

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Approving Request for Transfer of)
Five Tax Foreclosed Properties to the) ORDER
City of Portland, Bureau of Parks) 96-170
and Recreation, for Natural Areas)

WHEREAS, ORS 271.330 and Multnomah County Ordinance 795 allow for transfer of tax foreclosed real property to government bodies, provided the property is used for a public purpose, including natural areas; and

WHEREAS, the City of Portland, Bureau of Parks and Recreation has formally requested the transfer of five tax foreclosed properties located in Multnomah County, Oregon, more particularly described in the attached Exhibit A; and

WHEREAS, Multnomah County announced in a public newspaper for two successive weeks that a public hearing would be held by the Board of County Commissioners to hear public testimony regarding transfer of the described properties as required under Ordinance 795; and

WHEREAS, after holding a public hearing on the requested transfer, the Multnomah County Board of Commissioners finds the transfer of these four tax foreclosed properties to be in the public interest; now therefore

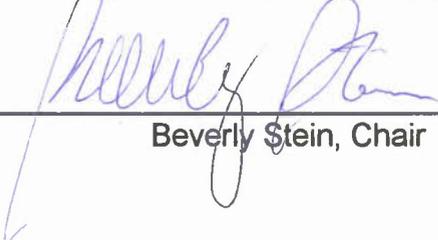
IT IS HEREBY ORDERED that the five described properties be transferred, without monetary consideration, to the City of Portland, Bureau of Parks and Recreation, **PROVIDED** that the properties shall be used and continue to be used by the City for a natural area, defined as follows: *"A landscape unit composed of plant and animal communities, water bodies, soil and rock; devoid of any human-made structures except water control structures for storm water improvement, maintained and managed in such a way as to promote or enhance populations of wildlife."* Should the properties cease to be used as natural areas by the City, the interests of the City shall automatically terminate and titles shall revert to Multnomah County; and

IT IS FURTHER ORDERED that the Chair of the Multnomah County Board of Commissioners is hereby authorized to execute a deed conveying the properties described in the attached Exhibit A to the City of Portland, Bureau of Parks and Recreation.

DATED this 26th day of September, 1996.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair

REVIEWED:
LAURENCE KRESSEL, COUNTY COUNSEL
MULTNOMAH COUNTY, OREGON


Matthew O. Ryan, Assistant Counsel

EXHIBIT A

To Multnomah County Board Order 96-170 Relating to Proposed Property Conveyance to the
CITY OF PORTLAND, BUREAU OF PARKS AND RECREATION:

(PROPERTY DESCRIPTION)

1) PARCEL A:

LEGAL DESCRIPTION:

PROPERTY DESCRIBED AS FOLLOWS:

A tract of land in Section 21, Township 1 South, Range 1 East of the Willamette Meridian, Multnomah County, Oregon described as follows:

Commencing at the Southwest corner of that tract of land conveyed to Robert J. Thoendel in Book 1319 Page 732; thence N13°37'W, a distance of 81.53 feet; thence East and on a line parallel with the North line of Nevada Court to its intersection with the West line of County Road No. 1313 and the true point of beginning of the tract of land herein to be described: thence Westerly and on a line parallel with the North line of Nevada Court to the West line of property described in Book 1319 Page 732; thence N13°37"W, a distance of 80 feet; thence Easterly on a line parallel with Nevada Court to its intersection with the West line of County Road No. 1313; thence Southerly and following said West line to the point of beginning.

(TAX ACCOUNT #: R-99121-0830; TAX TITLE DEED NUMBER: D971364)

2) PARCEL B:

LEGAL DESCRIPTION:

PROPERTY DESCRIBED AS FOLLOWS:

A tract of land in Section 21, Township 1 South, Range 1 East of the Willamette Meridian, Multnomah County, Oregon described as follows:

Commencing at the Southwest corner of that tract of land conveyed to Robert J. Thoendel in Book 1319 Page 732; thence N13°37'W, a distance of 321.53 feet; thence East and on a line parallel with the North line of Nevada Court to its intersection with the West line of County Road No. 1313 and the true point of beginning of the tract of land herein to be described: thence Westerly and on a line

parallel with the North line of Nevada Court to the West line of property described in Book 1319 Page 732; thence N13°37'W, a distance of 80 feet; thence Easterly on a line parallel with Nevada Court to its intersection with the West line of County Road No. 1313; thence Southerly and following said West line to the point of beginning.

(TAX ACCOUNT #: R-99121-2420; TAX TITLE DEED NUMBER: D971365)

3) PARCEL C:

LEGAL DESCRIPTION:

PROPERTY DESCRIBED AS FOLLOWS:

A tract of land in Section 21, Township 1 South, Range 1 East of the Willamette Meridian, Multnomah County, Oregon described as follows:

Commencing at the Southwest corner of that tract of land conveyed to Robert J. Thoendel in Book 1319 Page 732; thence N13°37'W, a distance of 241.53 feet; thence East and on a line parallel with the North line of Nevada Court to its intersection with the West line of County Road No. 1313 and the true point of beginning of the tract of land herein to be described: thence Westerly and on a line parallel with the North line of Nevada Court to the West line of property described in Book 1319 Page 732; thence N13°37'W, a distance of 80 feet; thence Easterly on a line parallel with Nevada Court to its intersection with the West line of County Road No. 1313; thence Southerly and following said West line to the point of beginning.

