AMENDMENTS TO CHARTER

(Continued From Preceding Page.)

nected with the purchase or condemnation of any property, easement, franchise, or rights, and the expense of the bonds issued as herein authorized, and the cost of the bridge herein provided for, with its approaches, terminals and necessary accessories, shall be paid out of the proceeds of the sale of said bonds.

From the fund herein provided for, the Executive Board of the City of Portland, Multnomah County, State of Oregon, and its successors in office, is hereby authorized and empowered, in the name of the City of Portland, to construct and build a bridge with appropriate approaches and terminals, the movable span of which shall have a clearance of not less than 135 feet above mean high water and not less than 1031 feet above zero elevation city datum, across the Willamette River in said city, from the intersection of Grand avenue and Beacon street, on the east side of said river to the intersection of Grover and Macadam streets on the west side of said river, and it shall have full power and authority, subject to such regulations as may be imposed by the United States, to build, erect and construct piers, abutments and other necessary supports in the bed of the Willamette River for the foundation of such bridge.

The Council of the City of Portland, or its successors in office, for the purpose of carrying into effect the provisions of this section, is hereby authorized and empowered to appropriate and condemn, in the name of the City of Portland, for the public use, any property occupied by or abutting upon said streets, bridge, site, approaches or terminals, or necessary or which may be required for the construction or maintenance of said bridge, approaches or terminals, including all franchises, easements, liens, approaches, structures, superstructures, leases, railroad tracks and railroad property, railway wires, rights of way, roadways, telephone and telegraph and electric light wires, which said Council, or its successors, or the Executive Board of said City, or its successors, may require to carry into effect the purposes of this section, and said property may be entered upon and examined, surveyed, selected, condemned and appropriated in the mode provided by the Charter of the City of Portland, or by the statutes of the State of Oregon, for the appropriation of property for public use or corporate purposes. And for the purpose of carrying the provisions of this section into effect, the Council of the City of Portland, or its successors in office, is authorized and empowered to appropriate and use the whole or any part of the public streets or highways of the City of Portland, and to establish or alter the grades thereof. All railway tracks laid upon said bridge or upon its approaches or terminals, shall forever be and remain the exclusive property of the City of Portland, and no exclusive privilege or franchise shall be granted to any person, railway company, or other public service corporation, for the use of the whole or any part of such bridge, approaches or terminals. And all of such privileges or franchises that may be granted by the City of Portland for the use of the whole or any part of such bridge, approaches or terminals shall be granted upon such compensation to the city as shall be determined by the Council of the City of Portland, or its successors in office. After the construction of said bridge, the Executive Board of said city, or its successors in office, may surrender and deliver the possession of the same to the County Court of Multnomah County, State of Oregon, and in case of the acceptance thereof by said County Court, such Court shall operate, control and manage the same and keep the same in repair in the same manner as other bridges crossing the Willamette River within the City of Portland are operated, controlled and managed.

All acts and parts of acts in conflict herewith are hereby repealed to the extent that they may be in conflict with the provisions hereof.

RESOLUTION NO. 5595.

BE IT RESOLVED by the Council of the City of Portland that there be and is hereby submitted to the legal voters of the City of Portland at the special city election to be held in said city on the 2nd day of November, 1912, for their adoption or rejection, an amendment to the Charter of the City of Portland to be known as Section 118 2-3 of said Charter, authorizing the sale of bonds for the construction of a bridge across the Willamette River, from the intersection of Grand avenue and Beacon street on the east side of said river, to the intersection of Grover and Macadam streets on the west side of said river, and each elector who votes upon said proposed amendment shall vote "Yes" or "No" in answer to the following question, "Shall Article VI, Chapter III of the Charter of the City of Portland be amended by inserting Section 118 2-3?" which amendment reads as follows, to-wit:

CHARTER AMENDMENT SUBMITTED TO THE VOTERS BY THE COUNCIL.

