



PROFESSIONAL LAND SERVICES

JOHNNIE M. SUMMERS P.L.S., INC.

P.O. Box 1044
Hillsboro, Oregon 97123
(503) 648-2019



January 20, 1987

Legal Description for Hubert Walker

PARCEL A

Beginning at an Iron Rod at the Southeast Corner of a certain tract of land as described as Parcel I in Book 1811 Page 1931 Multnomah County, Oregon Deed Records said point bears 228.05 feet North and 750.40 feet West of the Center of Section 36, T1N, R1W, W.M., Multnomah County, Oregon and running thence along the Westerly Right-of-Way of N.W. Skyline Blvd. (C.R. No. 1186) 125.80 feet more or less to the Southeast Corner of a tract of land conveyed as a public road in Book 1282 Page 515 of said Deed Records, thence S 89°31'10" W along the South Line of said public road 356.90 feet to the Southwest Corner thereof, thence N 2°01'20" W along the West Line of said public road 28.05 feet to the Northwest Corner thereof said point also being the Northeast Corner of a tract of land conveyed to Malcolm Carter et.ux. in Book 518 Page 100 of said Deed Records, thence S 89°31'10" W along the North Line of said Carter tract 235 feet to the Northwest Corner thereof, thence S 2°02'45" E along the West Line of said Carter tract 142.64 feet to an Iron Rod, thence S 89°43'40" E 567.12 feet to the point of beginning.

Containing 1.709 Acres more or less.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Johnnie M. Summers

OREGON
AUGUST 22, 1975
JOHNNIE M. SUMMERS
1042

EXEMPT MINOR PARTITION ★
(Under Mult Co Ord #174)

date 26 JAN. 1987

by *David A. Present*

Land Development Section
MULT CO ENVIRON SERVICES

★ LLA

26 JAN. '87

2921



PROFESSIONAL LAND SERVICES

JOHNNIE M. SUMMERS P.L.S., INC.

P.O. Box 1044
Hillsboro, Oregon 97123
(503) 648-2019



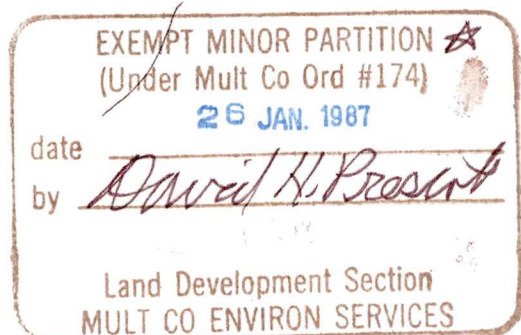
January 20, 1987

Legal Description for Eric Randolph

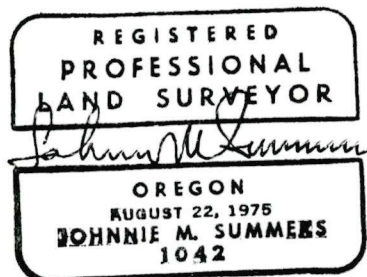
P A R C E L B

Beginning at an Iron Rod at the Southeast Corner of a certain tract of land conveyed to Prestige House, Inc. an Oregon Corporation in Book 1278 Page 2430 Multnomah County, Oregon Deed Records said Iron Rod being on the Westerly Right-of-Way of N.W. Skyline Blvd. (C.R. No. 1186) and also is said to bear S 88°26'40" W 661.98 feet from the Center of Section 36, T1N, R1W, W.M., Multnomah County, Oregon and running thence S 88°26'40" W along the South Line of said Prestige House, Inc. tract and the extension thereof 646.42 feet to the Southwest Corner of a certain tract of land conveyed to Malcolm Carter et.ux. in Book 518 Page 100 of said Deed Records, thence N 2°02'45" W along the West Line of said Carter tract 266.47 feet to an Iron Rod, thence S 89°41'25" E along the North Line of said Prestige House, Inc. tract and the extension thereof 567.12 feet to the said Westerly Right-of-Way of N.W. Skyline Blvd., thence Southeasterly along said Westerly Right-of-Way 261.58 feet to the point of beginning.

Containing 3.560 Acres more or less.



★ CCA



26 JAN '87

2921

RECORD OF SURVEY

FOR: ERIC RANDOLPH AND HUBERT WALKER, et.al,
IN THE NW 1/4 OF SEC. 36, T1N, R1W, W.M.

MULTOMAH COUNTY, OREGON

SCALE: 1" = 100'

JANUARY 19, 1987

NARRATIVE:

I HELD THOSE MONUMENTS AS FOUND AND/OR SET IN C.S. 44,374 AND EXTENDED SAID SURVEY TO WEST LINE OF 518/100 (MALCOM CARTER) TO COMPLETE A LOT ADJUSTMENT WHICH WAS THE PURPOSE OF THIS SURVEY.

