

Ordinance No.....

An Ordinance concerning the purchase of land for park purposes, and declaring an emergency.

The City of Portland Does Ordain as Follows:

Section 1. It appearing to the Council that A. C. Ruby, as the owner of the real property containing 10 acres, more or less, and fully described in Ordinance No. 38687 of the City of Portland, has accepted the offer made to him by the Superintendent of Parks pursuant to said ordinance and has agreed to convey the whole of said land to the City of Portland clear of all incumbrance for the sum of \$13,333.00 and has agreed that the amount of all liens for street and sewer construction which now cover the said land and other lands owned by him adjacent thereto, may be segregated as hereinafter set forth and that the amount chargeable to the 10 acres described in said Ordinance No. 38687 shall be assumed by the City of Portland and the amount thereof deducted from the said purchase price of said land, and it appearing to the Council that there are unpaid street and sewer assessments covering the land herein authorized to be purchased and adjoining land owned by said A. C. Ruby in the sum of \$7,720.12 and that said A. C. Ruby, as the owner of all of said land, has agreed that said assessments may be segregated and that \$3,901.23 may be imposed upon the land authorized to be purchased, and \$3,818.89 against the remaining portion of said entire tract, and it appearing that said offer constitutes a reasonable basis for segregation, the Auditor is hereby authorized to sign on behalf of the City of Portland an application for segregation of such assessment on said basis. Therefore, the Mayor and Auditor are hereby authorized to draw a warrant in favor of A. C. Ruby on the fund for parks and playgrounds of the City of Portland in the sum of \$13,333.00 less the sum of \$3,901.23 and accrued interest thereon. The said warrant shall not be delivered until said A. C. Ruby shall have presented to the Auditor a good and sufficient deed conveying to the City of Portland the land described in said Ordinance No. 38687 clear of all incumbrance, except the said assessments amounting to the sum of \$3,901.23 plus accrued interest, nor until the City Attorney shall have certified in writing to the Auditor that he has read a certificate of title or an abstract of title covering said land and that it appears therefrom that a good marketable title to said land is vested in said A. C. Ruby, clear of all incumbrance except the liens of said assessments, nor shall said warrant be delivered until said A.C. Ruby shall have signed an application

for segregation and rebonding of said assessment as hereinabove set forth.

The Mayor and Auditor are hereby authorized to draw a warrant on the fund for parks and playgrounds in favor of the Treasurer of the City of Portland in a sum sufficient to pay said assessments which under this ordinance are to be assumed by the city, to wit, the sum of \$3,901.23 plus accrued interest, and shall deliver the same to the treasurer in payment of said assessment after the segregation and rebonding above provided for have been made.

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: That the public health and welfare of the people of the City of Portland require the early establishment of a park and playground in the locality herein designated, 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 FEB 4 - 1921

Geo. L. Baker
Mayor of the City of Portland

Attest:

Geo. R. Fink
Auditor of the City of Portland.

2-4-21
T-AK
Com. Pier.

Wm. H. [unclear]