AN ACT

To amend Article VI, Chapter III, as amended, of the Charter of the City of Portland entitled, "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State, January 23, 1903, as amended, by inserting a section after Section 118½ and before Section 119 thereof, which shall be designated in the Charter as Section One Hundred Eighteen and two-thirds (118 2-3) of Article VI, Chapter III, authorizing the issue and sale of bonds of the City of Portland not exceeding eight hundred fifty thousand ($850,000.00) dollars, for the purpose of constructing a bridge across the Willamette River.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF PORTLAND, AND THE CITY OF PORTLAND DOES ORDAIN AS FOLLOWS:

That Article VI, Chapter III, as amended, of the Charter of the City of Portland, entitled, "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal, all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State January 23, 1903, be and the same is hereby amended by inserting the following section in said Article VI, Chapter III, after Section 118½ and before Section 119 thereof, which shall be designated in the Charter as Section One Hundred Eighteen and two-thirds (118 2-3) of Article VI, Chapter III, and Section 118 2-3. The Council of the City of Portland is hereby authorized in the name of and under the corporate seal of said city to issue and dispose of bonds of said City of Portland to an amount not exceeding eight hundred fifty thousand ($850,000.00) dollars of the denominations of five hundred ($500.00) dollars or one thousand ($1,000.00) dollars, as the Council may determine, and in such form as the Council shall select, with interest coupons attached thereto. Said bonds shall be signed by the Mayor and countersigned by the Auditor of the City of Portland, and each of said coupons shall have the signatures of the Mayor and Auditor of the City of Portland engraved thereon, whereby the City of Portland shall be held and considered in substance and effect to undertake and promise, in consideration of the premises, to pay to the bearer of each of said bonds, at the expiration of thirty (30) years from the date thereof, the sum named therein in gold coin of the United States, together with interest thereon in like coin at the rate of four (4) per centum per annum, payable half yearly, as provided in said coupons. The bonds issued under this ordinance shall be known as "GARBAGE CREMATORY BONDS" of the City of Portland. The bonds herein provided for and authorized to be issued shall be advertised and sold to the highest responsible bidder. The Council may reject any and all bids tendered for such bonds and proceed to readvertise the same when the bids are not satisfactory. The Treasurer of the City of Portland, Oregon, shall have the care and custody of all moneys received from the sale of said bonds, or otherwise, and shall pay out the same on warrants of the Mayor countersigned by the Auditor, and not otherwise. The proceeds from the sale of the bonds herein provided for shall be expended by the Council in the payment of the expenses of advertising and issuing said bonds, and in the acquisition of land for an incinerating plant, either in the direct purchase thereof or in pursuance of condemnation proceedings in the manner provided by the statutes of the State of Oregon for the appropriation of land for corporate purposes; and by the Board of Health in pursuance of appropriations therefor, in the construction and installation of an incinerating plant and its necessary accessories. Said incinerating plant shall be under the management, control and supervision of the Board of Health.

The Council is hereby authorized to provide a rate to be charged for the collection and removal of garbage."

RESOLUTION NO. 5596.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PORTLAND, That an Act, being an amendment to the Charter of the City of Portland, entitled, "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State, January 23, 1903, as amended, by inserting after Section 425½ and before Section 426 thereof, which shall be designated in the Charter as Section Four Hundred and Twenty-five and seven eighths (425⅞) of Chapter VII, for the purpose of purchasing a site for the said Auditorium designated in said Section 425¾, the Commission is hereby authorized to issue bonds additional to those provided for in said Section 425¾ in the sum of two hundred thousand ($200,000.00) dollars. Such bonds shall be issued and sold in the same manner as the bonds provided for in said Section 425¾, but the proceeds thereof shall be applied solely to the purchase of a site for the Auditorium Building, and for no other purpose. The bonds herein provided for shall be known as "Public Auditorium Site Bonds of the City of Portland." Such bonds shall be paid in like manner as the bonds authorized in said Section 425¾, and in addition to the Sinking Fund Levy provided for in said Section 425¾, the Council shall levy an additional tax of such fraction of a mill as will yield not less than the sum of one thousand ($1000.00) dollars, nor more than two thousand ($2000.00) dollars per year to be apportioned to a Sinking Fund for the retirement of the bonds herein provided for, in the same manner as the Sinking Fund provided for in said Section 425¾. All the powers conferred and duties devolved upon the Commission in said Section 425¾ shall apply in like manner to the bonds and proceeds thereof provided for by this section, except that the proceeds of the bonds herein provided for shall be used only for the purchase of a site.

RESOLUTION NO. 5598.

