

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

**RESOLUTION NO. \_\_\_\_\_**

Approving Transfer of Tax Foreclosed Property to Other Governments for Non-Housing Public Purposes

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

- a. ORS 271.330 and Multnomah County Code (MCC) Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b. The Cities of Gresham, Troutdale, and Portland ("the Cities") are eligible under ORS 271.330 and MCC Chapter 7 to request the transfer of tax foreclosed property. The Cities have requested the transfer of nine tax foreclosed properties for non-housing public purposes as more particularly described in certain deeds ("the Properties") that are attached and identified as Exhibits Nos. 1-4.
- c. The County's Tax Title Program published notice of the October 28, 2010, public hearing to consider the proposed transfer as required under ORS 271.330 (5) and MCC § 7.407.
- d. The Properties are not needed for public use by the County and are eligible for transfer to the Cities for public purpose use, and a transfer to the Cities without monetary consideration will serve the public interest.

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

1. The transfer of the Properties to the Cities in compliance with ORS 271.330 and MCC § 7.407(G) is approved.
2. Each deed of conveyance must provide that the subject property be used and continue to be used for public purposes; and should the property cease to be used for public purposes, the interests of the Grantee shall automatically terminate and title shall revert to the County.
3. The County Chair on behalf of Multnomah County is authorized to execute deeds that are substantially in conformance with Exhibits 1-4.

ADOPTED this 28th day of October, 2010.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Jeff Cogen, Chair

REVIEWED:

HENRY H. LAZENBY, JR., COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

By \_\_\_\_\_  
Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY:  
Mindy Harris, Interim Director, Dept. of County Management

## EXHIBIT 1

Until a change is requested, all tax statements  
shall be sent to the following address:  
CITY OF GRESHAM  
DEPT OF ENVIRONMENTAL SERVICES  
1333 NW EASTMAN PARKWAY  
GRESHAM OR 97030-3813

After recording return to:  
Multnomah County Tax Title 503/1

### DEED D112224

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 real property described in the attached Exhibit A.

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.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. THIS INSTRUMENT DOES 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 THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.

This transfer is without monetary consideration.

IN WITNESS WHEREOF, the Multnomah County Board of Commissioners, by authority of a Resolution of the Board entered of record, has caused this deed to be executed by the Chair of the Board.

Dated this 28th day of October 2010

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Jeff Cogen, Chair

STATE OF OREGON                     )  
  ) ss  
COUNTY OF MULTNOMAH         )

This Deed was acknowledged before me this 28<sup>th</sup> day of October 2010, by Jeff Cogen, 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.

\_\_\_\_\_  
Marina A Baker  
Notary Public for Oregon  
My Commission expires: 7/14/2014

REVIEWED:  
HENRY H. LAZENBY, JR., COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

ACCEPTED:  
CITY OF GRESHAM  
DEPARTMENT OF ENVIRONMENTAL SERVICES

By \_\_\_\_\_  
Matthew O. Ryan, Assistant County Attorney

By \_\_\_\_\_  
Erik Kvarsten, City Manager

## **EXHIBIT A (Deed D112224)**

### **1. (Tax Account No.: R340253); Legal Description:**

A tract of land in the Southeast One-Quarter of Section 15, Township 1 South, Range 3 East, of the Willamette Meridian, Multnomah County, Oregon, described as follows:

Beginning at the intersection of the centerline of Hogan Road, being County Road No. 608, as legalized with the North line of that tract of land conveyed to First Interstate Bank N.A. Trustee U/A with Rose Sanford, said intersection also being the Southeast corner of that tract of land conveyed to Henry W. Brown and Louise R. Brown by deed recorded October 20, 1950 in Book 1438 at page 519, Multnomah County Deed Records; thence Westerly along said North line to the Easterly right-of-way line of Hogan Road as traveled; thence Northwesterly along said Easterly line, to the centerline of said County Road No. 608; thence Southeasterly along said centerline to the point of beginning.

### **2. (Tax Account No: R194378); Legal Description:**

Lot "A"                      Joshua's Estates

## EXHIBIT 2

Until a change is requested, all tax statements  
shall be sent to the following address:  
CITY OF TROUTDALE  
104 SE KIBLING ST  
TROUTDALE OR 97060-2012

After recording return to:  
Multnomah County Tax Title 503/4

### DEED D112225 FOR R320571

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to the CITY OF TROUTDALE, a municipal corporation of the State of Oregon, Grantee, the real property described in the attached Exhibit A.

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.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. THIS INSTRUMENT DOES 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 THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.

This transfer is without monetary consideration.

