

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 2012-160

Approving the Acquisition of Certain Real Property Interests for the SE Troutdale Road Project from the City of Troutdale.

The Multnomah County Board of Commissioners Finds:

- a. Multnomah County has reached a proposed settlement with the City of Troutdale, the owner of certain real property interests determined to be necessary for the purpose of constructing, maintaining, repairing, replacing, and reconstructing sidewalk and road facilities on a portion of SE Troutdale Road in the City of Troutdale (the "Project") as authorized by Resolution No. 2012-083.
- b. The real property proposed to be acquired for the price of \$0.00 and other considerations is more particularly described in the Perpetual Slope and Drainage Easement, a copy of which is attached as Exhibit 1 (the "Property").
- c. The Property is necessary for the Project, and it is in the best interest of the public and Multnomah County to approve the acquisition of the Property.

The Multnomah County Board of Commissioners Resolves:

1. The Board approves the acquisition of the Property, and the County Chair is authorized and directed to execute any documents required for completion of the acquisition.
2. The County Engineer is authorized and directed to execute the acceptance statement on the original Perpetual Easement for the Property in conformance with the attached Exhibit 1.

ADOPTED this 27th day of September, 2012.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Jeff Cogen, Chair

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

By
Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY: M. Cecilia Collier, Director, Department of Community Services.

Grantor:
City of Troutdale
104 SE Kibling St.
Troutdale, OR 97060-2012

Exhibit 1 To Resolution

S. Troutdale Road
Item No. 2012-10
August 22, 2012

After recording return to:
Patrick Hinds
Land Use & Transportation Division, Bldg. #425

Until a change is requested,
tax statements shall be sent to:
Multnomah County Transportation Division
1620 SE 190th Ave
Portland, Oregon 97233

Slope and Drainage Easement

City of Troutdale, an Oregon Municipal Corporation, "Grantor", grants to MULTNOMAH COUNTY, a Political Subdivision of the State of Oregon, "Grantee", a perpetual easement for the construction and maintenance of slope and drainage purposes through, over, under, along and within the real property described in the attached Exhibit A ("Easement Area"). This grant is free of encumbrances except Conditions, Restrictions, Restrictive Covenants, and Easements of Record if any.

Grantor represents and warrants that Grantor has the authority to grant this Easement. Grantor shall not grant or allow any subsequent uses or activities in the Easement Area described which would interfere with the Grantee's use of the Easement Area.

The true consideration paid for this grant stated in terms of dollars is \$0.00, but consists of other value given, which is the whole consideration.

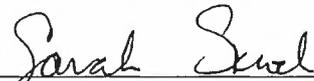
Dated this 30th day of August, 2012

For City of Troutdale:


Craig Ward, City Manager

STATE OF OREGON)
) ss
County of Multnomah)

This instrument was acknowledged before me on August 30, 2012, by Craig Ward, City Manager, authorized to execute the instrument. IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year last above written.


Notary Public for Oregon
My Commission Expires: August 7, 2015

REVIEWED:
By Jenny M. Morf, Acting County Attorney
For Multnomah County, Oregon

By: _____
Assistant County Attorney



The described property is accepted for use in conjunction with S. Troutdale Road, County Road No. 533, on behalf of the Board of County Commissioners of Multnomah County, Oregon, pursuant to Ordinance No. 619 and Executive Order No. 199.

Dated this _____ day of _____, 2012

By _____
Brian S. Vincent, P.E., County Engineer
for Multnomah County, Oregon

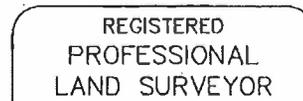
EXHIBIT "A"

PERPETUAL EASEMENT:

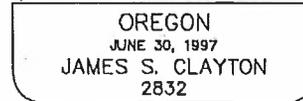
A portion of that tract of land described in that deed to the City of Troutdale, recorded on March 11, 1992 in Book 2516, Page 1486, Multnomah County Deed Records, situated in the Southwest One-quarter of Section 36, Township 1 North, Range 3 East, W.M., Multnomah County, Oregon, more particularly described as follows:

The northerly 460.00 feet, as measured along the easterly right-of-way line of S. Troutdale Road, County Road No. 533, of that portion of said "City of Troutdale" tract, which lies westerly of a line that is 50.00 feet easterly of, when measured at right angles to, and parallel with the centerline of S. Troutdale Road, County Road No. 533.

Containing 4,600 square feet more or less.



A handwritten signature in black ink, appearing to read "JSC", written over a horizontal line.



RENEWAL DATE: 1/1/2014

As shown on the attached EXHIBIT MAP, herein made a part of this document. In the event of a conflict or discrepancy between the map as shown on the EXHIBIT MAP and the written legal description, the written legal description shall prevail.

EXHIBIT MAP