BE IT RESOLVED By the Council of the City of Portland, that there be and is hereby submitted to the legal voters of the City of Portland at the special municipal election to be held in the said city on the 2d day of November, 1912, for their adoption or rejection, an amendment to the Charter of the City of Portland to be known as Section 425¾ of said Charter authorizing the sale of bonds for the purchase of a site for the Auditorium Building, and each elector who votes upon said proposed amendment shall vote "Yes" or "No" in answer to the following question: "Shall Chapter VII of the Charter of the City of Portland be amended by inserting Section 425¾," which amendment reads as follows, to-wit:

AN ACT

To amend Chapter VII of the Charter of the City of Portland, entitled, "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State January 23, 1903, by inserting a Section in said Chapter VII after Section 425¾, and before Section 426 thereof, which shall be designated in the Charter as Section 425¾ of Chapter VII, authorizing the sale of $200,000.00 additional bonds for the purchase of a site for an Auditorium Building provided in said act.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF PORTLAND, AND THE CITY OF PORTLAND DOES ORDAIN AS FOLLOWS:

That Chapter VII of the Charter of the City of Portland, entitled, "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State January 23, 1903, as amended, be and the same is hereby amended by inserting the following section in said Chapter VII, after Section 425¾ and before Section 426 thereof, which shall be designated in the Charter as Section Four Hundred and Twenty-five and seven eighths (425⅞) of Chapter VII.

Section 425⅞. For the purpose of purchasing a site for the said Auditorium designated in said Section 425¾, the Commission is hereby authorized to issue bonds additional to those provided for in said Section 425¾ in the sum of two hundred thousand ($200,000.00) dollars. Such bonds shall be issued and sold in the same manner as the bonds provided for in said Section 425¾, but the proceeds thereof shall be applied solely to the purchase of a site for the Auditorium Building, and for no other purpose. The bonds herein provided for shall be known as "Public Auditorium Site Bonds of the City of Portland." Such bonds shall be paid in like manner as the bonds authorized in said Section 425¾, and in addition to the Sinking Fund Levy provided for in said Section 425¾, the Council shall levy an additional tax of such fraction of a mill as will yield not less than the sum of one thousand ($1000.00) dollars, nor more than two thousand ($2000.00) dollars per year to be apportioned to a Sinking Fund for the retirement of the bonds herein provided for, in the same manner as the Sinking Fund provided for in said Section 425¾. All the powers conferred and duties devolved upon the Commission in said Section 425¾ shall apply in like manner to the bonds and proceeds thereof provided for by this section, except that the proceeds of the bonds herein provided for shall be used only for the purchase of a site.

RESOLUTION NO. 5599.

BE IT RESOLVED by the Council of the City of Portland, That an Act being an Amendment to the Charter of the City of Portland, entitled "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State, January 23, 1903, as amended, and reading as follows, to-wit:

"AN ACT

To amend Section 93 of an Act entitled "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State, January 23, 1903, as amended.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF PORTLAND, AND THE CITY OF PORTLAND DOES ORDAIN AS FOLLOWS:

That Section 93 of an Act entitled "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State, January 23, 1903, as amended, be and the same is hereby amended to read as follows:

Section 93. The title, rights and interest of the City of Portland in and to all waterfront, wharf property, land under water and made land built upon same, or any lands on the water side of the high water or meander lines of navigable waters as established by the original U. S. surveys and conformed to by the original plats of the City of Portland, and all landings, wharves, docks, highways, bridges, avenues, streets, alleys, lanes, parks, and all other public places, and like property that it may now own or hereafter may acquire are hereby declared to be inalienable. The rights of the city therein shall not be divested or vacated for a distance of two thousand feet from any meander line of any navigable water, or one thousand feet from any railroad depot or terminal yard; provided, that at a greater distance than specified above from any such meander lines and railroad terminals streets may be vacated on proceedings prescribed elsewhere in this Charter, except that the ordinance of vacation shall require for its passage a vote of at least three-fourths of all the members of the Council and the approval of the Mayor. But whenever the city shall own all the property abutting upon both sides of any part of a street, and such part of the street shall be necessary for the use of such property of the city for a public purpose, the street may be vacated in the manner elsewhere provided in the Charter or the laws of the State of Oregon in force at the time for the vacation of streets; provided, however, that the right herein granted shall only be exercised when such vacation shall not interfere with any improvement proposed by the Dock Commission or with access to the waterfront or any transportation terminal.

The city may sell any buildings owned by it which may not be needed for public use. Such sale shall be made by the Executive Board in its discretion when thereto authorized by ordinance passed by a vote of at least two-thirds of all the members of the Council and approved by the Mayor, the sale to be made only at public auction. The Executive Board may rent any of the city's property not needed for public purposes, for a term not exceeding five years.

