

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON**

RESOLUTION NO. 04-133

Approving Transfer of Tax Foreclosed Property to the City of Gresham, for Non-Housing, Public Purposes

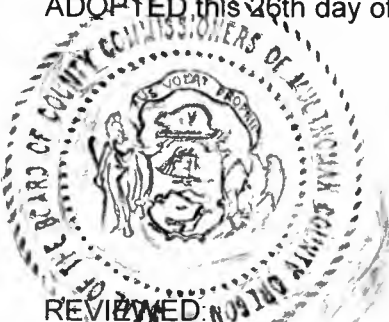
The Multnomah County Board of Commissioners Finds:

- a. ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b. The City of Gresham, Department of Environmental Services has requested transfer of three tax foreclosed properties for non-housing, public purposes as described in the attached deed (Property).
- c. On August 12 2004, the Board scheduled a public hearing on August 26, 2004, for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing. The Division published the notice as directed and as required by ORS 271.330 (5) and MCC § 7.407.
- d. After holding the public hearing, the Board determined the Property is no longer needed by the County and is eligible for transfer for public purpose, and the transfer will serve the public interest and will be for minimal monetary consideration.

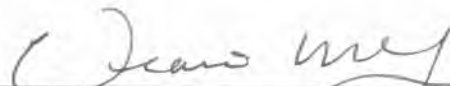
The Multnomah County Board of Commissioners Resolves:

1. The Property described in Exhibit A to the attached deed is transferred to the City of Gresham for a minimal monetary consideration, (City), provided that the Property is used and continues to be used by the City for public purposes. Should the Property cease to be used for public purposes, any interest of the City in the Property is terminated and fee title shall revert to Multnomah County.
2. The Chair is directed to execute the attached deed conveying the Property to the City.


ADOPTED this 26th day of August 2004.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Diane M. Linn, Chair

REVIEWED:
AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Christopher D. Grean, Assistant County Attorney

After recording return to:
MULTNOMAH COUNTY TAX TITLE
503/4/TT

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to the CITY OF GRESHAM, a municipal corporation of the State of Oregon, Grantee, the following three separate parcels of real property, located in the City of Gresham, Multnomah County, Oregon:

Provided that said property shall be used and continue to be used by the Grantee for public purposes, and should this property cease to be used for public purposes by the Grantee, the interests of the Grantee shall automatically terminate and title shall revert to the Grantor.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of Commissioners this 26th day of August 2004, by authority of a Resolution of the Board of County Commissioners entered of record.

Diane M. Linn, Chair

By _____
Rob Fussell, City Manager

This Deed was acknowledged before me this 26th day of August 2004, by Diane M. Linn, to me personally known, as Chair of the Multnomah County Board of Commissioners, on behalf of the County by authority of the Multnomah County Board of Commissioners.

Deborah Lynn Bogstad
Notary Public for Oregon
My Commission expires: 6/27/05

**EXHIBIT A TO
DEED TO CITY OF GRESHAM**

PARCEL NO. 1 – D051966 LEGAL DESCRIPTION:

Lot R, WILLOWBROOK

Tax Account No.: R309082
Amount Paid for Transfer \$100

PARCEL NO. 2 – D051967 LEGAL DESCRIPTION:

Lot S, WILLOWBROOK

Tax Account No.: R309083
Amount Paid for Transfer \$100

PARCEL NO. 3 – D051968 LEGAL DESCRIPTION

A tract of land situated in the Southwest one-quarter of Section 10 Township 1 South, Range 3 East of the Willamette Meridian in the County of Multnomah and State of Oregon, more particularly described as follows:

BEGINNING in the one-half section line dividing Section 10 into East and West one-halves, 49.00 feet North of the Southwest corner of the Southeast one-quarter of said Section; thence Easterly parallel to the South line of said section to the center of County road; thence North 42° 01' 45" West along the said road to where the centerline of said County road intersects the one-half Section line dividing Section 10 into East and West halves; thence Southerly along the said one-half Section line to the point of beginning.

EXCEPTING THEREFROM that part lying within the following described tract.

Beginning on the Westerly line of S.E. Roberts Avenue, North 118.29 feet and East 39.65 feet from the South one-quarter corner of Section 10; thence South 33°56' 00" West a distance of 82.31 feet; thence North 88°51'00" East 100.00 feet more or less to the Westerly line of S.E. Roberts Avenue; thence North 40°12'30" West 86.80 feet to the point of beginning.

ALSO EXCEPTING THEREFROM all that portion lying within S.E. Roberts Avenue.

Tax Account No.: R339024
Amount Paid for Transfer \$100