

Joseph A. O'Rourke

September 30, 2003

Exhibit 1

INCLUDES REVISIONS
DATE 4/29/05 +
9/1/05

Mr. Patrick Hinds, P.L.S., C.W.R.E.
Transportation Division
Multnomah County Oregon
1600 SE 190th Avenue
Portland, Oregon 97233-5910

Re: Street Vacation Petition, Formal Request

Mr. Hinds,

Pursuant to our telephone conversation June 9, 2003, and subsequent letter from you dated June 25, 2003, I am submitting this formal request for street vacation originally documented in my letter to you dated April 14, 2003 in which I requested a preliminary feasibility study for the vacation of certain streets contiguous to my property located in Multnomah County.

To reiterate, the county roads and actions I propose to include for vacation are:

1. Vacate the North 160.0 feet of Northgate Avenue.
2. Vacate Southwest Vacuna Street and alter subsequent alignment to allow for 90° degree access from SW Terwilliger for intersecting Northgate Avenue.
3. Propose the O'Rourke Trust Quit Claim existing lots 58 and 59 to Multnomah County to facilitate Item 2, a 90° access from SW Terwilliger.
4. Vacate SW Coronado Street in its entirety.

Reference Exhibits A through E for graphic depictions of requested items to be vacated. All county roads referenced herein are currently unimproved.

The following information is provided in response to the requirements for a Formal Vacation Request pursuant to ORS 368.341:

Item 1; Legal Description of the property proposed to be vacated, including easements such as for utility maintenance:

Corodado Street:

Beginning at the southeast corner of lot 1, Palatine Hill No. 2, thence south 40.0 feet to intersect with the northeast corner of lot 25, Palatine Hill No. 2, thence west 230.0 feet to a point of intersection with SW Terwilliger Boulevard, thence northwesterly parallel with SW Terwilliger Boulevard to a point intersecting with lot 11, Palatine Hill No. 2, thence east 256.0 feet to the point of beginning.

6900 SE Riverside Drive
Vancouver, WA 98664

Phone: 360.737.6556
Cell: 360.608.7646
Fax: 360.737.6556

Email: pdxjoeo@pacifier.com

Item 1; (continued)

Vacuna Street:

Beginning at the southeast corner of lot 49, Palatine Hill No. 2, thence south 40.0 feet to intersect with the northeast corner of lot 58, Palatine Hill No. 2, thence west 29.0 feet to a point of intersection with SW Terwilliger Boulevard, thence northwesterly parallel with SW Terwilliger Boulevard to a point intersecting with lot 51, Palatine Hill No. 2, thence east 65.0 feet to the point of beginning.

Northgate Avenue:

Beginning at the northeast corner of lot 1, Palatine Hill No. 2, thence east 50.0 feet, thence south 160.0 feet, thence west 50.0 feet thence north 160.0 feet to the point of beginning.

*Along the existing
northerly right-of-way
line of SW. NORTHGATE*

Item 2; Statement of reasons to vacate:

The purpose of this vacation proposal is to officially vacate streets that are currently platted county records but not improved. Vacating SW Corodado and SW Vacuna Streets will best conform with Multnomah County traffic requirements to minimize ingress and egress points to SW Terwilliger at this location.

SW Northgate Avenue is as well not improved. Vacating the north 160.0 feet of SW Northgate Avenue is the desire of the two primary abutting property owners representing in excess of 90.0% of frontage ownership. SW Northgate Avenue, north of this location, was vacated December 30, 1965.

Item 3; Names and addresses of all persons holding any recorded interest in the property to be vacated:

There does not appear to be any persons holding any recorded interest in the respective property to be vacated other than the abutting property owners, reference Exhibit D.

Item 4; Names and addresses of all persons owning any improvements constructed on public property proposed to be vacated. (Includes written response from utility companies stating existence of utility and any easement requirements if utility exists.)

Corodado Street: There are no recorded easements for utility improvements nor current improvements.

Vacuna Street: There are no recorded easements for utility improvements nor current improvements.

Northgate Avenue: There are no recorded easements for utility improvements, however, there are above ground utility lines installed to service one residence located northeast of Waldemar

Mr. Patrick Hinds
Street Vacation Petition, Formal Request
September 30, 2003
Page 3

Seton's property, reference exhibit D. Seton has planned to accommodate a utility easement within the boundaries of a currently approved Land Use Plan "Seton, Case # 01-00806MUP".

Item 5; Names and addresses of all persons owning real property abutting public property proposed to be vacated:

Reference Exhibit D, attached.

Item 6; Signatures, acknowledged by a person authorized to take acknowledgements of deed, of either owners of 60 percent of the land abutting the property proposed to be vacated or 60 percent of the owners of land:

I am assuming a notarized statement from me is not required since I am the petitioner for this street vacation action. Attached find statements with notarized signatures from the following abutting Property owners:

1. Waldamer & Patricia Seton, Northgate Avenue abutting property owner [160.0 feet]
2. Jennifer & Paul Francis, Northgate Avenue abutting property owner [25.0 feet]
3. Tryon Creek State Park Representative

Item 7: If the petition is for vacation of property that will be redivided in any manner, a subdivision plan or partitioning plan showing the proposed redivision:

Reference Exhibit E, attached. The property will not be redivided rather, the current 25.0' x 100.0' lots will be aggregated to be consistent with the current zoning of 20,000 square feet minimum.

