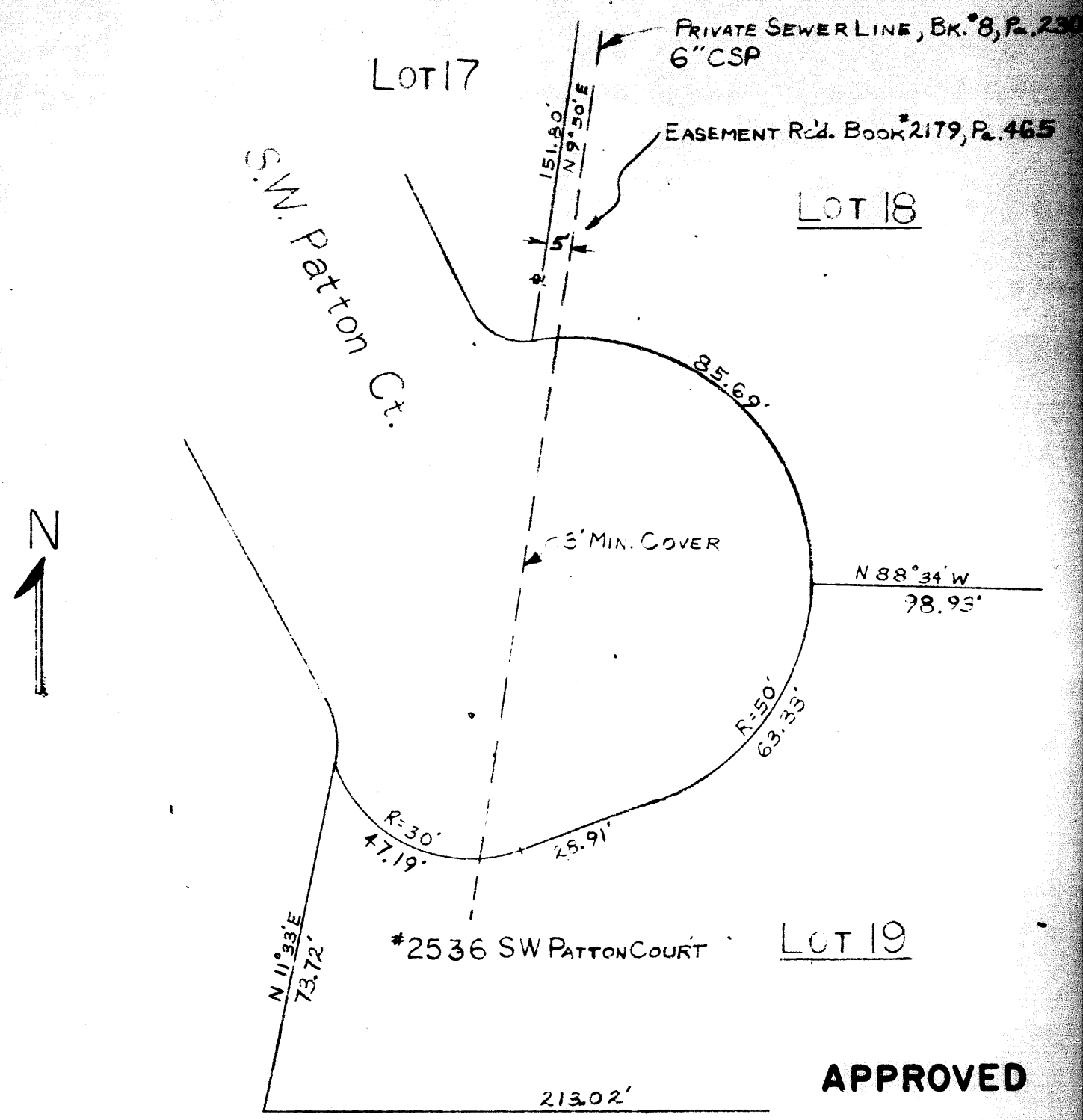
*Allison H. Dean*

ALLISON H. DEAN & ASSOCIATES

# EXHIBIT - "A"

To construct and maintain a private sewer line in the  
 011-10-200 area of SW Patton Court.

For: Allison Dean & Assoc.  
 928 SW Stark St.  
 Portland



1/4 SEC. N 3226  
 SCALE: 1"=30'  
 DWG. BY: RAS; CK. BY:

PLAN

By *[Signature]*  
 City Engineer  
 Reg. Prof. Engr. 5466

## ORDINANCE NO. 126499

An Ordinance granting a revocable permit to Allison H. Dean and Associates to place, use and maintain a sewer line in the street area of S. W. Patton Court, and declaring an emergency.