EXEMPT MINOR PARTITION

(Under Mult Co Ord #174)

26 JAN. 1987

date

by

Land Development Section
MULT CO ENVIRON SERVICES

LEGEND:

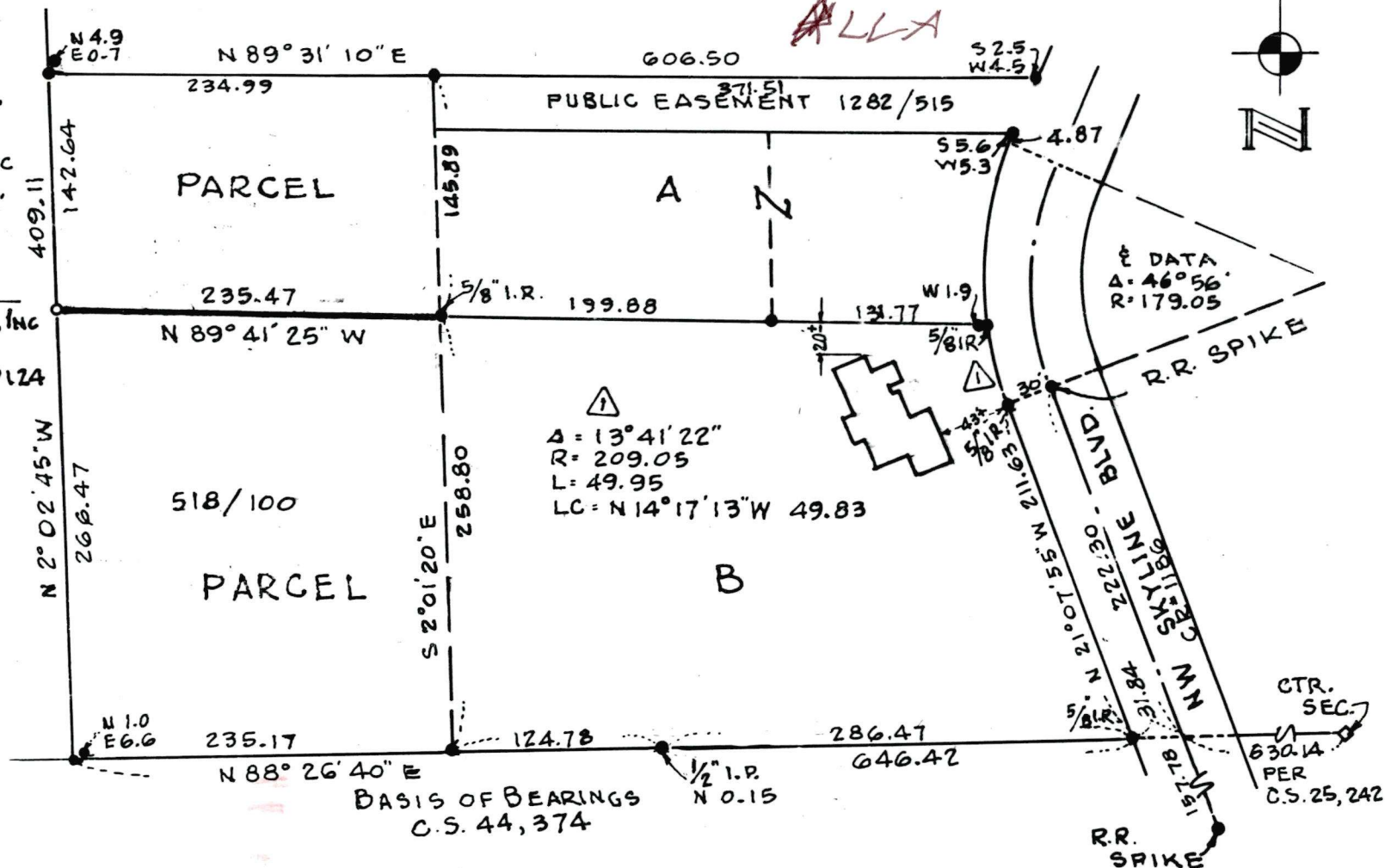
- FOUND 3/4" I.P. UNLESS OTHERWISE NOTED
- 5/8" x 30" IR W/ PLASTIC CAP STAMPED "SUMMERS PLS 1042" SET

PREPARED BY:

JOHNNIE M. SUMMERS PLS, INC
840 NE 5TH AVE. DR
HILLSBORO, OREGON 97124
648-2019

**REGISTERED
PROFESSIONAL
LAND SURVEYOR**

OREGON
AUGUST 22, 1975
RONNIE M. SUMMERS
1062



AGREEMENT

The parties to this Agreement are HUBERT WALKER, FRANCES WALKER, ERIC RANDOLPH, PRESTIGE HOUSE, INC., an Oregon Corporation, KENNETH PATON, FORREST N.A. BACCI, and NIEHAUS, HANNA, MURPHY, GREEN, OSAKA & DUNN, a Partnership.

