

ORDINANCE NO.

148060

An Ordinance authorizing exchange of certain City-owned park property not needed or useful for park purposes for certain real property to be used for park purposes in the Marquam Nature Park Trail, authorizing the drawing and delivery of warrants for insurance and escrow costs, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. The City owns certain property located on S. W. Madison Street as herein-after described which was given to the City for park purposes.
2. The Bureau of Parks is unable to use such property for park purposes and the expense of maintaining such property is not appropriate under such circumstances.
3. Mr. R. C. Warren owns and is prepared to acquire certain real property that the Bureau of Parks would like to acquire for park purposes in the Marquam Nature Park Trail.
4. An exchange of the real properties between the City and Mr. R. C. Warren has been approved and recommended by the Bureau of Parks and the Commissioner in charge.
5. The real property to be acquired by the City is equal to or exceeds the value of the real property to be conveyed to Mr. Warren by the City.

NOW, THEREFORE, the Council directs:

- a. The Mayor and Auditor hereby are authorized to execute and deliver a deed to Mr. R. C. Warren conveying the following described property:

Lots 8 and 9, and the West 28.7 feet of Lot 10, Block 2, Ardmore, in the City of Portland, County of Multnomah and State of Oregon, excepting therefrom that part in street.
- b. The real property to be conveyed by the City as described in paragraph (a) shall be subject to receipt by the City of an appropriate deed approved as to form, conveying the following described real property to the City:

Parcel I: Lot 1, Portland Heights Park, in the City of Portland, County of Multnomah and State of Oregon.

Parcel II: A tract of land in Section 8, T1S, R1E, W.M., described as follows:

Beginning at a point in the east line of S. W. Arden Road which is 100 feet from the southerly line of S. W. Sherwood Drive when measured at right angles therefrom running thence easterly and southeasterly

ORDINANCE No.

10 feet from and parallel with said southerly line of S. W. Sherwood Drive to the easterly line of Section 8, T1S, R1E, W.M., thence northerly along said section line to the southerly line of S. W. Sherwood Drive; thence westerly and northeasterly along the southerly line of S. W. Sherwood Drive to the easterly line of S. W. Arden Road; thence southeasterly along said easterly line of S. W. Arden Road to the place of beginning.

- c. The exchange of real properties herein authorized may be closed in escrow if deemed appropriate by the City Attorney.
- d. The Mayor and the Auditor are authorized to draw and deliver warrants to provide an owner's title policy for this parcel, evidencing that the above-mentioned real property is free from all encumbrances except necessary easements of record; said warrants to be payable to Transamerica Title Insurance Company, 409 S. W. Ninth Avenue, Portland, Oregon 97205, attn: Carol Welch.

Section 2. The Council declares that an emergency exists in order that the exchange of real properties authorized herein may be accomplished for the benefit of both parties and that no unnecessary delay in the beneficial use of such properties shall occur; therefore, this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council,

JUL 5 1979

Commissioner Schwab
Fontaine Hagedorn/jv
June 29, 1979

Attest:

William M. Brady
PRESIDENT OF THE COUNCIL AND ACTING
Mayor of the City of Portland

Serge Gutwirth
Auditor of the City of Portland

Calendar No. 2349

ORDINANCE No. 143060

Title

An Ordinance authorizing exchange of certain City-owned park property not needed or useful for park purposes for certain real property to be used for park purposes in the Marquam Nature Park Trail, authorizing the drawing and delivery of warrants for insurance and escrow costs, and declaring an emergency.

THE COMMISSIONERS VOTED AS FOLLOWS:

	Yeas	Nays
Ivancie	1	
Jordan	1	
McCreedy	1	
Schwab	1	
Goldschmidt	1	

FOUR-FIFTHS CALENDAR

Ivancie	
Jordan	
McCreedy	
Schwab	
Goldschmidt	

Filed JUN 29 1979

GEORGE YERKOVICH

Auditor of the CITY OF PORTLAND

George Yerovich
Deputy

INTRODUCED BY

Commissioner Schwab

NOTED BY THE COMMISSIONER

Affairs

Finance and Administration

Safety

Utilities

Works

BUREAU APPROVAL

Bureau:

Parks and Recreation

Prepared By:

fr

Date:

Fontaine Hagedorn 6/29/79

Budget Impact Review: *me*

☒ Completed ☐ Not required

Bureau Head:

Christopher D. Bridges

NOTED BY

City Attorney

City Auditor

City Engineer