

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. _____

Approving Transfer of Tax Foreclosed Property to the United States Department of Agriculture (USDA) for Non-Housing Public Purposes

The Multnomah County Board of Commissioners Finds:

- a. ORS 275.070 grants Oregon counties authority to donate real property acquired through tax foreclosure to the United States (US).
- b. Multnomah County acquired through tax foreclosure certain real property located in the Columbia River Gorge area which is more particularly described in the deed attached as Exhibit 1 (the "Property").
- c. The US Department of Agriculture (USDA) has requested the donation of the Property to the USDA for public purposes.
- d. The Property is not needed by the County for any purpose and the transfer and donation of the Property to the USDA will be in the best interests of the County and the public.

The Multnomah County Board of Commissioners Resolves:

1. The transfer of the Property to the USDA is approved.
2. The County Chair on behalf of Multnomah County is authorized to execute a deed that is substantially in conformance with Exhibit 1.

ADOPTED this 14th day of April, 2011.

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

After recording send to:
Attention: Pam Casmpbell
USDA Forest Service
902 Wasco Avenue, Suite 200
Hood River Oregon, 97031

Until a change is requested, all tax statements shall
be sent to the following address:
USDA Forest Service
902 Wasco Avenue, Suite 200
Hood River Oregon, 97031
CRGNSA – MTH No. 331

DEED No. 112228 (R156245; R156303)

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, **Grantor**, conveys to the **UNITED STATES OF AMERICA, Grantee**, and its assigns, pursuant to the Acceptance of Gifts Act of October 10, 1978 (92 Stat. 1065) and the Columbia River Gorge National Scenic Area Act of November 17, 1986 (P.L. 99-663, 100 Stat. 4274 as amended, 16 U.S.C. 544) certain real property located in Multnomah County, Oregon and more particularly described as follows:

PARCEL I: ELLAHURST LOT Y

PARCEL II: Lot 7 Block 8 Ellahurst

As shown on the attached Ellahurst Plat Map. In the event of a conflict or discrepancy between the Ellahurst Plat Map and the written legal description above, the written legal description shall prevail.

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 REGULATION. 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.

The true and actual consideration for this conveyance stated in terms of dollars is \$ 0. Value other than dollars, constitutes the consideration given for the conveyance of the property.

The acquiring agency is the Forest Service, U.S. Department of Agriculture.

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 14th day of April 2011,

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 14th day of April 2011, 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.

REVIEWED:

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

By _____
Matthew O. Ryan, Assistant County Attorney

ACCEPTANCE FORM

The conveyance by deed of the above described property is approved by USDA Forest Service.

PLEASE PRINT OR TYPE

Representative name: CLAIRE LAVENDEL

Representative position: Director of Recreation, Lands, & Mineral Resources

Agency Name: USDA Forest Service

Signature _____

Dated the _____ day of _____, 2011



Sections 35 & 36, Tp2N, R6E, W.M.

Scale: 1 in. = 200 ft

McQuinn & Powers, Surveyors
Aug. 1920.



KNOW, all MYBY THESE PRESENTS, That Sam J. Gorman and Jessie E. Gorman, his wife, do hereby certify and declare the annexed map of "ELLAHURST" a true and correct map and plot thereof, lots and survey of the same shown as said map, and all streets, roads, and highways of the same, as said Sam J. Gorman and Jessie E. Gorman, his wife, do hereby declare to be for the use of the public as public ways forever, all streets, roads, and highways shown on said map.

IN WITNESS WHEREOF, said Sam J. Gorman and Jessie E. Gorman, his wife, have hereat set their hands and seals this 22nd day of ~~August~~ September 1909.

public ways forever, all streets, roads, and highways shown on said map.
IN WITNESS WHEREOF, said Sam J. Gorman and Jessie E. Gorman, his wife, have
hereby set their hands and seals this 7th day of January 1960.

Executed in the presence
of us as witnesses:

Sam J. Gorman

of us as witnesses:

~~William~~
Henry E. Read

Sam Gorman (S) Jessie E. Gorman (S)

STATE OF OREGON } ss.
COUNTY OF MULTNOMAH }

BE IT REMEMBERED that on this second day of September, 1950, before me, the undersigned, a notary public in and for said state and county, personally appeared Sam J. Gorman and Jessie E. Gorman, his wife, to me known to be the individuals named and described in, and who executed the foregoing instrument, and who acknowledged to me that they executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first in this my certificate written.

Phil Harris
Notary Public for State of Oregon.
My commission expires Nov 23-1923



Approved Sept. 9 - 1920

Rufus O. Holman }
 A. A. Marsh } County Commissioners
 of Multnomah County

Attest Joe H. Berridge County Clerk
By J. H. Berridge deputy

1. John A. McQuinn, being first duly sworn depose and say that I have correctly surveyed and marked with proper monuments the land represented on the annexed map of "ELLAHURST"; that at the initial point of said survey, I placed a stone 10 inches by 12 inches, by 20 inches, buried six inches below the surface of the ground, at the intersection of Section 36, T. 11 N., R. 8 E., S. 27 E., Sec. 36, T. 11 N., R. 8 E., and Sections 1 and 2, T. 11 N., P. G. & L. The property plotted is bounded as follows: Beginning at the initial point aforesaid, running Thence N. 89° 45' 10" W. on the south line of said section 35, 222.0 feet to a point; thence North 131° 16' East To the south line of said section 36, 222.0 feet; thence North 67° 10' 10" W. on the north line of said highway 450.64 feet to a point; thence north-north-east along the south line of said highway 450.64 feet to a point; thence North 67° 10' 10" W. on the north line of said section 35, 222.0 feet to a point in the south line of said section 36; thence N. 89° 45' 10" W. on said section line 208.84 feet to the place of beginning.

Subscribed and sworn to before me this 20 day of September, 1920

Notary Public for State of Oregon.
My Commission expires December 1st 1920



Approved September 8th 1920
R. C. Benson
 County Surveyor

Approved Sept 7 1920
Henry E. Reed
 County Assessor

All taxes from 1909 to 1919, both inclusive are paid.

J. M. Hurlburt Sheriff
By P. H. Coffey - deputy.