Item 8; A deposit of 120% of estimated costs, \$1,065.00 minimum.

Check submitted with application in the minimum amount of \$1,065.00.

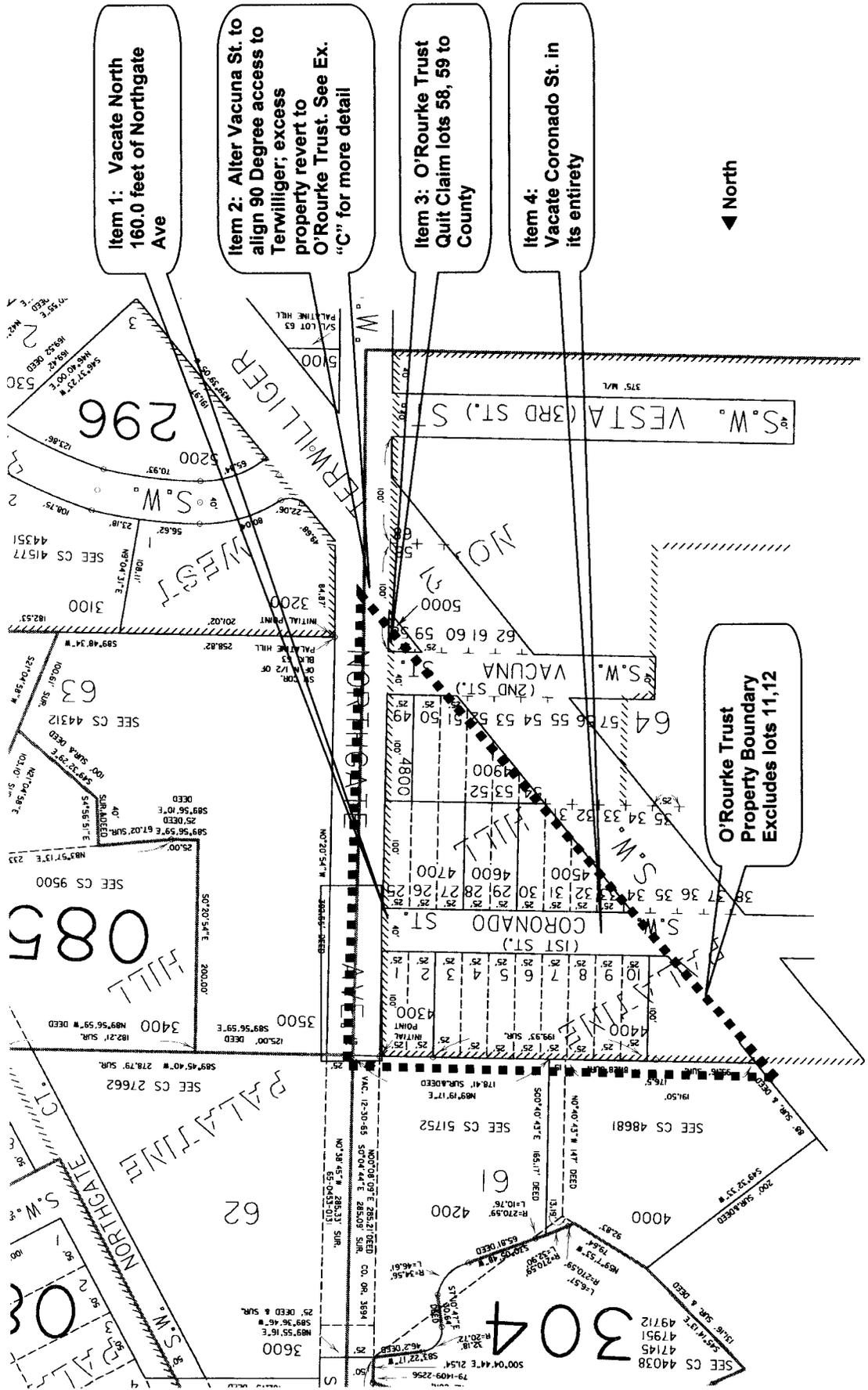
If there are any questions regarding this proposal for street vacation study please contact me. Thanks in advance for expediting this request.



Joseph A. O'Rourke
Attached Exhibits – 5
Attached Notarized Statements – 3
Copy, Multnomah County letter acknowledging acceptable feasibility study.