IN WITNESS WHEREOF, the Multnomah County Board of Commissioners by authority of a Resolution of the Board entered of record, has caused this deed to be executed by the Chair of the Board.

Dated this 28<sup>th</sup> day of October 2010

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Jeff Cogen, Chair

STATE OF OREGON                     )  
  ) ss  
COUNTY OF MULTNOMAH         )

This Deed was acknowledged before me this 28<sup>th</sup> day of October 2010, by Jeff Cogen, 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.

\_\_\_\_\_  
Marina A Baker  
Notary Public for Oregon  
My Commission expires: 7/14/2014

REVIEWED:  
HENRY H. LAZENBY, JR., COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

ACCEPTED:  
CITY OF TROUTDALE, VIA RESOLUTION NO.  
\_DATED\_\_\_\_\_

By \_\_\_\_\_  
Matthew O. Ryan, Assistant County Attorney

By \_\_\_\_\_  
Debbie Stickney, City Recorder

## **EXHIBIT A (Deed D112225)**

### **1. (Tax Account No. R320571); Legal Description:**

A tract of land in the Southeast One-Quarter of Section 25, Township 1 North, Range 3 East of the Willamette Meridian, Multnomah County, Oregon described as follows:

The Northerly 80 feet of the following described tract of land:

Beginning at the Southwest corner of the tract of land first described in deed from A.W. Lambert to Charles R. Knarr, recorded October 12, 1922 in Book 899 page 322, Deed Records of Multnomah County, Oregon; running thence North 37°11' West, along the Easterly line of Columbia River Highway, a distance of 359.2 feet to a point; thence continuing along the Easterly line of said Columbia River Highway, a distance of 512.00 feet to a point; thence North 55° 49' East, a distance of 100 feet to a point; thence Southerly, parallel with the line herein first described to the Southerly line of the aforesaid first described tract in the aforesaid deed from Lambert to Knarr; thence West, along the Southerly line of said tract, a distance of 100 feet to the place of beginning.

**EXHIBIT 3**

Until a change is requested, all tax statements  
shall be sent to the following address:  
COP PARKS & RECREATION  
1120 SW 5<sup>TH</sup> SUITE 1302  
PORTLAND OR 97204

After recording return to:  
Multnomah County Tax Title 503/4

**DEED D112226**

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 real property described in the attached Exhibit A.

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.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. THIS INSTRUMENT DOES 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 THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.

This transfer is without monetary consideration.

IN WITNESS WHEREOF, the Multnomah County Board of Commissioners, by authority of a Resolution of the Board entered of record, has caused this deed to be executed by the Chair of the Board.

Dated this 28<sup>th</sup> day of October 2010.

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Jeff Cogen, Chair

STATE OF OREGON                     )  
  ) ss  
COUNTY OF MULTNOMAH         )

This Deed was acknowledged before me this 28<sup>th</sup> day of October 2010, by Jeff Cogen, 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.

\_\_\_\_\_  
Marina A Baker  
Notary Public for Oregon  
My Commission expires: 7/14/2014

REVIEWED:  
HENRY H. LAZENBY, JR., COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

ACCEPTED Date: \_\_\_\_\_  
CITY OF PORTLAND  
PARKS & RECREATION

By \_\_\_\_\_  
Matthew O. Ryan, Assistant County Attorney

By \_\_\_\_\_  
Nick Fish, Commissioner

**EXHIBIT A (Deed D112226)**

**1. (Tax Account No.: R159890); Legal Description:**

Lot 13, Block 4, Fairmount Addition

**2. (Tax Account No.: R159891); Legal Description:**

Lot 14, Block 4, Fairmount Addition

## EXHIBIT 4

Until a change is requested, all tax statements

Shall be sent to the following address:

COP OFFICE OF TRANSPORTATION  
1120 SW 5<sup>TH</sup> SUITE 800  
PORTLAND OR 97204

After recording return to:

Multnomah County Tax Title 503/4

### DEED D112227

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 real property described in the attached Exhibit A.

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.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009. THIS INSTRUMENT DOES 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 THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, AND SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009.

This transfer is without monetary consideration.

IN WITNESS WHEREOF, the Multnomah County Board of Commissioners, by authority of a Resolution of the Board entered of record, has caused this deed to be executed by the Chair of the Board.

Dated this 28<sup>th</sup> day of October 2010

BOARD OF COUNTY COMMISSIONERS  
FOR MULTNOMAH COUNTY, OREGON

\_\_\_\_\_  
Jeff Cogen, Chair

This Deed was acknowledged before me this 28<sup>th</sup> day of October 2010, by Jeff Cogen, 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.