RECITALS

WHEREAS, Hubert Walker and Frances Walker ("the Walkers"), Eric Randolph ("Randolph"), Prestige House, Inc. ("Prestige House"), Ken Paton ("Paton"), Forrest N.A. Bacci ("Bacci"), and Niehaus, Hanna, Murphy, Green, Osaka & Dunn, a Partnership ("Niehaus, Hanna"), are parties to a lawsuit filed in the Circuit Court for the State of Oregon, County of Multnomah, Case No. A87-01733; and

Prestige House owns the property described in Exhibit A, ("Tax Lot 86"); and

Randolph owns the property described in Exhibit B, ("Randolph's Property"); and

The Walkers own the property described in Exhibit C, ("Walker's Property"); and

WHEREAS, the parties desire to settle all the issues set forth in the above-referenced case and to that end they agree as follows:

(1) Eric Randolph and Prestige House agree to pay the Walkers \$17,500, with Bacci paying the Walkers an additional \$1,000.

(2) Simultaneous with execution of this agreement by Randolph and Prestige House, Randolph and Prestige House shall consolidate the Randolph portion of Tax Lot 81 with Prestige House's Tax Lot 86.

(3) Eric Randolph and Prestige House will not object to Walker's vacating the easement running along the northern border of Tax Lots 35 and 97.

(4) The Walkers will not object to Prestige House's fence and wall which Prestige House has constructed between Tax Lots 86 and 35 and 97.

(5) Eric Randolph and Prestige House promise that for as long as they own or reside at Tax Lot 81 or Randolph's Property they will not apply nor allow any third party to apply to any county or city authority or agency for authority or approval for a heliport on Tax Lot 81 and Randolph's Property.

(6) In the event this Agreement is breached, the prevailing party shall be entitled to recover actual damages as in any action for breach of this Agreement including injunctive relief, if appropriate, as well as their reasonable attorney fees and costs incurred in enforcing their rights hereunder, both at trial and/or appeal.

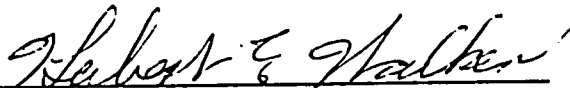
(7) Upon satisfaction of paragraphs 1 and 2, Walkers shall immediately cause to be dismissed with prejudice all of their respective claims in Walker, et. ux. v. Randolph, et. al, Multnomah County Case No. A87-01733, against all

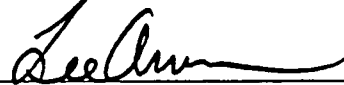
Defendants, and Paton, Prestige House and Randolph shall dismiss all of their respective counterclaims filed against the Walkers in that proceeding.

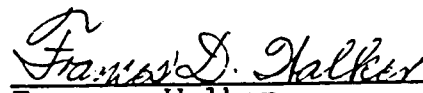
DATED: January 18, 1988

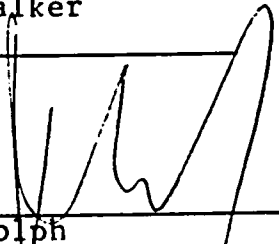
APPROVED:

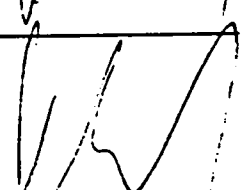
NIEHAUS, HANNA, MURPHY,
GREEN, OSAKA & DUNN



Hubert Walker
Date: _____

By: 
Date: _____


Frances Walker
Date: _____


Eric Randolph
Date: _____

51/

Prestige House, Inc.
By: Eric Randolph, President
Date: _____

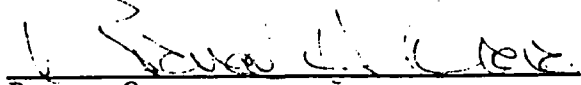

Kenneth Paton
Date: _____


Forrest N.A. Bacci
Date: 11 _____

APPROVED:



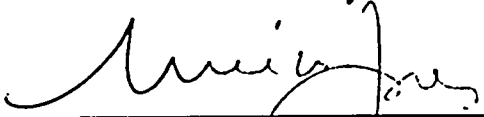
Richard W. Todd
Attorney for Defendant Paton
Date: 1/20/87



Bruce Orr
Attorney for Plaintiffs
Date: 1/20/88



Lee Aronson
Attorney for Defendant Bacci and
Niehaus, Hanna, Murphy, Green, Osaka
& Dunn, a Partnership,
Date: 1/21/88



Neil Jones
Attorney for Defendants Randolph and
Prestige House, Inc. 1/20/88

EXHIBIT A

That property located at T 1 N, T 1 E, Sec. 36 at 605
NW Skyline, Portland, Multnomah County, City of
Portland 97229 given Tax Lot 86 as noted on the
attached map.

