

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

**RESOLUTION NO. 2016-125**

Rescinding a Portion of Resolution No. 2016-040 Authorizing Acquisition of Real Property for a Maintenance Project on the Burnside Bridge.

**The Multnomah County Board of Commissioners Finds:**

- a. On May 12<sup>th</sup> 2016, the County's Transportation Division sought and this Board adopted Resolution No. 2016-040, authorizing negotiations for the acquisition of certain real property for the Burnside Bridge Maintenance Project (the "Project"); identified as Parcels No. 1 through 7, being more particularly described in Exhibit A to Resolution No. 2016-040, a copy of which is attached to this Resolution as Attachment 1.
- b. The Transportation Division has determined that one of the properties included in Resolution No. 2016-040 is no longer needed for the Project, specifically Parcel No. 7 as described in Exhibit A to said Resolution, and now respectfully requests that the Board rescind Resolution No. 2016-040, in part, as Resolution No. 2016-040 pertains to Parcel No. 7 (the "Property").
- c. This Project has been planned and located in a manner that is most compatible with the greatest public good and the least private injury.

**The Multnomah County Board of Commissioners Resolves:**

1. Resolution No. 2016-040, adopted by this Board on May 12<sup>th</sup> 2016, is hereby rescinded, in part, only as it pertains to Parcel No. 7 as described in Exhibit A to Resolution No. 2016-040, a copy of which is attached and incorporated herein as Attachment 1.
2. It is no longer necessary to acquire the Property for purposes of the Project.
3. The Transportation Division is directed to rescind any and all offers made to property owners to acquire the Property.
4. All other provisions of Resolution No. 2016-040 shall remain in full force and effect.

**ADOPTED this 8th day of December, 2016.**



BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

*Deborah Kafoury*

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Deborah Kafoury, Chair

REVIEWED:  
JENNY M. MADKOUR, COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By *Courtney Lords*  
Courtney Lords, Assistant County Attorney

# Attachment 1



## EXHIBIT "A"

### PARCEL 1 TEMPORARY CONSTRUCTION EASEMENT (2 years duration)

A parcel of land situated in the southeast one-quarter of Section 34 and the John H. Couch DLC No. 52 in Township 1 North, Range 1 East of the Willamette Meridian, Multnomah County, Oregon and being a portion of that property conveyed to Mercy Corps conveyed in that Statutory Special Warranty Deed recorded on June 25, 2015 as Document No. 2015-076689, Multnomah County Deed Records; said parcel being a portion of said property included in a strip of land 60.00 feet wide and lying on the south side of the centerline of West Burnside Street, which centerline is described below.

The widths in feet of the strip of land above referred to are as follows:

Station	to	Station	Width on the South side of Centerline
3+75.00		5+65.00	60.00

Excepting therefrom the existing right-of-way of West Burnside Street.

The parcel of land to which this description applies contains 925 square feet, more or less.

### PARCEL 2 TEMPORARY CONSTRUCTION EASEMENT (2 years duration)

A parcel of land situated in the southeast one-quarter of Section 34 and the John H. Couch DLC No. 52 in Township 1 North, Range 1 East of the Willamette Meridian, Multnomah County, Oregon and being a portion of that property described as Parcel II and Parcel III and conveyed to OXF White Stag, LLC in that Warranty Deed, recorded November 2, 2015 as Document No. 2015-140953, Multnomah County Deed Records; said parcel being a portion of said property included in a strip of land 57.00 feet wide and lying on the north side of the centerline of Burnside Street, which centerline is described below.

The widths in feet of the strip of land above referred to are as follows:

Station	to	Station	Width on the North side of Centerline
3+62.29		3+77.29	57.00

Excepting therefrom the existing right-of-way of West Burnside Street.

The parcel of land to which this description applies contains 30 square feet, more or less.

PARCEL 3 TEMPORARY CONSTRUCTION EASEMENT (2 years duration)

A parcel of land situated in the southeast one-quarter of Section 34 and the John H. Couch DLC No. 52 in Township 1 North, Range 1 East of the Willamette Meridian, Multnomah County, Oregon and being a portion of that property described as Parcel II and Parcel III and conveyed to OXF White Stage, LLC in that Warranty Deed, recorded November 2, 2015 as Document No. 2015-140953, Multnomah County Deed Records; said parcel being a portion of said property included in a strip of land 57.00 feet wide and lying on the north side of the centerline of Burnside Street, which centerline is described below.

The widths in feet of the strip of land above referred to are as follows:

Station	to	Station	Width on the North side of Centerline
4+68.09		4+78.09	57.00

Excepting therefrom the existing right-of-way of West Burnside Street.  
The parcel of land to which this description applies contains 20 square feet, more or less.