A street shall be held to fulfill its function as a street by being used in any way for the purposes of travel, transportation, or distribution by or for the public; and where a street abuts against a waterway or connects with a railroad terminal it may be occupied by any structure or machinery facilitating or necessary to travel, transportation, or distribution, and which does not interfere with full access of the public to the uses provided; and this clause shall include and apply to all structures necessary in the improvement of the public docks.

All acts and parts of acts in conflict with this amendment or any of its provisions are hereby repealed.

RESOLUTION NO. 5599.

BE IT RESOLVED by the Council of the City of Portland, That an Act being an Amendment to the Charter of the City of Portland, entitled "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State, January 23, 1903, as amended, and reading as follows, to-wit:

"AN ACT

To amend Section 93 of an Act entitled "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State, January 23, 1903, as amended.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF PORTLAND, AND THE CITY OF PORTLAND DOES ORDAIN AS FOLLOWS:

That Section 93 of an Act entitled "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State, January 23, 1903, as amended, be and the same is hereby amended to read as follows:

Section 93. The title, rights and interest of the City of Portland in and to all waterfront, wharf property, land under water and made land built upon same, or any lands on the water side of the high water or meander lines of navigable waters as established by the original U. S. surveys and conformed to by the original plats of the City of Portland, and all landings, wharves, docks, highways, bridges, avenues, streets, alleys, lanes, parks, and all other public places, and like property that it may now own or hereafter may acquire are hereby declared to be inalienable. The rights of the city therein shall not be divested or vacated for a distance of two thousand feet from any meander line of any navigable water, or one thousand feet from any railroad depot or terminal yard; provided, that at a greater distance than specified above from any such meander lines and railroad terminals streets may be vacated on proceedings prescribed elsewhere in this Charter, except that the ordinance of vacation shall require for its passage a vote of at least three-fourths of all the members of the Council and the approval of the Mayor. But whenever the city shall own all the property abutting upon both sides of any part of a street, and such part of the street shall be necessary for the use of such property of the city for a public purpose, the street may be vacated in the manner elsewhere provided in the Charter or the laws of the State of Oregon in force at the time for the vacation of streets; provided, however, that the right herein granted shall only be exercised when such vacation shall not interfere with any improvement proposed by the Dock Commission or with access to the waterfront or any transportation terminal.

The city may sell any buildings owned by it which may not be needed for public use. Such sale shall be made by the Executive Board in its discretion when thereto authorized by ordinance passed by a vote of at least two-thirds of all the members of the Council and approved by the Mayor, the sale to be made only at public auction. The Executive Board may rent any of the city's property not needed for public purposes, for a term not exceeding five years.

A street shall be held to fulfill its function as a street by being used in any way for the purposes of travel, transportation, or distribution by or for the public; and where a street abuts against a waterway or connects with a railroad terminal it may be occupied by any structure or machinery facilitating or necessary to travel, transportation, or distribution, and which does not interfere with full access of the public to the uses provided; and this clause shall include and apply to all structures necessary in the improvement of the public docks.

All acts and parts of acts in conflict with this amendment or any of its provisions are hereby repealed.

All railway tracks laid upon said bridge or upon its approaches or terminals, shall forever be and remain the exclusive property of the City of Portland, and no exclusive privilege or franchise shall be granted to any person, railway company, or other public service corporation, for the use of the whole or any part of such bridge, approaches or terminals. And all of such privileges or franchises that may be granted by the City of Portland for the use of the whole or any part of such bridge, approaches or terminals shall be granted upon such compensation to the city as shall be determined by the Council of the City of Portland, or its successors in office. After the construction of said bridge, the Executive Board of said city, or its successors in office, may surrender and deliver the possession of the same to the County Court of Multnomah County, State of Oregon, and in case of the acceptance thereof by said County Court, such Court shall operate, control and manage the same and keep the same in repair in the same manner as other bridges crossing the Willamette River within the City of Portland are operated, controlled and managed.

All acts and parts of acts in conflict herewith are hereby repealed to the extent that they may be in conflict with the provisions hereof.

ADOPTED BY THE COUNCIL AUG. 30, 1912.

A. L. BARBUR,
Auditor of the City of Portland.
By S. GRUTZE, Deputy.

BALLOT TITLE.

An Act to amend Article VI, Chapter III of the Charter of the City of Portland by inserting therein a new section to be designated as Section 118 2-3 authorizing a bond issue of eight hundred fifty thousand dollars for the construction of a high bridge across the Willamette River from the intersection of Grand avenue and Beacon street, to Grover and Macadam streets and providing for the management of said bridge.

Shall Article VI, Chapter III of the Charter of the City of Portland be amended by inserting Section 118 2-3?

104.....Yes.
105.....No.

ARGUMENT IN FAVOR OF THE SOUTH PORTLAND BRIDGE.

The voters will exercise their right of acceptance or rejection of a Bond Issue for the construction of a South Portland Bridge, which would serve as a connecting link between the Southwest and Southeast sections of the City. Strong and forcible arguments can be adduced for the favorable indorsement of the project, principally the direct benefit that would accrue to one fifth of the population by a direct communication, enabling them to reach their places of business with acceleration. For it is conceded that fully 75 per cent of the employes of the manufacturing concerns in the Southwest sections live on the Southeast side, and a large proportion of the employes of all West Side business houses are East Siders. It is also true that hundreds of the West Siders toil and do business on the East Side.

The Bridge would facilitate farmers using the Powell Valley Road on the East and the Stark and Taylor Ferry roads on the West to bring their produce to the markets with dispatch.

The construction of this bridge would relieve very materially the congestion on the present structures and prevent the delays to traffic and business now existing. The location indicated shows that navigation would not be interfered with and will afford a direct access to Ross Island, should it be acquired by the city.

Our Fire Department could the more economically distribute their forces and attend to these districts in case of fire, through the connection established by this bridge.

Rapid transit is one of the most powerful agencies in the development of any city and the upbuilding of suburban localities.

Reed Institute and College draws now and will in its growth draw a large portion of its attendance from the West Side, and needs the bridge.

The South Portland Bridge has the indorsement of every Civic, Improvement and Labor Organization in our city, and we, of this section respectfully ask the voters to give this measure their loyal and hearty support.

On behalf of the South Portland Bridge Committee.

E. L. MILLS.
BURT C. JONES.

CHARTER AMENDMENT SUBMITTED TO THE VOTERS BY THE COUNCIL.

AN ACT

To amend Chapter 7 of an Act, entitled, "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State, January 23, 1903, as amended, by inserting after Section 425½ and before Section 426, a section to be known and designated as Section 425½A.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF PORTLAND, AND THE CITY OF PORTLAND DOES ORDAIN AS FOLLOWS:

That Chapter 7 of an Act, entitled, "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State, January 23, 1903, as amended, by adding a section after Section 425½ and before Section 425¾ of said act, to be known and designated as Section 425½A, and to read as follows:

Section 425½A. The Council of the City of Portland, or its successors in office, is hereby authorized and empowered in the name of the City of Portland to issue and dispose of bonds of the City of Portland to an amount not exceeding one hundred thousand dollars, of the denominations of $500.00 or $1,000.00 as the Council may determine, under the seal of the City of Portland, with interest coupons attached thereto. The bonds issued in pursuance of the authority hereby granted shall be known as "Park and Boulevard Bonds of the City of Portland, Oregon, Series 1912," and the proceeds thereof shall be applied to the purchase of parks and small parcels of ground for neighborhood parks and for the improvement thereof, also for the laying out, establishing and improving of a system of boulevards and park ways with bridges over gulches in the City of Portland. The bonds herein provided for shall be advertised and sold to the highest responsible bidder, and the Council may, at its discretion, reject any and all bids tendered for said bonds and proceed to readvertise the same when bids are not satisfactory. All money derived from the sale of said bonds shall be in the care and custody of the Treasurer of the City of Portland and credited to a fund to be kept and known as the Park and Boulevard Fund, and shall be paid out by him on warrants of the Mayor attested by the Auditor of the City of Portland, and not otherwise. The said fund shall be expended by the Council when first recommended by the Park Board, for the purposes above enumerated and in either the direct purchase or in pursuance of condemnation proceedings, as provided in Article I, Chapter I; Article IV, Chapter III, and Article I, Chapter VI of the Charter, and in the improvement of such parks, park ways and boulevards, there being expressly reserved to the Council the right to assess lots, blocks and parcels of land in any district or districts especially or peculiarly benefited by the establishing, laying out and improving boulevards in the same manner as provided by the Charter for assessing benefits for street improvements.

RESOLUTION NO. 5597.

BE IT RESOLVED by the Council of the City of Portland, that there be and is hereby submitted to the legal voters of the City of Portland at the special city election to be held in said city on the 2nd day of November, 1912, for their adoption or rejection, an amendment to the Charter of the City of Portland to be known as Section 118 4-5 of said Charter, authorizing the sale of two million dollars of bonds for the acquisition of parks and small parcels of ground for neighborhood parks and for the improvement thereof; also for the laying out, establishing and improving of a system of boulevards and parkways, with bridges over gulches in the City of Portland, and each elector who votes upon said proposed amendment shall vote "Yes" or "No" in answer to the following question, "Shall Section 118 4-5 be added to the Charter?" which amendment reads as follows:

AN ACT

To amend Article VI, Chapter III, as amended, of the Charter of the City of Portland, entitled, "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State, January 23, 1903, by inserting a section in said Article VI, Chapter III, after Section 118½ and before Section 119 thereof, which shall be designated in the Charter as Section 118 4-5 of Article VI, Chapter III, providing for the sale of two million dollars of Park and Boulevard Bonds and authorizing the acquisition of land for parks and for the improvement of boulevards.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF PORTLAND AND THE CITY OF PORTLAND DOES ORDAIN AS FOLLOWS:

That Article VI, Chapter III, as amended, of the Charter of the City of Portland, entitled, "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State January 23, 1903, be and the same is hereby amended by inserting in said Article VI, Chapter III, as amended, a new section after Section 118½ and before Section 119 to be designated in the Charter as Section 118 4-5, which section shall read as follows:

Section 118 4-5. The Council of the City of Portland, or its successors in office, is hereby authorized and empowered, in the name of the City of Portland to issue and dispose of bonds of the City of Portland to an amount not exceeding two million dollars of the denominations of $500.00 or $1,000.00 as the Council may determine, under the seal of the City of Portland, with interest coupons attached thereto. The bonds shall be signed by the Mayor and countersigned by the Auditor of the City of Portland, and each of said coupons shall have the signatures of the Mayor and Auditor of the City of Portland engraved thereon, whereby the City of Portland shall be held and considered in substance and effect to undertake and promise in consideration of the premises to pay to the bearer of each of said bonds at the expiration of twenty-five years from the date thereof, the sum named therein in gold coin of the United States, together with interest thereon in like coin, at the rate of four per cent (4) per annum, payable half yearly, as provided in said coupons. The bonds issued in pursuance of the authority hereby granted shall be known as "Park and Boulevard Bonds of the City of Portland, Oregon, Series 1912," and the proceeds thereof shall be applied to the purchase of parks and small parcels of ground for neighborhood parks and for the improvement thereof, also for the laying out, establishing and improving of a system of boulevards and parkways with bridges over gulches in the City of Portland. The bonds herein provided for shall be advertised and sold to the highest responsible bidder, and the Council may, at its discretion, reject any and all bids tendered for said bonds and proceed to readvertise the same when bids are not satisfactory. All money derived from the sale of said bonds shall be in the care and custody of the Treasurer of the City of Portland and credited to a fund to be kept and known as the Park and Boulevard Fund, and shall be paid out by him on warrants of the Mayor attested by the Auditor of the City of Portland, and not otherwise. The said fund shall be expended by the Council when first recommended by the Park Board, for the purposes above enumerated and in either the direct purchase or in pursuance of condemnation proceedings, as provided in Article I, Chapter I; Article IV, Chapter III, and Article I, Chapter VI of the Charter, and in the improvement of such parks, parkways and boulevards, there being expressly reserved to the Council the right to assess lots, blocks and parcels of land in any district or districts especially or peculiarly benefited by the establishing, laying out and improving boulevards in the same manner as provided by the Charter for assessing benefits for street improvements.

ADOPTED BY THE COUNCIL AUG. 30, 1912.

A. L. BARBUR,
Auditor of the City of Portland.
By S. GRUTZE, Deputy.

BALLOT TITLE.

An Act to amend the Charter of the City of Portland by adding thereto Section 118 4-5 authorizing a bond issue of two million dollars for the acquisition of parks and for the establishment and improvement of boulevards and parkways and bridges over gulches.

Shall Section 118 4-5 be added to the Charter?

108.....Yes.
109.....No.

CHARTER AMENDMENT SUBMITTED TO THE VOTERS BY THE COUNCIL.

