

## ORDINANCE No. 96770

An Ordinance providing for the purchase for municipal purposes of Block 14, Proebstel's Subdivision, an addition to Albina, by exercise of options acquired pursuant to Ordinance No. 96159 as amended by Ordinance No. 96235, providing for title insurance, 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, pursuant to Ordinance No. 96159, passed by the Council April 10, 1952, as amended by Ordinance No. 96235, passed by the Council April 24, 1952, options were acquired by the City of Portland for certain portions of Block 14, Proebstel's Subdivision, an addition to Albina in said City, giving the City the exclusive right until August 1, 1952, to purchase said property upon the conditions and at the purchase prices specified in said several options; that said City needs said portions of Block 14 covered by said options for use as storage area for equipment and material for street and sewer maintenance, repair shops for city equipment and other such municipal purposes and that by exercise of said options the City can acquire said property for the total sum not in excess of \$49,075.00 including the amount paid for said options, which sum is the reasonable value of said property, and that therefore it is to the advantage of the City and in the public interest that said options now be exercised; now, therefore, the City of Portland hereby exercises those several options heretofore obtained on behalf of the City pursuant to Ordinance No. 96159 passed by the Council April 10, 1952, as amended by Ordinance No. 96235 passed by the Council April 24, 1952, for the purchase of certain portions of Block 14, Proebstel's Subdivision, an addition to Albina in said City in the County of Multnomah, State of Oregon, and the Mayor and Auditor hereby are authorized to draw warrants chargeable to the General Fund appropriation, Purchase of Property (No. 4685), in the aggregate amount of not to exceed \$49,075.00, in the total amount not in excess of \$220.00 to Commonwealth, Inc., 731 S. W. Stark Street, Portland, Oregon, for the cost of title insurance, and in specified amounts to the payees particularly named below and, when no payee is named, to those persons as shall have been shown to have an interest in said property, such warrants to be drawn only to such persons and in such amounts as shall be approved by the City Attorney, and each and every warrant authorized hereby to be delivered only upon the delivery to the City of a good and sufficient warranty deed approved as to form by the City Attorney conveying to the City that portion of said Block 14 covered by the particular

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payment, free and clear of all liens and encumbrances, with revenue stamps attached thereto in the proper amounts as indicated below, the sale of each portion of such property to be subject to such conditions as to continued occupancy as were specified in said Ordinance No. 96159 as amended by said Ordinance No. 96235 and as are noted in the table below, the cost of title insurance to be borne by the seller, except in the option for Parcel #1 as indicated below, and paid directly to Commonwealth, Inc. by warrants of the City of Portland in the amounts specified below and credited along with the respective amount paid for each option on the purchase price for each parcel of said Block 14 as also indicated in the following table:

## Parcel #1:

Optionor: Tom Wilborn & Emma Wilborn, husband and wife  
2848 N. Borthwick Avenue

Description: Lot one (1) except the East three feet,  
in Block fourteen (14), SUBDIVISION IN PROEB-  
STEL'S ADDITION TO ALBINA

Special conditions: Cost of title insurance to be borne by City;  
Possession to be relinquished to City Feb. 1,  
1953.

Revenue stamps: \$7.70

Total Purchase Price:		\$7,000.00
Payment for option:	\$150.00	
Cost of title insurance (to be paid by warrant to Commonwealth, Inc.)	(\$25.00)	
Total Credits	\$150.00	<u>150.00</u>

Balance (to be paid by warrant as interest may appear on approval by City Attorney)		<u>\$6,850.00</u>
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## Parcel #2:

Optionor: Blanche Solyan & Jack Solyan, husband and wife  
2418 N. E. 21st Avenue

Description: The East three feet of Lot one (1), and all  
of Lot two (2), in Block fourteen (14) SUB-  
DIVISION IN PROEBSTEL'S ADDITION TO ALBINA

Special conditions: Possession to be relinquished to City  
August 1, 1952.

Revenue stamps: \$11.00

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Parcel #2 continued (Solyan)

Total Purchase Price:		\$10,000.00
Payment for option:	\$150.00	
Cost of title insurance (to be paid by warrant to Commonwealth, Inc.)	<u>27.50</u>	
Total Credits	\$177.50	<u>177.50</u>
Balance (to be paid by warrant to optionor named above)		<u>\$ 9,822.50</u>

Parcel #3:

Optionor: F. T. Nahorney, a single man  
2834 N. Borthwick Avenue

Description: Lot three (3) in Block fourteen (14), SUB-  
DIVISION IN PROEBSTEL'S ADDITION TO ALBINA

Special conditions: Possession to be relinquished to City  
February 1, 1953.