U U J J

~~_____~~

Beginning at the Southwest corner of that certain tract of land conveyed by deed to Dwight E. Seaton and May W. Seaton, recorded in P.S. Book 487, page 599, Deed Records of Multnomah County, Oregon, March 16, 1939, and running North 8°00' West following the legal subdivision line, 409.19 feet to the Northwest corner of said tract; thence Easterly following the North line of said tract 235 feet; thence Southerly and parallel to the West line of said tract 404.11 feet more or less to the South line of said tract; thence West 235.07 feet to the place of beginning.

Number: 353757 M
Legal Description

AMENDED EXHIBIT "A"

PARCEL I

Beginning at the center of Section 36, Township 1 North, of Range 1 West of the Willamette Meridian, running thence South 88° 36' West on the East and West center line of said Section 36, 1077.89 feet; thence North 2° West, 404.11 feet, more or less, to a point which is the Northeast corner of a tract of land deeded to Lillian W. Montag, by deed recorded July 15, 1947 in PS Deed Book 1187, Page 190, Deed Records of Multnomah County, Oregon; thence North 89° 36' East 200 feet to a point which is the true point of beginning of the tract to be described; thence South 2° 00' East, 150.3 feet; thence North 89° 36' East, 160.77 feet, more or less, to the center line of Skyline Boulevard; thence Northerly along the center line of Skyline Blvd., 195.51 feet; thence South 89° 36' West, 200 feet to the place of beginning.

PARCEL II

A tract of land in the Northwest quarter of Section 36, Township 1 North, Range 1 West of the Willamette Meridian, in the County of Multnomah and State of Oregon, described as follows:

Beginning at the intersection of the centerline of Skyline Boulevard, and the East and West center line of Section 36, Township 1 North of Range 1 West of the Willamette Meridian, said intersection being South 88° 36' West, 630.14 feet from an iron pipe at the center of said Section 36; thence South 88° 36' West, 447.75 feet to the Southeast corner of a tract conveyed to Lillian W. Montag by deed recorded July 15, 1947 in Book 1187, Page 190, Deed Records; thence North 2° 00' West along the East line of said Montag Tract, 259.1 feet to the true point of beginning; thence North 2° 00' West along the East line of said Montag tract, 145.01 feet to the North line of a tract conveyed to Dwight E. Seaton and wife by deed recorded March 6, 1939 in Book 487, Page 599, Deed records; thence North 89° 36' East, along the North line of said Seaton tract, 200 feet to the Northwest corner of a tract conveyed to May Kuks by deed recorded October 17, 1947 in Book 1364, page 534, Deed Records;

(CONTINUED)

EXHIBIT C
PAGE 1

Number: 353757 M
Legal Description Continued
Page 2

Thence South 2° 00' East along the West line of said Kuks tract, 150.3 feet to the Southwest corner thereof and the North line of a tract conveyed to Lillian W. Montag by deed recorded January 7, 1948 in Book 1234, Page 68, Deed records, thence Westerly along the North line of said Montag tract, 200 feet, more or less, to the true place of beginning.

EXHIBIT C
PAGE 2

4

WALKER

A tract of land in Section 36, Township 1 North, Range 1 West of the Willamette Meridian, in the County of Multnomah and State of Oregon, described as follows:

Beginning at the Southwest corner of that certain tract of land conveyed by deed to Dwight E. Seaton and May W. Seaton, recorded in P.S. Book 487, page 599, Deed Records of Multnomah County, Oregon, March 16, 1939, and running North 8°00' West following the legal subdivision line, 409.19 feet to the Northwest corner of said tract; thence Easterly following the North line of said tract 235 feet; thence Southerly and parallel to the West line of said tract 404.11 feet more or less to the South line of said tract; thence West 235.07 feet to the place of beginning.

EXCEPTING THEREFROM the South 258.8 feet of the above described property.

TOGETHER WITH an easement for ingress and egress as described in instrument recorded August 6, 1948 in Book 1282, Page 515.

EXHIBIT
PAGE

C
3

Exhibit "B"