AN ACT

To amend Chapter VII of the Charter of the City of Portland, entitled, "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," as amended, filed in the office of the Secretary of State January 23, 1903, by inserting a Section in said Chapter VII after Section 425¾, and before Section 426 thereof, which shall be designated in the Charter as Section 425⅞ of Chapter VII, authorizing the sale of $200,000.00 additional bonds for the purchase of a site for an Auditorium Building provided in said act.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF PORTLAND, AND THE CITY OF PORTLAND DOES ORDAIN AS FOLLOWS:

That Chapter VII of the Charter of the City of Portland, entitled, "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State January 23, 1903, as amended, be and the same is hereby amended by inserting the following section in said Chapter VII, after Section 425¾ and before Section 426 thereof, which shall be designated in the Charter as Section Four Hundred and Twenty-five and seven eighths (425⅞) of Chapter VII.

Section 425⅞. For the purpose of purchasing a site for the said Auditorium designated in said Section 425¾, the Commission is hereby authorized to issue bonds additional to those provided for in said Section 425¾ in the sum of two hundred thousand ($200,000.00) dollars. Such bonds shall be issued and sold in the same manner as the bonds provided for in said Section 425¾, but the proceeds thereof shall be applied solely to the purchase of a site for the Auditorium Building, and for no other purpose. The bonds herein provided for shall be known as "Public Auditorium Site Bonds of the City of Portland." Such bonds shall be paid in like manner as the bonds authorized in said Section 425¾, and in addition to the Sinking Fund Levy provided for in said Section 425¾, the Council shall levy an additional tax of such fraction of a mill as will yield not less than the sum of one thousand ($1000.00) dollars, nor more than two thousand ($2000.00) dollars per year to be apportioned to a Sinking Fund for the retirement of the bonds herein provided for, in the same manner as the Sinking Fund provided for in said Section 425¾. All the powers conferred and duties devolved upon the Commission in said Section 425¾ shall apply in like manner to the bonds and proceeds thereof provided for by this section, except that the proceeds of the bonds herein provided for shall be used only for the purchase of a site.

RESOLUTION NO. 5598.

BE IT RESOLVED By the Council of the City of Portland, that there be and is hereby submitted to the legal voters of the City of Portland at the special municipal election to be held in the said city on the 2d day of November, 1912, for their adoption or rejection, an amendment to the Charter of the City of Portland to be known as Section 425¾ of said Charter authorizing the sale of bonds for the purchase of a site for the Auditorium Building, and each elector who votes upon said proposed amendment shall vote "Yes" or "No" in answer to the following question: "Shall Chapter VII of the Charter of the City of Portland be amended by inserting Section 425¾," which amendment reads as follows, to-wit:

AN ACT

To amend Chapter VII of the Charter of the City of Portland, entitled, "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," as amended, filed in the office of the Secretary of State January 23, 1903, by inserting a Section in said Chapter VII after Section 425¾, and before Section 426 thereof, which shall be designated in the Charter as Section 425⅞ of Chapter VII, authorizing the sale of $200,000.00 additional bonds for the purchase of a site for an Auditorium Building provided in said act.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF PORTLAND, AND THE CITY OF PORTLAND DOES ORDAIN AS FOLLOWS:

That Chapter VII of the Charter of the City of Portland, entitled, "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State January 23, 1903, as amended, be and the same is hereby amended by inserting the following section in said Chapter VII, after Section 425¾ and before Section 426 thereof, which shall be designated in the Charter as Section Four Hundred and Twenty-five and Seven Eighths (425⅞) of Chapter VII.

Section 425⅞. For the purpose of purchasing a site for the said Auditorium designated in said Section 425¾, the Commission is hereby authorized to issue bonds additional to those provided for in said Section 425¾ in the sum of two hundred thousand ($200,000.00) dollars. Such bonds shall be issued and sold in the same manner as the bonds provided for in said Section 425¾, but the proceeds thereof shall be applied solely to the purchase of a site for the Auditorium Building, and for no other purpose. The bonds herein provided for shall be known as "Public Auditorium Site Bonds of the City of Portland." Such bonds shall be paid in like manner as the bonds authorized in said Section 425¾, and in addition to the Sinking Fund Levy provided for in said Section 425¾, the Council shall levy an additional tax of such fraction of a mill as will yield not less than the sum of one thousand ($1000.00) dollars, nor more than two thousand ($2000.00) dollars per year to be apportioned to a Sinking Fund for the retirement of the bonds herein provided for, in the same manner as the Sinking Fund provided for in said Section 425¾. All the powers conferred and duties devolved upon the Commission in said Section 425¾ shall apply in like manner to the bonds and proceeds thereof provided for by this section, except that the proceeds of the bonds herein provided for shall be used only for the purchase of a site.