Revenue Stamps: \$5.50

Total Purchase Price:		\$4,800.00
Payment for option:	\$150.00	
Cost of title insurance (to be paid by warrant to Commonwealth, Inc.)	<u>27.50</u>	
Total Credits	\$177.50	<u>177.50</u>
Balance (to be paid by warrant to optionor named above)		<u>\$4,622.50</u>

Parcel #4:

Optionor: Olof Olsson, a single man  
2822 N. Borthwick Avenue

Description: Lot four (4) in Block fourteen (14), SUB-  
DIVISION IN PROEBSTEL'S ADDITION TO ALBINA

Special conditions: Possession to be relinquished to City  
February 1, 1953

Revenue stamps: \$3.30

Total Purchase Price		\$3,000.00
Payment for option:	\$150.00	
Cost of title insurance (to be paid by warrant to Commonwealth, Inc.)	<u>27.50</u>	
Total credits fwd		<u>177.50</u>



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Parcel #4 continued (Olsson)

Total Purchase Price forward	\$3,000.00
Total Credits forward	<u>177.50</u>

Balance (to be paid by warrant as interest may appear on approval by City Attorney)	<u>\$2,822.50</u>
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Parcel #5:

Optionor: Gertie Stanley Weeden & Fred Weeden, husband  
and wife, 2814 N. Borthwick AvenueDescription: Tax Lot 1 of Lot 5, Block 14, SUBDIVISION  
IN PROEBSTEL'S ADDITION TO ALBINASpecial conditions: Possession to be relinquished to City  
February 1, 1953.

Revenue stamps: \$7.15		
Total Purchase Price:		\$6,500.00
Payment for option:	\$150.00	
Cost of title insurance (to be paid by warrant to Commonwealth, Inc.)	<u>27.50</u>	
Total Credits	\$177.50	<u>177.50</u>

Balance (to be paid by warrant as interest may appear on approval of City Attorney)	<u>\$6,322.50</u>
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Parcel #6:

Optionor: Ira Hawkins & Oddie Hawkins, husband and wife  
639 N. Graham StreetDescription: Tax Lot 2 of Lot 5, and East 40 feet of  
Lot 6, Block 14, SUBDIVISION IN PROEBSTEL'S  
ADDITION TO ALBINASpecial conditions: Possession to be relinquished to City  
February 1, 1953.

Revenue stamps: \$5.65		
Total Purchase Price		\$5,500.00
Payment for option:	\$150.00	
Cost of title insurance (to be paid by warrant to Commonwealth, Inc.)	<u>27.50</u>	
Total Credits	\$177.50	<u>177.50</u>

Balance (to be paid by warrant as interest may appear on approval by City Attorney)	<u>\$5,322.50</u>
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Parcel #7:

Optionor:

Wilfred J. Knight, a single man  
2908 N. Kerby

Description:

Lot seven (7), Block fourteen (14),  
SUBDIVISION IN PROEBSTEL'S ADDITION  
TO ALBINA.Special conditions: Possession to be relinquished to City  
August 1, 1952.

Revenue stamps: \$4.40

Total Purchase Price:

\$4,000.00

Payment for option: \$150.00

Cost of title insurance

(to be paid by warrant  
to Commonwealth, Inc.) 27.50

Total Credits \$177.50

177.50Balance (to be paid by warrant as interest  
may appear on approval by City Attorney)\$3,822.50

Parcel #8:

Optionor:

R. E. Donaldson & Novella Donaldson, husband  
and wife, 7516 N. E. Everett

Description:

Lot sixteen (16), Block fourteen (14), SUB-  
DIVISION IN PROEBSTEL'S ADDITION TO ALBINASpecial conditions: Possession to be relinquished to City  
August 1, 1952

Revenue stamps: \$9.35

Total Purchase Price:

\$8,250.00

Payment for option: \$150.00

Cost of title insurance

(to be paid by warrant  
to Commonwealth, Inc.) 27.50

Total Credits \$177.50

177.50Balance (to be paid by warrant as interest  
may appear on approval by City Attorney)\$8,072.50

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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 said options for acquisition of property needed for municipal purposes be exercised before the expiration date thereof; 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, JUL 23 1952

*Dorothy M. Gullough Lee*  
Mayor of the City of Portland  
*Will Gibson.*

Attest:

Auditor of the City of Portland

Calendar No. 3884

# ORDINANCE No. 96770

Title

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INTRODUCED BY
Order of Council

DRAWN BY
HFA:pep
Date
7/17/52

NOTED BY THE COMMISSIONER
Affairs
Finance
Safety
Utilities
Works

City Attorney
MGR

NOTED FOR CITY AUDITOR
RSI
JHL

APPROVED
Date
By
Chief Civil Engineer
Date
By
City Engineer

## THE COMMISSIONERS VOTED AS FOLLOWS:

	Yeas	Nays
Bean	1	
Proebstel	1	
Bowes	1	
Peterson	1	
Lee	1	

## FOUR-FIFTHS CALENDAR

Bean	
Bennett	
Bowes	
Peterson	
Lee	

Filed JUL 17 1952

*Phil Gibson*  
Auditor of the CITY OF PORTLAND

ROBT L. MCCOY

By Deputy