

ORDINANCE No. 91369

An Ordinance approving and accepting terms and conditions of purchase as a part of the current park and playground program by the City of Portland from the United States government for \$40,000.00 of certain property known as East Vanport, located in Sections 3 and 4, Township 1 North, Range 1 East, W.M., Multnomah County, Oregon, authorizing the drawing and delivery of a warrant in payment therefor, authorizing the drawing of a warrant in payment for title insurance, and declaring an emergency.

The City of Portland does ordain as follows:

Section 1. The Council finds that the United States government through negotiations carried on by its General Services Administration, Liquidation Service, 1319 Second Avenue, Seattle, Washington, has offered to sell for the sum of \$40,000.00 cash to the City of Portland certain surplus real estate known as the East Vanport property, as more particularly described hereinbelow; that the terms and conditions of said offer are contained in letter dated December 20, 1949, signed by O. C. Bradeen, Regional Director of said General Services Administration, Liquidation Service, as amended by letter dated January 23, 1950, from said Regional Director, and enclosures referred to therein, and as further amended by letter dated March 16, 1950, from R. E. Blackburn, Assistant Regional Director of said General Services Administration, Liquidation Service; that acquisition of said East Vanport property by the City of Portland as a part of the current park and playground program would be beneficial to the City of Portland and in the best interests of the people of the City of Portland; that said terms and conditions referred to above and set out particularly hereinbelow are reasonable; and the Council further finds that said offer to sell to the City for \$40,000.00 and that the purchase of said property for said price and upon said negotiated terms and conditions should be approved and the offer of the United States government, through its General Services Administration, Liquidation Service, should now be formally accepted; now, therefore, the Council of the City of Portland hereby accepts and approves as terms and conditions of the purchase of certain surplus real estate known as East Vanport property, and more particularly described hereinbelow, by the City of Portland from the United States government, through its General Services Administration, as follows:

ORDINANCE No. 11200

- 1- Purchaser agrees to accept title subject to encroachment of a portion of one certain warehouse building on property adjacent to the boundaries of the property to be conveyed.
- 2- Purchaser accepts the restrictions of Executive Order 9908, dated December 9, 1947, entitled "Reservation of Source Material in Certain lands owned by the United States."
- 3- Seller agrees to save the City of Portland harmless from any claim arising out of drainage taxes assessed against the said property prior to conveyance to purchaser.
- 4- Seller agrees to define the right of ingress and egress over said property granted by instrument recorded September 10, 1947 in Ps Book 1202 at page 163, Deed Records of Multnomah County, Oregon, to Mrs. R. P. Rankin, said definition to designate an access route, a legal description of which shall be furnished by purchaser to seller within a reasonable time so that it may be included in conveyance of said property to purchaser.
- 5- Purchaser agrees to assume the burden of required recording fees on deed.
- 6- Purchaser agrees that title be conveyed by quitclaim deed without warranty express or implied, except as to the conditions and reservations as to drainage taxes, and definition of prior easement granted to Mrs. R. P. Rankin, as heretofore recited.

Section 2. The Mayor and Auditor hereby are authorized to draw and deliver a warrant for \$40,000.00 to be drawn against and charged to the Playgrounds and Parks Fund appropriation (No. 5500) payable to the Treasurer of the United States of America, and the City Auditor hereby is authorized and directed to deliver said warrant coincidentally with the delivery to the City of Portland through said Auditor of a good and sufficient deed approved as to form by the City Attorney, conveying title to the City of Portland of the following described property:

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A tract of land lying in Sections 3 and 4, Township 1 North, Range 1 East of the Willamette Meridian, Multnomah County, Oregon, more particularly described as follows:

Commencing at the section corner common to said Sections 3 and 4 on said Township line; thence South 12° 07' West 1585.0 feet to a point on the Easterly right-of-way line of N. Denver Avenue, said point being 59.0 feet Easterly from (when measured at right angles to) Engineers center line Station 62 + 78.3; thence South 11° 42' West along the said Easterly right-of-way line of N. Denver Avenue 3084.9 feet to the Southwest corner of the tract of land acquired by the United States of America from the Peninsula Public Golf Course, Inc., by Declaration of Taking filed on January 7, 1944, said corner also being the Southwest corner of a tract of land being retained by the Public Housing Administration; thence South 77° 43' East along the Southerly boundary of the said tract of land being retained by the Public Housing Administration 336.5 feet to the most Westerly Southeast corner of the said tract being retained by the Public Housing Administration and the true point of beginning of this description;