ADOPTED BY THE COUNCIL AUG. 30, 1912.

A. L. BARBUR,
Auditor of the City of Portland.
By S. GRUTZE, Deputy.

BALLOT TITLE.

An Act to amend the Charter by adding thereto Section 425¾ authorizing a bond issue of two hundred thousand dollars for the sole purpose of purchasing a site for the public auditorium building in the City of Portland.

Shall Section 425¾ be added to the Charter of the City of Portland?

110.....Yes.
111.....No.

CHARTER AMENDMENT SUBMITTED TO THE VOTERS BY THE COUNCIL.

AN ACT

To amend Section 93 of an Act entitled "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State, January 23, 1903, as amended.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF PORTLAND, AND THE CITY OF PORTLAND DOES ORDAIN AS FOLLOWS:

That Section 93 of an Act entitled "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State January 23, 1903, as amended, be and the same is hereby amended to read as follows:

Section 93. The title, rights and interest of the City of Portland in and to all waterfront, wharf property, land under water and made land built upon same, or any lands on the water side of the high water or meander lines of navigable waters as established by the original U. S. surveys and conformed to by the original plats of the City of Portland, and all landings, wharves, docks, highways, bridges, avenues, streets, alleys, lanes, parks, and all other public places, and like property that it may now own or hereafter may acquire are hereby declared to be inalienable. The rights of the city therein shall not be divested or vacated for a distance of two thousand feet from any meander line of any navigable water, or one thousand feet from any railroad depot or terminal yard; provided, that at a greater distance than specified above from any such meander lines and railroad terminals streets may be vacated on proceedings prescribed elsewhere in this Charter, except that the ordinance of vacation shall require for its passage a vote of at least three-fourths of all the members of the Council and the approval of the Mayor. But whenever the city shall own all the property abutting upon both sides of any part of a street, and such part of the street shall be necessary for the use of such property of the city for a public purpose, the street may be vacated in the manner elsewhere provided in the Charter or the laws of the State of Oregon in force at the time for the vacation of streets; provided, however, that the right herein granted shall only be exercised when such vacation shall not interfere with any improvement proposed by the Dock Commission or with access to the waterfront or any transportation terminal.

The city may sell any buildings owned by it which may not be needed for public use. Such sale shall be made by the Executive Board in its discretion when thereto authorized by ordinance passed by a vote of at least two-thirds of all the members of the Council and approved by the Mayor, the sale to be made only at public auction. The Executive Board may rent any of the city's property not needed for public purposes, for a term not exceeding five years.

A street shall be held to fulfill its function as a street by being used in any way for the purposes of travel, transportation, or distribution by or for the public; and where a street abuts against a water way or connects with a railroad terminal it may be occupied by any structure or machinery facilitating or necessary to travel, transportation, or distribution, and which does not interfere with full access of the public to the uses provided; and this clause shall include and apply to all structures necessary in the improvement of the public docks.

All acts and parts of acts in conflict with this amendment or any of its provisions are hereby repealed.

RESOLUTION NO. 5599.

BE IT RESOLVED by the Council of the City of Portland, That an Act being an Amendment to the Charter of the City of Portland, entitled "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State, January 23, 1903, as amended, and reading as follows, to-wit:

"AN ACT

To amend Section 93 of an Act entitled "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State, January 23, 1903, as amended.

BE IT ENACTED BY THE PEOPLE OF THE CITY OF PORTLAND, AND THE CITY OF PORTLAND DOES ORDAIN AS FOLLOWS:

That Section 93 of an Act entitled "An Act to incorporate the City of Portland, Multnomah County, State of Oregon, and to provide a Charter therefor, and to repeal all acts or parts of acts in conflict therewith," filed in the office of the Secretary of State, January 23, 1903, as amended, be and the same is hereby amended to read as follows:

Section 93. The title, rights and interest of the City of Portland in and to all waterfront, wharf property, land under water and made land built upon same, or any lands on the water side of the high water or meander lines of navigable waters as established by the original U. S. surveys and conformed to by the original plats of the City of Portland, and all landings, wharves, docks, highways, bridges, avenues, streets, alle