The City of Portland ordains:

Section 1. It appearing to the Council that Allison H. Dean and Associates, Realtors, 928 S. W. Stark Street, Portland, Oregon 97205, have, through Allison H. Dean, applied for permission to place, use and maintain a sewer line in the street area of S. W. Patton Court, said sewer line to serve a proposed building on Lot 19 of Kirks Addition and will connect with an existing City sewer by an easement through private property; 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 to Allison H. Dean and Associates (hereinafter referred to as the grantee) to place, use and maintain a sewer line in the street area of S. W. Patton Court, as approved by the City Engineer, and located as shown on the attached plan marked Exhibit "A" which plan is hereby made a part of this Ordinance, this permit being granted subject to the following conditions:

(a) Grantee hereby covenants and agrees that said property owned by it shall be counted in favor of any sewer line which shall be planned by the City of Portland for serving the property described above, and further covenants and agrees not to remonstrate against the construction of any such said sewer line and the assessment of said property for its proportionate portion of the cost thereof.

(b) This permit is for the use of street area only and shall not exempt the grantee from taking out any license or permit required by existing ordinance for any operation or maintenance under the permit hereby granted, now shall this permit waive the provisions of any general ordinance of the City or its Charter.

(c) The laying of said sewer line within street area shall be as directed by and to the satisfaction of the City Engineer. Any maintenance required by any portion of said sewer line within street area shall be attended to by the grantee immediately at its own cost as directed by and to the satisfaction of the City Engineer.

(d) This permit is personal to the grantee, and does not run with the land, nor may the same be transferred, assigned or otherwise disposed of by said grantee.

(e) The grantee shall hold the City of Portland, the City Engineer and each and all of the officers and employees of said City free and harmless from any claims for damages to persons or property which may be occasioned by any construction, maintenance and/or use of street area under the permit hereby granted.

## ORDINANCE No.

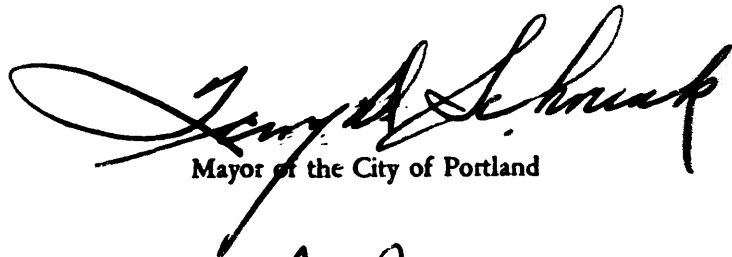
(f) This permit is revocable at any time at the discretion of the Council, and no expenditure of money hereunder, or lapse of time or other thing shall operate as an estoppel against the City of Portland or be held to give the grantee any vested or other right. Upon revocation of this permit by the Council, the grantee shall, within thirty (30) days, remove said sewer line from the street area, said removal to be as directed by and to the satisfaction of the City Engineer.

(g) The City Auditor shall cause a certified copy of this Ordinance to be recorded by the County Clerk of Multnomah County in the appropriate record of deeds in his office, and the grantee shall reimburse the City of Portland for such recording, this permit not to be effective until such reimbursement of cost has been made.

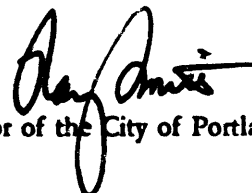
(h) This permit shall not become effective until the grantee shall have filed with the City Auditor a document satisfactory to the City Auditor accepting the terms and conditions hereof, and signed an agreement with the City providing for sewer charges and acceptable sewage.

Section 2. Inasmuch as this Ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: In order that the needed sewer line may be constructed 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, MAR 28 1968

  
Mayor of the City of Portland

Attest:

  
Auditor of the City of Portland

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Bowes	/	
Earl	/	
Grayson	/	
Ivancie	/	
Schrunk	/	

FOUR-FIFTHS CALENDAR	
Bowes	WAB
Earl	
Grayson	Moe JAP
Ivancie	FEB
Schrunk	TDS MVT

Calendar No. 1326

## ORDINANCE No. 126499

### Title

An Ordinance granting a revocable permit to Allison H. Dean and Associates to place, use and maintain a sewer line in the street area of S. W. Patton Court, and declaring an emergency.

Filed..... MAR 27 1968

**RAY SMITH**  
Auditor of the CITY OF PORTLAND

By..... Robert Ryle  
Deputy

INTRODUCED BY
Wm. A. Bowes, Commissioner

DRAWN BY
JJK:t1
Date 3-20-68

NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities
Works WAB

City Attorney
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NOTED FOR CITY AUDITOR
MS
MC

APPROVED
Date 3/25/68
By N. R. DRULARD City Engineer
Date
By