\_\_\_\_\_  
Marina A. Baker  
Notary Public for Oregon  
My Commission expires: 7/14/2014

REVIEWED:  
HENRY H. LAZENBY, JR., COUNTY ATTORNEY  
FOR MULTNOMAH COUNTY, OREGON

ACCEPTED Date: \_\_\_\_\_  
CITY OF PORTLAND  
OFFICE OF TRANSPORTATION

By \_\_\_\_\_  
Matthew O. Ryan, Assistant County Attorney

By \_\_\_\_\_  
Christine Leon, Division Manager



## **EXHIBIT A (Deed D112227)**

### **Tax Account No.: R329269**

#### **Legal Description:**

A tract of land situated in the Northwest One-Quarter of Section 18, Township 1 South, Range 1 East, Willamette Meridian, in Multnomah County and being more particularly described as follows:

Beginning at a point on the West line of Section 18 which is North 461.90 feet from the West One-Quarter corner of said Section 18; South 89°29' East 37.00 feet to a point on the South line of that certain tract of land conveyed to George N. and Lois D. Garfield by deed recorded May 4<sup>th</sup>, 1962 in Book 2114, page 530, Deed Records of Multnomah County, Oregon, also being the true point of beginning; thence continuing South 89°29' East along the South line of said Garfield tract 147.02 feet; thence North 0°00'25" West parallel to the East line of said Garfield tract 20.00 feet; thence North 89°29' West parallel with the South line of said Garfield tract 147.02 feet; thence South 0°00'25" East 20.00 feet to the true point of beginning.

### **Tax Account No.: R318152**

#### **Legal Description:**

The East one-half of the West one-half of the East one-half of the Southeast Quarter of the Northwest Quarter of the Northeast Quarter of Section 19, Township 1 North, Range 2 East of the Willamette Meridian in the City or Portland, County of Multnomah and the State of Oregon.

EXCEPTING the South 25 lying within N.E. Alberta Street.

AND FURTHER EXCEPTING THEREFROM the North 140 thereof.

AND FURTHER EXCEPTING THEREFROM that portion lying within Partition Plat 1997-169, a duly recorded plat.

AND FURTHER EXCEPTING THEREFROM that portion lying within ALBERTA PARK, a duly recorded plat.

### **Tax Account No.: R329755**

#### **Legal Description:**

A tract of land situated in the Southwest Quarter of Section 19, Township 1 South, Range 1 East of the Willamette Meridian in the City of Portland, County of Multnomah and the State of Oregon, said tract being more particularly described as follows:

That portion of the herein described parcel lying West of the Easterly line of SW 61<sup>st</sup> Avenue, extended Southerly:

Commencing at the Southwest corner of said Section 19 thence running South 88°30' East along the South line of said section 1199.31 feet to the true point of beginning of the parcel herein described; thence South 88°30' East 417.03 feet; thence North 0°13' East 83.19 feet; thence Westerly 417.60 feet to a point which bears North 0°08' East 84.61 feet from the true point of beginning; thence South 0°08' East 84.61 feet to the true point of beginning, said tract also being described as Lot 13, Block 1 of the unrecorded plat of WEBER TRACTS.

EXCEPTING THEREFROM that portion lying in SW 61<sup>st</sup> Avenue as conveyed to the public by deed recorded on the 4<sup>th</sup> of February 1944 at Book 812, Page 279, Multnomah County Deed Records, said tract being more particularly described as follows:

A strip of land for road purposes 50 ft in width, 25 feet on each side of the following described center line:

Beginning at a point which bears North 0°08' West 5 feet from a point on the south line of said Section 19 which bears South 88°30' East 1199.31 feet from the Southwest corner of said section; thence North 0°08' West 1149.49 feet to the center line of SW Garden Home Road and the terminus of the herein described line.

### **Tax Account No.: R329424**

#### **Legal Description:**

A tract of land lying in the Northeast Quarter of the Southeast Quarter of Section 19, Township 1 South, Range 2 East of the Willamette Meridian in the City of Portland, County of Multnomah and State of Oregon, said tract being more particularly described as follows:

A roadway being 20 feet in width, said 20 feet being on the North and Northeasterly side of, when measured at right angles, the following described line: Beginning at a point 887.78 feet East and 400 feet South of the center of said Section 19; thence West 147.00 feet; thence North 42°24' West 288.00 feet; thence North 35°14' West 83 feet, more or less, to a point in the Southeasterly, line of a 100 foot right of way conveyed to Oregon Electric Railway Co., by John P. and Henrietta Hoffman by deed recorded January 10, 1908 at Book 408, Page 288, Multnomah County Deed Records, the last mentioned point being at the end of said roadway.