

## ORDINANCE No. 88417

An Ordinance repealing Ordinance No. 87083 passed by the Council April 21, 1948, and authorizing the purchase of Block 12 in Lydia Buckman's Addition for park and playground purposes for the purchase price of \$25,000.00 cash, accepting certain conditions pertaining thereto, and declaring an emergency.

The City of Portland does ordain as follows:

Section 1. It appearing to the Council that Block 12, Lydia Buckman's Addition in the City of Portland, Multnomah County, Oregon, may be acquired for the fair and reasonable cash price of \$25,000.00 and that it is to the interest of the City that said property be acquired for park and playground purposes and that there should be a guarantee to the grantor that said property will always be used for said purposes; now, therefore, Ordinance No. 87083 passed by the Council, April 21, 1948, hereby is repealed, and the Mayor and Auditor hereby are authorized and directed to draw and deliver to the owner, Lloyd Corporation, Ltd., 720 N.E. 12th Avenue, Portland, Oregon, a warrant in said amount upon execution and delivery to the said Auditor of a sufficient warranty deed, approved by the City Attorney as to form, conveying to the City title in fee simple to said property free and clear of all liens and encumbrances, including the taxes for the year 1948-1949 and excepting only such taxes, if any, as shall not have been entered on the tax rolls, and it is also specifically hereby provided that said warranty deed may contain provisions relative to the purpose for which the City may use said property in that the East one-half (E 1/2) of the demised premises will not be used by grantee, its successors or assigns, during the next fifty (50) years, for any purpose other than for landscape, gardening; and that the West one-half (W 1/2) of the demised premises will not be used by grantee, its successors or assigns, during the next fifty (50) years, for any purpose other than as a park and playground for the public benefit of the citizens of Portland, Oregon. Before the execution and delivery of said warrant there also shall be delivered to the Auditor a report from the City Attorney that he has examined a title report showing that the City will obtain by such deed an unencumbered title in fee simple to said property, with the exceptions noted above. Said warrant shall be drawn against and

ORDINANCE No. 88417

payable from the Public Recreational Areas Fund (5600.780).

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: Transactions like the above should be expedited and concluded without unnecessary 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, DEC 29 1948

*Earl Linn*  
Mayor of the City of Portland

Attest: *John G. ...*

Auditor of the City of Portland

ORDINANCE No. 88417

Title

An Ordinance repealing Ordinance No. 87083 passed by the Council April 21, 1948, and authorizing the purchase of Block 12 in Lydia Buckman's Addition for park and playground purposes for the purchase price of \$25,000.00 cash, accepting certain conditions pertaining thereto, and declaring an emergency.

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Bowes		
Cooper	/	
Lee	/	
Peterson	/	
Riley	/	

FOUR-FIFTHS CALENDAR	
Bowes	
Cooper	
Lee	
Peterson	
Riley	

Filed.....

*Will Gibson.*  
Auditor of the CITY OF PORTLAND

HERBERT G. ROFF

By.....  
Deputy

INTRODUCED BY

Commissioner Peterson

DRAWN BY

AWP:gn

Date 12/20/48

NOTED BY THE COMMISSIONER

Affairs

Finance F.L.P.

Safety

Utilities

Works

City Attorney AGB

NOTED FOR CITY AUDITOR

RSI

JHL

APPROVED

Date

By

Chief Civil Engineer

Date

By

City Engineer