

*Repealed by Ord. No. 116464*

ORDINANCE NO. **115856**

An Ordinance authorizing the purchase of the State Highway Department's 4/10ths interest in portions of Blocks 151 and 164, Caruther's Addition to the City of Portland, at S.W. Water Avenue and S.W. Gaines Street, for the sum of \$5,000, authorizing the sale of a portion of said Block 151 to Portland General Electric Company for the sum of \$6,250, providing for the delivery of a deed and payment of costs incidental thereto, authorizing the drawing and delivery of warrants and declaring an emergency.

The City of Portland does ordain as follows:

Section 1. The Council finds that the City and State jointly own certain portions of Blocks 151 and 164, Caruther's Addition to the City of Portland, which were acquired for U.S. Highway W-99; that the hereinafter described portions of said Blocks 151 and 164, Caruther's Addition, are no longer needed, required or useful for highway purposes; that the State of Oregon, by and through its State Highway Commission, has agreed to sell its 4/10ths interest in and to said portions of Blocks 151 and 164, Caruther's Addition, as hereinafter described, to the City of Portland for the sum of \$5,000; that said purchase price to be paid by the City is fair and reasonable; that Portland General Electric Company requires a portion of said Block 151, Caruther's Addition, for both a temporary and a permanent sub-station site; that the City Planning Commission has approved the conditional use of a portion of said Block 151 for such purpose, subject to certain conditions; that Portland General Electric Company has agreed to purchase a portion of Block 151, as hereinafter described, for the sum of \$6,250; that the City Engineer and Commissioner of Public Works have approved said purchase from the State and the sale of a portion of said property to Portland General Electric Company; and that said transactions should be authorized; now, therefore, purchase of the State of Oregon's undivided 4/10ths interest in and to the following described portions of Blocks 151 and 164, Caruther's Addition to the City of Portland, is hereby authorized:

Lots 1, 2, 3, and 4, and the east 25 feet of Lots 5, 6, 7 and 8, Block 151,

and Lots 1, 2, 3 and 4, and the east 25 feet of Lots 5, 6, 7 and 8, Block 164, all in Caruther's Addition to the City of Portland as laid out by the South Portland Real Estate Association, in the City of Portland, County of Multnomah and State of Oregon.

Section 2. The sale of the following described portion of Block 151, Caruther's Addition to the City of Portland, to Portland General Electric Company for the sum of \$6,250, be and is hereby authorized and directed:

The following described portions of Lots 1 to 8, inclusive, Block 151, Caruther's Addition to the City of Portland, as laid out by the South Portland Real Estate Association, in the City of Portland, County of Multnomah, State of Oregon:

Beginning at a point on the South line of Block 151, Caruther's Addition to the City of Portland, as laid out by the South Portland Real Estate Association, which point is 35.00 feet West of the Southeast corner thereof; thence West along said South line a distance of 90 feet to a point; thence North parallel to and 125 feet distant from the East line of said Block 151 a distance of 200 feet to a point on the South line of S.W. Pennoyer Street; thence East along said South line a distance of 125.00 feet to the Northeast corner of Lot 1 of said Block 151; thence South along said East line of Block 151 a distance of 142 feet to a point; thence Southwesterly in a straight line to the true point of beginning.

Section 3. After conveyance to the City from the State of Oregon of their 4/10ths interest in the property described in Section 1. of this ordinance, the Mayor and the Auditor are hereby authorized and directed to execute and deliver a deed conveying the property described in Section 2. of this ordinance to Portland General Electric Company upon receipt of the purchase price of \$6,250 from Portland General Electric Company, such deed to be approved as to form by the City Attorney.

Section 4. The Mayor and the Auditor are hereby authorized and directed to draw and deliver the following warrants:

1. A warrant in the amount of \$47.50 payable to Pacific Title Insurance Company, 315 S.W. 4th Avenue, Portland 4, Oregon, for a preliminary title report covering the property to be conveyed to Portland General Electric Company and a title policy in the amount of the purchase price, and a warrant in the sum of \$7.15 payable to the United States Postmaster for the required revenue stamps to be affixed to the deed to Portland General Electric Company. The said warrants shall be drawn against and chargeable to the General Fund, Sundries.

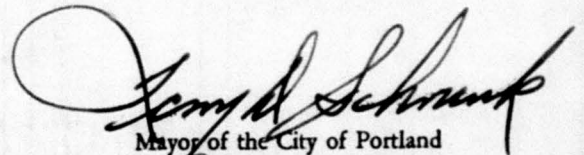
## ORDINANCE No.

2. A warrant in the sum of \$5,045.00 payable to the State Highway Commission, Salem, Oregon, which sum represents the purchase price of the State's 4/10ths interest plus the City's 6/10ths share of LeRoy D. Draper's appraisal fee. Delivery of said warrant shall be made upon receipt of a good and sufficient deed from the State Highway Commission conveying to the City its undivided 4/10ths interest in said property, which deed shall be approved as to form by the City Attorney. Such warrant shall be drawn against and chargeable to the General Fund, Purchase of Property (4685.780).

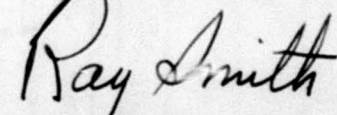
Section 5. Proceeds from the sale to Portland General Electric Company as authorized in Section 2. of this ordinance shall be credited to the General Fund, Revenues.

Section 6. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: In order that the sale of certain real property to Portland General Electric Company authorized in Section 2. of this ordinance may be completed 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, SEP 27 1962

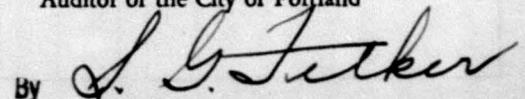
  
Mayor of the City of Portland

Attest:

  
Auditor of the City of Portland

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By   
CHIEF DEPUTY

Calendar No. 3563

ORDINANCE No. 115856

Title

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| THE COMMISSIONERS VOTED AS FOLLOWS: |      |      |
|-------------------------------------|------|------|
|                                     | Yeas | Nays |
| Bean                                | /    |      |
| Bowes                               | /    |      |
| Earl                                | -    |      |
| Grayson                             | /    |      |
| Schrunk                             | /    |      |

| FOUR-FIFTHS CALENDAR |         |
|----------------------|---------|
| Bean                 | ORBa    |
| Bowes                | W.A. Br |
| Earl                 |         |
| Grayson              | Mog AP  |
| Schrunk              | TDS MZ  |

|                   |
|-------------------|
| INTRODUCED BY     |
| Commissioner Bean |

|              |
|--------------|
| DRAWN BY     |
| OEA: jw      |
| Date 9-25-62 |

|                           |
|---------------------------|
| NOTED BY THE COMMISSIONER |
| Affairs                   |
| Finance ORBa              |
| Safety                    |
| Utilities                 |
| Works                     |

|               |
|---------------|
| City Attorney |
|---------------|

|                        |
|------------------------|
| NOTED FOR CITY AUDITOR |
| RLS                    |
| MC                     |

|               |
|---------------|
| APPROVED      |
| Date          |
| By            |
| City Engineer |
| Date          |
| By            |

Filed SEP 26 1962

RAY SMITH  
Auditor of the CITY OF PORTLAND  
By R. S. Ivey Deputy