

Order 67-19/20

Passage: 8-0 (Ali absent) on 10/21/2019

Effective 10/31/2019

ETHAN K. STRIMLING (MAYOR)  
BELINDA S. RAY (1)  
SPENCER R. THIBODEAU (2)  
BRIAN E. BATSON (3)  
JUSTIN COSTA (4)

**CITY OF PORTLAND**  
IN THE CITY COUNCIL

KIMBERLY COOK (5)  
JILL C. DUSON (A/L)  
PIOUS ALI (A/L)  
NICHOLAS M. MAVODONES, JR (A/L)

**ORDER RELEASING SEWER RIGHT OF WAY  
OVER PARCEL 189-A-3 ON SEWALL STREET**

**ORDERED**, that the City of Portland hereby releases any and all easement rights with respect to sewers, drains and stormwater facilities that the City may have over Parcel 189-A-3 on Sewall Street in substantially the form of the Release Deed attached hereto as Attachment A; and

**BE IT FURTHER ORDERED**, that the City Council hereby authorizes the City Manager or his or her designee to execute said documents and any other related documents necessary or convenient to carry out the intent of said documents and this Order.

**RELEASE DEED**

**CITY OF PORTLAND**, a body politic and corporate located in the City of Portland, County of Cumberland, and State of Maine, for consideration paid, hereby releases to Lucia M. Anderson of Portland, Maine, Cumberland County, State of Maine, both with a mailing address of 1326 Washington Ave, Portland, ME. 04103, all its right, title and interest in a certain 30 foot wide sewer right of way situated on the easterly side of Sewall Street in the City of Portland, Cumberland County, State of Maine, the centerline of which being described as follows:

**BEGINNING** at a point in the easterly sideline of Sewall Street, distant southerly along said easterly sideline of Sewall Street (as accepted in 1893) 215.23 feet from its intersection with the southerly sideline of Congress Street;

**THENCE**, easterly and making an included angle of 89° 33' with the northerly direction of said easterly side line of Sewall Street a distance of 162.95' feet more or less, to an intersection with the right of way of the Congress and Bolton Street Outlet Sewer as accepted by Order of the Portland City Council on October 1, 1923 and recorded in City Clerk Volume 50, Page 122.

Meaning and intending to release the portion of the 30 foot sewer right-of-way described in a deed from Dewer Rich to the City of Portland dated August 6, 1929 and recorded in Deed Book 1327, Page 137, Cumberland County Registry of Deeds and as shown on the attached Exhibit A, which passes over and under land now or formerly of Sarah Kate Green *et al.* as described in a deed from Stephen P. Hilton to Sarah Kate Green *et al.*, dated July 25, 2013 and recorded in said Registry in Deed Book 30878, Page 152. And as further described in a deed from Sarah Kate Green and Wilhelm K. Scherer to Lucia M. Anderson dated July 3, 2019 and recorded in Deed Book 35776, Page 210, Cumberland County Registry of Deeds. Said sewer right of way and the accompanying 12 inch vitrified clay pipe were abandoned in place in 1975.

IN WITNESS WHEREOF, the City of Portland has caused this instrument to be executed by Brendan O'Connell, its Finance Director, thereunto duly authorized, this \_\_\_ day of September, 2019.

CITY OF PORTLAND

By: \_\_\_\_\_  
City Manager, Jon P.. Jennings.  
September \_\_\_\_, 2019

\_\_\_\_\_  
Witness  
STATE OF MAINE CUMBERLAND, SS

Personally appeared the above-named Jon P. Jennings Manager of the City of Portland as aforesaid and as acknowledged the foregoing instrument to be his fee act and deed in his said capacity and the free act and deed of the City of Portland.

Before Me,

\_\_\_\_\_  
Notary Public/Attorney at Law  
Commission Expires:

