

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

RESOLUTION NO. 04-130

Approving Transfer of Tax Foreclosed Property to the City of Portland, Parks and Recreation 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 Portland, Parks & Recreation has requested transfer of four 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 for August 26, 2004 for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing 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.

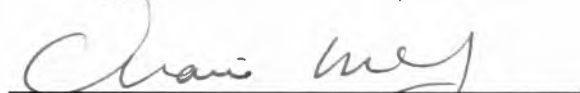
The Multnomah County Board of Commissioners Resolves:

1. The Property described in the attached deed is transferred for minimal monetary consideration to the City Of Portland, (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 to the Property shall revert to Multnomah County.
2. The Chair is directed to execute the attached deed conveying the Property to the City.

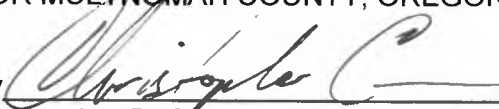
ADOPTED this 26th day of August 2004.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Diane M. Linn, Chair

AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By 
Christopher D. Crean, Assistant County Attorney

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

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to the CITY OF PORTLAND, a municipal corporation of the State of Oregon, Grantee, the following four separate parcels of real property, located in the City of Portland, 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.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

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

ACCEPTED:
CITY OF PORTLAND,
BUREAU OF PARKS & RECREATION

STATE OF OREGON)
) ss
COUNTY OF MULTNOMAH)

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.

Page 2 of 5 Resolution and Deed Transfer Tax Foreclosed Property to the City of Portland, Parks and Recreation

**EXHIBIT A TO
DEED TO CITY OF PORTLAND**

PARCEL NO. 1 – D051969 LEGAL DESCRIPTION

A tract of land in the Southeast One-Quarter of Section 11, Township 1 North, Range 1 West of the Willamette Meridian, Multnomah County, Oregon, being a portion of Lot 6, Block 19 Fairmount Addition and described as follows:

All that part of Lot 6, Block 19, Fairmount Addition lying Southwesterly of the following described line: Beginning at the Northwesterly corner of said Lot 6 and running thence to a point in the Southeasterly line of said Lot 6 being 71.20 feet Northeasterly from the Southerly corner thereof.

Tax Account No.: R159911
Amount Paid for Transfer \$100

PARCEL NO. 2 – D051970 LEGAL DESCRIPTION

A tract of land in the Northwest One-Quarter of Section 24, Township 1 North, Range 2 East of the Willamette Meridian, Multnomah County, Oregon, being a portion of Parcel 1 of Partition Plat 1992-80 as recorded August 6, 1992 and described as follows:

Commencing at the Northwest corner of said Section 24; thence S06°22'16"E, a distance of 851.55 feet to a 5/8 inch iron rod with a red plastic cap marked "LS 1848" set at the true point of beginning, said point being on the Southwesterly right-of-way line of N.E. Airport Way and is the Northwest corner of said Parcel 1 of Partition Plat 1992-80; thence Easterly along said right-of-way the following courses and distances: S55°52'52"E, a distance of 345.98 feet to a 5/8 inch iron rod with a yellow plastic cap marked "COP Survey"; thence along the arc of 860 foot radius curve to the left, through a central angle of 34°55'55" (the chord bears S73°20'49"E, a distance of 516.24 feet) an arc distance of 524.32 feet; thence leaving said right-of-way line, S01°25'55"E, a distance of 149.86 feet to a 5/8 inch iron rod with a red plastic cap marked "LS 1848" set on the East line of a trail easement granted to City of Portland and recorded as document 94-034058, Multnomah County Deed Records; thence N88°34'05"E, a distance of 50.19 feet to a 5/8 inch iron rod with a red plastic cap marked "LS 1848" set on the East line of said Parcel 1; thence along the Easterly, Southerly and Westerly lines of said Parcel 1 the following courses and distances: S01°25'55"E, a distance of 457.60 feet; thence N81°15'00"W, a distance of 324.45 feet; thence N55°15'00"W, a distance of 330.00 feet; thence N86°15'00"W, a distance of 240.00 feet to the Southwesterly corner thereof; thence N01°14'31"W, a distance of 695.03 feet to the point of beginning.

Tax Account No.: R237529
Amount Paid for Transfer \$500

PARCEL NO. 3 – D051971

A portion of Tract 1, R.A. HEINTZ INDUSTRIAL PARK, in the City of Portland, County of Multnomah and State of Oregon, described as follows:

All that portion of the following lying northerly of the Mean High Water Line of the Columbia Slough.

BEGINNING at the Northeasterly corner of said Tract 1; thence North 89°57'16" West along the Southerly line of NE Riverside Way 126.47 feet to a point of the tangent curve; thence along said Southerly line, on the arc of a 850.00 foot radius curve to the right, through a central angle of 3°10'24" an arc distance of 47.08 feet (the chord bears North 88°52'04" West 47.08 feet) to the Northeast corner of a tract of land conveyed to W.S. Dubose, Inc., a Corporation by Deed recorded April 13, 1973 in Book 920, page 968, Deed Records; thence South 25°20'04" West 396.89 feet to the Southeast corner of said W.S. Dubose Inc. Tract and true point of beginning of the tract herein to be described; thence North 75°55'00" West 136.42 feet to an iron rod; thence North 53°35'46" West 195.03 feet to an iron rod; thence North 67°53'30" West 200.32 feet to an iron rod; thence South 25°20'04" West to the South line of said Tract 1; thence Easterly along the Southerly line of said Tract 1 to the Southeast corner thereof; thence North along the East line of said Tract 1, a distance of 139.07 feet to the Southeast corner of a tract conveyed to Coan in Book 1141, page 1263 (November 23, 1976); thence North 68°43'18" West a distance of 372.17 feet to the Southwest corner of said Coan Tract; thence North 25°20'04" East a distance of 15.11 feet to the point of beginning.

Tax Account No.: R251213
Amount Paid for Transfer \$100

PARCEL NO. 4 – D051972 LEGAL DESCRIPTION

A portion of Tract 1 of "R.A. HEINTZ INDUSTRIAL PARK", in the County of Multnomah, State of Oregon, described as follows:

Commencing at the Northeast corner of said Tract 1: thence North 89°57'16" West along the South line of Riverside Way, a distance of 126.47 feet to a point of tangent curve in said South line; thence Northwesterly along said South line on the arc of a 850.00 foot radius curve to the right, through a central angle of 25°17'20", an arc distance of 375.17 feet (the chord bears North 77°18'36" West 372.13 feet) to a point of tangency; thence North 64°39'56" West along said South line a distance of 210.00 feet to the point of beginning of the tract herein to be described; thence continuing North 64°39'56" West along said South line, a distance of 150.00 feet to a point; thence South 27°52'06" West a distance of 399.73 feet to a point in the South line of said Tract 1; thence South 61°22'10" East along said South line, a distance of 167.95 feet to a point; thence North 25°20'04" East a distance of 409.00 feet to the point of beginning.

EXCEPTING therefrom that portion conveyed to Millers of Utah Beef Boning and Fabricating, Inc. by Warranty Deed recorded December 14, 1973 in Book 963 Page 1098 of the Multnomah County Deed Records further described as follows:

A portion of Tract 1 of R.A. HEINTZ INDUSTRIAL PARK, in the City of Portland, County of Multnomah and State of Oregon, described as follows:

Commencing at the Northeast corner of said Tract 1; thence North 89°57'16" West along the South line of Riverside Way, a distance of 126.47 feet to a point of tangent curve in said South line; thence Northwesterly along said South line of the arc of a 850.00 foot radius curve to the right, through a central angle of 25°17'20", an arc distance of 375.17 feet (the chord bears North 77°18'36" West 372.13 feet) to a point of tangency; thence North 64°39'56" West along said South line a distance of 210.00 feet to the North Westerly corner of a tract of land

conveyed to the Ohio Knife Company, an Ohio corporation, by deed recorded February 16, 1973 in Book 910 Page 847, Deed Records, and the true point of beginning; thence continuing North 64°39'56" West along said South line, a distance of 150 feet to a point; thence South 27°52'06" West, a distance of 323.55 feet to the top of the bank of the Columbia Slough; thence South 51°31'56" East along the top of the bank a distance of 168.71 feet to the Westerly line of the aforementioned Ohio Knife Company Tract; thence North 25°20'04" East a distance of 361.57 feet to the true point of beginning.

Tax Account No.:	R251220
Amount Paid for Transfer	\$100