PARCEL 4 TEMPORARY CONSTRUCTION EASEMENT (2 years duration)

A parcel of land situated in the southeast one-quarter of Section 34 and the John H. Couch DLC No. 52 in Township 1 North, Range 1 East of the Willamette Meridian, Multnomah County, Oregon and being a portion of that property described as Parcel II and Parcel III and conveyed to OXF White Stage, LLC in that Warranty Deed, recorded November 2, 2015 as Document No. 2015-140953, Multnomah County Deed Records; said parcel being a portion of said property included in a strip of land 57.00 feet wide and lying on the north side of the centerline of Burnside Street, which centerline is described below.

The widths in feet of the strip of land above referred to are as follows:

Station	to	Station	Width on the North side of Centerline
4+68.09		4+98.09	57.00

Excepting therefrom the existing right-of-way of West Burnside Street.  
The parcel of land to which this description applies contains 60 square feet, more or less.

PARCEL 5 TEMPORARY CONSTRUCTION EASEMENT (2 years duration)

A parcel of land situated in the southeast one-quarter of Section 34 and the Jacob Wheeler DLC No. 52 in Township 1 North, Range 1 East of the Willamette Meridian, Multnomah County,

Oregon and being a portion of that property described as Parcel I and Parcel II and conveyed to Block 67 Development, LLC in that Bargain and Sale Deed, recorded on August 12, 2014 as Document No. 2014-079245, Multnomah County Deed Records; said parcel being a portion of said property included in a strip of land variable in width and lying on the north side of the centerline of Burnside Street, which centerline is described below.

The widths in feet of the strip of land above referred to are as follows:

Station	to Station	Width on the North side of Centerline
23+00.00	23+69.38	55.64 in a straight line to 58.14
23+69.38	25+15.00	58.14 in a straight line to 59.00

Excepting therefrom the existing right-of-way of East Burnside Street.  
 The parcel of land to which this description applies contains 802 square feet, more or less.

PARCEL 6 TEMPORARY CONSTRUCTION EASEMENT (2 years duration)

A parcel of land situated in the southeast one-quarter of Section 34 and the Jacob Wheeler DLC No. 52 in Township 1 North, Range 1 East of the Willamette Meridian, Multnomah County, Oregon and being a portion of that property conveyed to Nemarnik Family Properties LLC., recorded on April 2, 2004 as Document No. 2001-054754 Multnomah County Deed Records; said parcel being a portion of said property included in a strip of land of 70 feet wide lying on the south side of the centerline of Burnside Street, which centerline is described below.

The widths in feet of the strip of land above referred to are as follows:

Station	to Station	Width on the South side of Centerline
23+10.00	24+15.00	70.00

Excepting therefrom the existing right-of-way of East Burnside Street.  
 The parcel of land to which this description applies contains 1500 square feet, more or less.

PARCEL 7 TEMPORARY CONSTRUCTION EASEMENT (2 years duration)

A parcel of land situated in the southeast one-quarter of Section 34 and the Jacob Wheeler DLC No. 52 in Township 1 North, Range 1 East of the Willamette Meridian, Multnomah County, Oregon and being a portion of that property conveyed to Templeton Office Investments, LLC in that Statutory Warranty Deed, recorded on January 14, 2013 as Document No. 2013-002723, Multnomah County Deed Records; said parcel being a portion of said property included in a strip of land 57.00 feet wide and lying on the south side of the centerline of Burnside Street, which centerline is described below.

The widths in feet of the strip of land above referred to are as follows:

Station	to Station	Width on the South side of Centerline
24+51.21	24+71.21	57.00

Excepting therefrom the existing right-of-way of East Burnside Street.  
The parcel of land to which this description applies contains 40 square feet, more or less.

CENTERLINE DESCRIPTION OF A PORTION OF BURNSIDE STREET

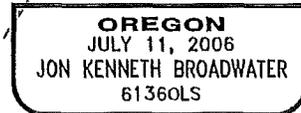
A road centerline situated in the southeast one-quarter of Section 34, the southwest one-quarter of Section 35, the John H. Couch DLC No. 52, and the Jacob Wheeler DLC No. 68, all in Township 1 North, Range 1 East of the Willamette Meridian, Multnomah County, Oregon.

Beginning at the intersection of the centerline of West Burnside Street and the east right of way line of S.W 2<sup>nd</sup> Ave. (West Second Street) (Station 1+00.00) described in City of Portland resolution #14155, said intersection being North 88° 27' 54" East 550.00 feet from a 1- ¼ inch brass cap in a monument box marking the centerline intersection of West Burnside Street and N.W. 4<sup>th</sup> Ave.; thence South 88° 26' 55" East 2607.09 feet to the intersection of the centerline of East Burnside Street and the west right of way line of Martin Luther King Boulevard (Station 27+70.09) and the terminus of this description; said intersection being North 89° 48' 15" West 1069.80 feet from a ½ inch iron pipe in a monument box marking the centerline intersection of East Burnside Street and N.E. 8<sup>th</sup> Ave.

Prepared by:  
Jon K. Broadwater PLS OR 61360



*Jon K. Broadwater*



RENEWS: 12/31/17