(TAX ACCOUNT #: R-99121-2440; TAX TITLE DEED NUMBER: D971366)

4) PARCEL D:

LEGAL DESCRIPTION:

PROPERTY DESCRIBED AS FOLLOWS:

A tract of land in Section 21 Township 1 South, Range 1 East of the Willamette Meridian, Multnomah County, Oregon described as follows:

Commencing at an iron pipe on the North line of Capitol Hill, said point being S89°47'E, a distance of 457.74 feet from an iron pipe at the Northwest corner of Capitol Hill; thence N13°37'W, a distance of 31 feet to a point on the North line of Nevada Court and the true point of beginning of the tract of land herein to be described; thence N13°37'W, a distance of 81.53 feet; thence East and on a

line parallel with the North line of Nevada Court to its intersection with the West line of County Road No. 1313; thence Southerly and following said West line to its intersection with the North line of Nevada Court; thence Westerly and following said North line to the point of beginning.

(TAX ACCOUNT #: R-99121-2450; TAX TITLE DEED NUMBER: D971367)

5) PARCEL E:

LEGAL DESCRIPTION:

PROPERTY DESCRIBED AS FOLLOWS:

A tract of land in Section 21, Township 1 South, Range 1 East of the Willamette Meridian, Multnomah County, Oregon described as follows:

Commencing at the Southwest corner of that tract of land conveyed to Robert J. Thoendel in Book 1319 Page 732; thence N13°37'W, a distance of 161.53 feet; thence East and on a line parallel with the North line of Nevada Court to its intersection with the West line of County Road No. 1313 and the true point of beginning of the tract of land herein to be described: thence Westerly and on a line parallel with the North line of Nevada Court to the West line of property described in Book 1319 Page 732; thence N13°37'W, a distance of 80 feet; thence Easterly on a line parallel with Nevada Court to its intersection with the West line of County Road No. 1313; thence Southerly and following said West line to the point of beginning.

(TAX ACCOUNT #: R-99121-2460; TAX TITLE DEED NUMBER: D971368)

DEED

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to the CITY OF PORTLAND, Bureau of Parks & Recreation, a municipal corporation of the State of Oregon, Grantee, the following five separate properties:

- 1) That certain parcel of property identified as Parcel A, more particularly described in Exhibit A
- 2) That certain parcel of property identified as Parcel B, more particularly described in Exhibit A
- 3) That certain parcel of property identified as Parcel C, more particularly described in Exhibit A
- 4) That certain parcel of property identified as Parcel D, more particularly described in Exhibit A
- 5) That certain parcel of property identified as Parcel E, more particularly described in Exhibit A

Provided that said properties shall be used and continue to be used by the Grantee for a "natural area", defined as follows:

"A landscape unit composed of plant and animal communities, water bodies, soil and rock; devoid of any human-made structures except as provided below:

- a) Water control structures for storm water improvement; maintained and managed in such a way as to promote or enhance populations of wildlife." Should the properties cease to be used as natural areas by the Grantee, the interests of the Grantee shall automatically terminate and title shall revert to the Grantor. These transfers are without monetary consideration.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTIES 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 PROPERTIES 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.

Until a change is requested, all tax statements shall be sent to the following address:

City of Portland
Bureau of Parks & Recreation
1120 SW. 5th Ave. Suite 1302
Portland, Oregon 97204

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of County Commissioners this 30th day of September, 1996, by authority of an Order of the Board of County Commissioners heretofore entered of record.



BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON

By *Beverly Stein*
Beverly Stein, Chair

REVIEWED:

BY *Matthew O. Ryan*
for Laurence Kressel, County Counsel
for Multnomah County

APPROVED:

BY *K. A. Juneberg*
Janice Druian, Director
Assessment & Taxation

After recording, return to: 166/300 Tax Title Unit

EXHIBIT A

**MULTNOMAH COUNTY PROPERTY CONVEYANCE TO:
CITY OF PORTLAND, BUREAU OF PARKS AND RECREATION**

(PROPERTY DESCRIPTION)

PARCEL A:

LEGAL DESCRIPTION:

PROPERTY DESCRIBED AS FOLLOWS:

A tract of land in Section 21, Township 1 South, Range 1 East of the Willamette Meridian, Multnomah County, Oregon described as follows:

Commencing at the Southwest corner of that tract of land conveyed to Robert J. Thoendel in Book 1319 Page 732; thence N13°37'W, a distance of 81.53 feet; thence East and on a line parallel with the North line of Nevada Court to its intersection with the West line of County Road No. 1313 and the true point of beginning of the tract of land herein to be described: thence Westerly and on a line parallel with the North line of Nevada Court to the West line of property described in Book 1319 Page 732; thence N13°37"W, a distance of 80 feet; thence Easterly on a line parallel with Nevada Court to its intersection with the West line of County Road No. 1313; thence Southerly and following said West line to the point of beginning.

