

That the City Engineer's estimate of cost per each square foot of property lying within the hereinabove described territory which will be benefitted by the Trunk Line Sewer, is the sum of \$.013.

That an assessment will be levied on all lots and parcels of land within such proposed improvement district, in proportion to the amount to which each lot or parcel of land will be benefitted.

BE IT FURTHER RESOLVED, that a written remonstrance against said proposed improvement may be filed with the City Recorder on or before the 25th day of August, 1958.

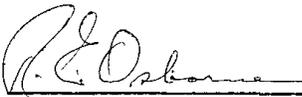
BE IT FURTHER RESOLVED, that the Chief of Police of Milwaukie, shall, within ten days from the passage of this Resolution, give notice of the passage of this Resolution by posting notices headed with the title NOTICE OF SEWER CONSTRUCTION WORK in three conspicuous places along the said above named streets; which said notice shall contain a copy of this Resolution, and shall specify the time in which a remonstrance against said proposed improvement may be filed with the City Recorder.

AND WHEREAS, it is necessary that said improvement be made as soon as possible on account of sewage disposal and drainage conditions in said district; NOW THEREFORE an emergency is declared to exist and this Resolution shall go into full force and effect immediately upon its adoption.

ADOPTED THIS 11th DAY OF August, 1958.

Leonard B. Mullan, Mayor

ATTEST:



R. E. Osborne, Recorder

RESOLUTION NUMBER 15-1958

WHEREAS, the following portion of a public street, to-wit:

Beginning at a point in the center line of S. E. 46th Avenue as laid out and platted in Martin Heights in Clackamas County, Oregon, which is the point of intersection of tangents in said S. E. 46th Avenue the Southerly tangent having a bearing of N. 60° 38' W., and the Northerly tangent having a bearing of S. 0°, 35' 34" W.; thence S. 29° 30' 38" E. 49.15 feet to a point on the Southerly line of S. E. 46th Avenue and the true point of beginning of the tract herein described; thence along the arc of a curve to the right having a radius of 49.15 feet through a central angle of 97° 12' 26" and having a long chord bearing of N. 70° 54' 20" W. a distance of 83.39 feet, thence along the arc of a curve to the right having a radius of 313.5 feet through a central angle of 13° 30' 30", and having a long chord bearing S. 70° 54' 20" E. a distance of 73.91 feet to the place of beginning.

being a portion of an intersecting public street heretofore dedicated as such in Martin Heights, the plat of which is recorded in Book 27, Page 18 RECORD OF TOWNPLATS, Clackamas County, Oregon, and

WHEREAS, on the 11 day of August, 1958, Rader & Kitson, Attorneys for Nase Construction Company, owners of Vista Cascade, a proposed

subdivision, laid before the Council of the City of Milwaukie, Oregon, a petition for the vacation of a portion of 46th Avenue, as shown described, and

WHEREAS, the Council of the City of Milwaukie, Oregon, after due consideration of the interests of the City of Milwaukie, Oregon, and its inhabitants, and after due consideration of the public generally deems it advisable to initiate proceedings to vacate the said portion of 46th Avenue pursuant to the provisions of Section 271.130 Oregon Revised Statutes, and

WHEREAS, the Council of the City of Milwaukie, Oregon, has ascertained and has determined that the market value of the property abutting upon said portion of 46th Avenue, will be increased rather than decreased by reason of said vacation, and

WHEREAS, the Council of the City of Milwaukie, Oregon has been advised that the hereinabove named owners of all the property abutting upon said portion of 46th Ave. have consented to such vacation

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Milwaukie, Oregon, that by virtue of the foregoing and by virtue of the provisions of Section 271.130, Oregon Revised Statutes, that proceedings be and the same hereby are initiated by the Council of the City of Milwaukie, Oregon, to vacate the following portion of 46th Ave.

Beginning at a point in the center line of S. E. 46th Avenue as laid out and platted in Martin Heights in Clackamas County, Oregon, which is the point of intersection of tangents in said S. E. 46th Avenue the Southerly tangent having a bearing of N. 60° 38' W., and the Northerly tangent having a bearing of S. 0° 35' 34" W.; thence S. 29° 30' 38" E. 49.15 feet to a point on the Southerly line of S. E. 46th Avenue and the true point of beginning of the tract herein described; thence along the arc of a curve to the right having a radius of 49.15 feet through a central angle of 97° 12' 26" and having a long chord bearing of N. 70° 54' 20" W. a distance of 83.39 feet; thence along the arc of a curve to the right having a radius of 313.5 feet through a central angle of 13° 30' 30", and having a long chord bearing S. 70° 54' 20" E. a distance of 73.91 feet to the place of beginning.

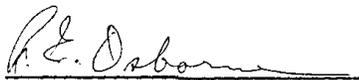
BE IT FURTHER RESOLVED that the City Recorder of the City of Milwaukie, Oregon, be and he is hereby ordered and directed to cause notices of these proceedings and the public hearing to be held thereon to be published and posted as required by the provisions of Section 271.130 and 271.110 Oregon Revised Statutes, and

BE IT FURTHER RESOLVED that the 12th day of September, 1958 be and the same hereby is fixed as the date upon which said public hearing shall be held, and the hour of eight (8:00) o'clock P.M. be and the same is hereby fixed as the time at which the said public hearing shall be held upon said date, and the Council Chamber of the City Hall, 926 Main Street, Milwaukie, Oregon, be and the same hereby is fixed as the place at which said hearing shall be held at said time on said date.

ADOPTED THIS 11 day of August, 1958

Leonard B. Mullan, Mayor

ATTEST:



R. E. Osborne, Recorder