Thence along the boundary of the said tract being retained by the said Public Housing Administration the following six courses and distances; North 11° 42' East 300.0 feet; thence South 77° 43' East 150.0 feet; thence North 11° 42' East 700.0 feet; thence North 77° 43' West 286.5 feet; thence North 11° 42' East 150.0 feet; thence North 77° 43' West 58.99 feet to the most Westerly Southeast corner of a tract of land requested by the Oregon State Highway Commission; thence along the boundary of the said tract of land requested by the Oregon State Highway Commission the following five courses and distances; North 11° 42' East 2490.77 feet; thence South 88° 48' East 296.83 feet; thence South 43° 48' East 1600.23 feet; thence North 46° 12' East 20.0 feet; thence South 43° 48' East 1175.59 feet to a point on the Southerly property line of the said tract of land acquired by the United States of America from the Peninsula Public Golf Course, Inc.; thence along the Southerly property line of the said tract the following fifteen courses and distances; North 80° 02' West 117.69 feet; thence South 89° 24' West 221.95 feet; thence South 84° 45' West 396.80 feet; thence South 80° 02' West 226.85 feet; thence South 73° 20' West 182.70 feet; thence South 66° 27' West 179.60 feet; thence South 50° 42' West 159.05 feet; thence South 35° 06' West 163.80 feet; thence South 29° 21' West 469.70 feet; thence South 35° 00' West 279.80 feet; thence South 35° 49' West 457.77 feet; thence South 46° 17' West 99.05 feet; thence South 71° 00' West 85.44 feet; thence South 81° 45' West 333.85 feet; thence South 72° 05' West 131.50 feet to the true point of beginning; containing 99.415 acres.

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EXCEPTING from the above-described tract, that certain tract of land conveyed by the Federal Works Agency to Mrs. R. P. Rankin by deed dated September 10, 1947, and recorded at page 163, in Book 1202, of the Deed Records of Multnomah County, State of Oregon, said tract being more particularly described as follows:

Starting at the section corner common to said Sections 3 and 4; thence South 2736.84 feet to a point; thence East 58.88 feet to a point in the center line of North Tarawa Avenue, if extended; thence North 70° 21' East along such extended center line to a point in the center line of said North Tarawa Avenue a distance of 569.83 feet; thence at right angles to such last named point in the center line of North Tarawa Avenue, and which point is also 60 feet Easterly from a point where such center line is intersected by the center line of North Messina Street, if extended, a distance of 18 feet in a Southeasterly direction to a point in the curb line of said street as now constructed, which point is the true point of beginning;

Thence continuing Southerly on this same line at right angles to North Tarawa Avenue 78 feet from such true point of beginning to a point; thence in a Westerly direction at right angles to the last line a distance of 90 feet to a point; thence in a Northerly direction at right angles to the last line a distance of 100 feet to a point; thence in an Easterly direction at right angles to such last line a distance of 12 feet to a point in the Southerly curb line of North Tarawa Avenue as now constructed; thence Easterly following the Southerly curb line of North Tarawa Avenue in a curve to the right and then to the left, as now constructed, to the true point of beginning; containing 0.20 acres, more or less.

Said deed shall contain special provisions relative to drainage taxes, definition of prior easement to third party, and encroachment of warehouse building, substantially in accordance with the terms and conditions relative to these matters as set out hereinabove, and reservation pursuant to Executive Order 9908.

Section 3. Title insurance shall be furnished by the City of Portland and in payment therefor the Mayor and Auditor hereby are authorized and directed to draw and deliver a warrant in the sum of \$120.00 payable to Commonwealth, Inc. upon delivery of title insurance policy, the said warrant to be drawn against and charged to the Playgrounds and Parks Fund appropriation (No. 5500).

ORDINANCE No. 91269

Section 4. 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 immediate action is necessary in order that the City may not lose the opportunity to take advantage of the offer of the government in connection with the acquisition of said property for the benefit of the people of the City of Portland; therefore, an emergency hereby is 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 23 1950

Lowell McLaughlin
Mayor of the City of Portland

Attest:

Auditor of the City of Portland

By

John Buckmeier
CHIEF DEPUTY

Calendar No. 1300

ORDINANCE No. 91369

Title

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THE COMMISSIONERS VOTED AS FOLLOWS:

	Yes	Nays
Bean	/	
Bowes	/	
Cooper	/	
Peterson	-	
Lee	/	

FOUR-FIFTHS CALENDAR

Bean	OEB
Bowes	BWLS
Cooper	KLC HAG
Peterson	
Lee	Del. WJW

Filed MAR 22 1950

Will Sibson.
Auditor of the CITY OF PORTLAND

ROBT L. MCCOY

By, Deputy

INTRODUCED BY

Commissioner Bean.

DRAWN BY

HFA HFA-ak

Date March 22, 1950

NOTED BY THE COMMISSIONER

Affairs

Finance

OEB

Safety

Utilities

Works

City Attorney AGB

NOTED FOR CITY AUDITOR

RSI

APPROVED

Date

By

Chief Civil Engineer

Date

By

City Engineer