(TAX ACCOUNT #: R-99121-0830; TAX TITLE DEED NUMBER: D971364)

PARCEL B:

LEGAL DESCRIPTION:

PROPERTY DESCRIBED AS FOLLOWS:

A tract of land in Section 21, Township 1 South, Range 1 East of the Willamette Meridian, Multnomah County, Oregon described as follows:

Commencing at the Southwest corner of that tract of land conveyed to Robert J. Thoendel in Book 1319 Page 732; thence N13°37'W, a distance of 321.53 feet; thence East and on a line parallel with the North line of Nevada Court to its intersection with the West line of County Road No. 1313 and the true point of beginning of the tract of land herein to be described: thence Westerly and on a line parallel with the North line of Nevada Court to the West

line of property described in Book 1319 Page 732; thence N13°37'W, a distance of 80 feet; thence Easterly on a line parallel with Nevada Court to its intersection with the West line of County Road No. 1313; thence Southerly and following said West line to the point of beginning.

(TAX ACCOUNT #: R-99121-2420; TAX TITLE DEED NUMBER: D971365)

PARCEL C:

LEGAL DESCRIPTION:

PROPERTY DESCRIBED AS FOLLOWS:

A tract of land in Section 21, Township 1 South, Range 1 East of the Willamette Meridian, Multnomah County, Oregon described as follows:

Commencing at the Southwest corner of that tract of land conveyed to Robert J. Thoendel in Book 1319 Page 732; thence N13°37'W, a distance of 241.53 feet; thence East and on a line parallel with the North line of Nevada Court to its intersection with the West line of County Road No. 1313 and the true point of beginning of the tract of land herein to be described: thence Westerly and on a line parallel with the North line of Nevada Court to the West line of property described in Book 1319 Page 732; thence N13°37'W, a distance of 80 feet; thence Easterly on a line parallel with Nevada Court to its intersection with the West line of County Road No. 1313; thence Southerly and following said West line to the point of beginning.

(TAX ACCOUNT #: R-99121-2440; TAX TITLE DEED NUMBER: D971366)

PARCEL D:

LEGAL DESCRIPTION:

PROPERTY DESCRIBED AS FOLLOWS:

A tract of land in Section 21 Township 1 South, Range 1 East of the Willamette Meridian, Multnomah County, Oregon described as follows:

Commencing at an iron pipe on the North line of Capitol Hill, said point being S89°47'E, a distance of 457.74 feet from an iron pipe at the Northwest corner of Capitol Hill; thence N13°37'W, a distance of 31 feet to a point on the North line of Nevada Court and the true point of beginning of the tract of land herein to be described; thence N13°37'W, a distance of 81.53 feet; thence East and on a line parallel with the North line of Nevada Court to its

intersection with the West line of County Road No. 1313; thence Southerly and following said West line to its intersection with the North line of Nevada Court; thence Westerly and following said North line to the point of beginning.

(TAX ACCOUNT #: R-99121-2450; TAX TITLE DEED NUMBER: D971367)

PARCEL E:

LEGAL DESCRIPTION:

PROPERTY DESCRIBED AS FOLLOWS:

A tract of land in Section 21, Township 1 South, Range 1 East of the Willamette Meridian, Multnomah County, Oregon described as follows:

Commencing at the Southwest corner of that tract of land conveyed to Robert J. Thoendel in Book 1319 Page 732; thence N13°37'W, a distance of 161.53 feet; thence East and on a line parallel with the North line of Nevada Court to its intersection with the West line of County Road No. 1313 and the true point of beginning of the tract of land herein to be described: thence Westerly and on a line parallel with the North line of Nevada Court to the West line of property described in Book 1319 Page 732; thence N13°37'W, a distance of 80 feet; thence Easterly on a line parallel with Nevada Court to its intersection with the West line of County Road No. 1313; thence Southerly and following said West line to the point of beginning.

(TAX ACCOUNT #: R-99121-2460; TAX TITLE DEED NUMBER: D971368)

STATE OF OREGON)
) ss
COUNTY OF MULTNOMAH)

On this 30th day of September, 1996, before me, a Notary Public in and for the County of Multnomah and State of Oregon, personally appeared Beverly Stein, Chair, Multnomah County Board of Commissioners, to me personally known, who being duly sworn did say that the attached instrument was signed and sealed on behalf of the County by authority of the Multnomah County Board of Commissioners, and that said instrument is the free act and deed of Multnomah County.

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

Deborah Lynn Bogstad
Notary Public for Oregon
My Commission expires: 6/27/97