O'Rourke Family Trust
 6900 SE Riverside Drive #14
 Vancouver, Washington 98664

Exhibit A: Summary of Items Requested



Item 1: Vacate North
 160.0 feet of Northgate
 Ave

Item 2: Alter Vacuna St. to
 align 90 Degree access to
 Terwilliger; excess
 property revert to
 O'Rourke Trust. See Ex.
 "C" for more detail

Item 3: O'Rourke Trust
 Quit Claim lots 58, 59 to
 County

Item 4:
 Vacate Coronado St. in
 its entirety

O'Rourke Trust
 Property Boundary
 Excludes lots 11,12



O'Rourke Family Trust
 6900 SE Riverside Drive #14
 Vancouver, Washington 98664

Exhibit D: Primary Abutting Property Owners

Coronado Street Abutting Property Owners:

- Item A:** Tax Lots 4300 – 4700, (Platted Lots 1-10, 25-34.)
 O'Rourke Trust, Joseph O'Rourke Trustee
 6900 SE Riverside Drive #14
 Vancouver, WA 98664
- Item C:** Platted Lots 11-12 (Less than 5.0% Coronado Frontage)
 Roman Catholic Archbishop of Portland
 Ms. Delia Wilson, Property Manager
 C/O Saint Patricks
 2838 E Burnside Street
 Portland, OR 97214

Northgate Avenue Abutting Property Owners:

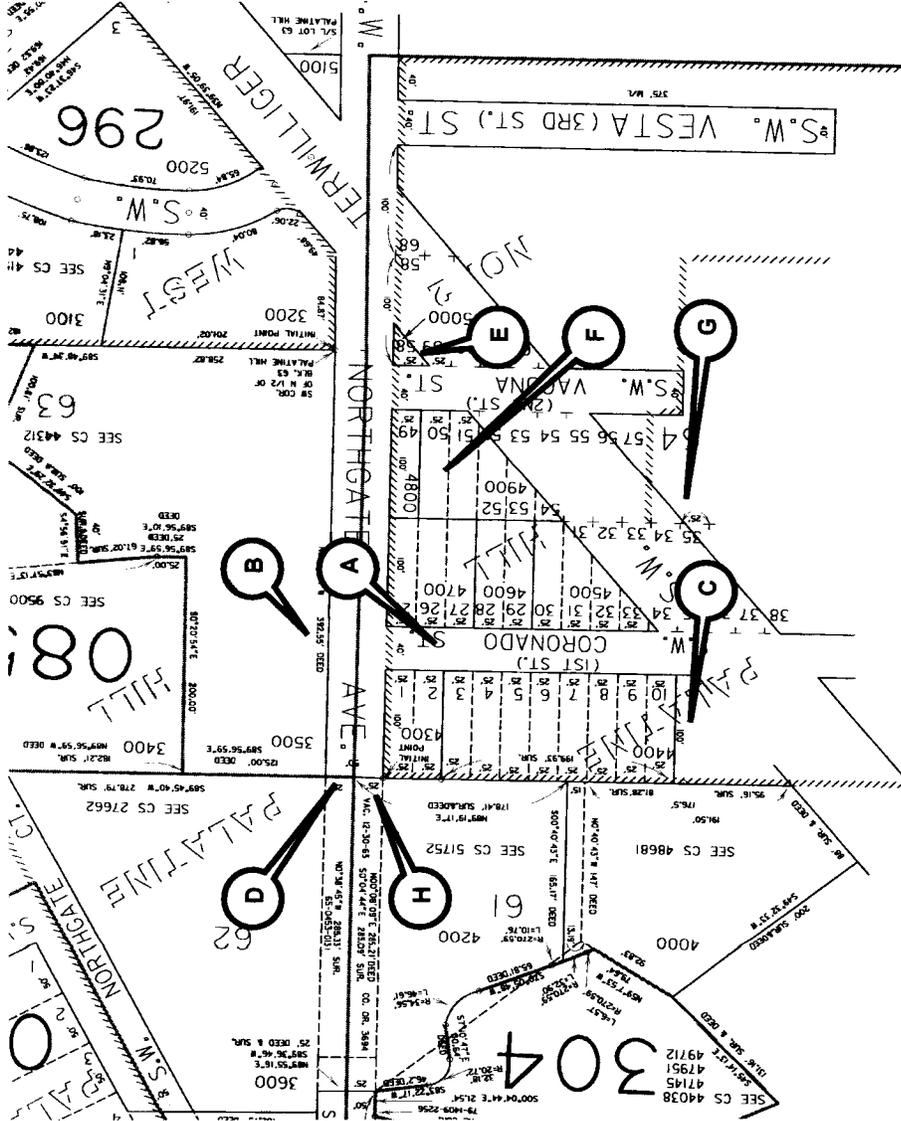
- Item B:** Tax Lot 3500
 Waldemar Seton
 1805 SW Montgomery Drive
 Portland, OR 97201
- Item A:** Tax Lots 4300, 4700, 4800, 5000 (Platted lots 1,25, 49, 58)
 O'Rourke Trust, Joseph O'Rourke Trustee
- Item D:** Tax Lot 3600
 Jennifer and Paul Francis
 11346 SW Northgate Court
 Portland, Oregon 97240
- Item H:** Tax Lot 4200
 James and Debra Millegan
 P.O. Box 40248
 Portland, Oregon 97201

Vacuna Street Abutting Property Owners:

- Item E/F:** Tax Lot 5000 & 4800
 O'Rourke Trust, Joseph O'Rourke Trustee

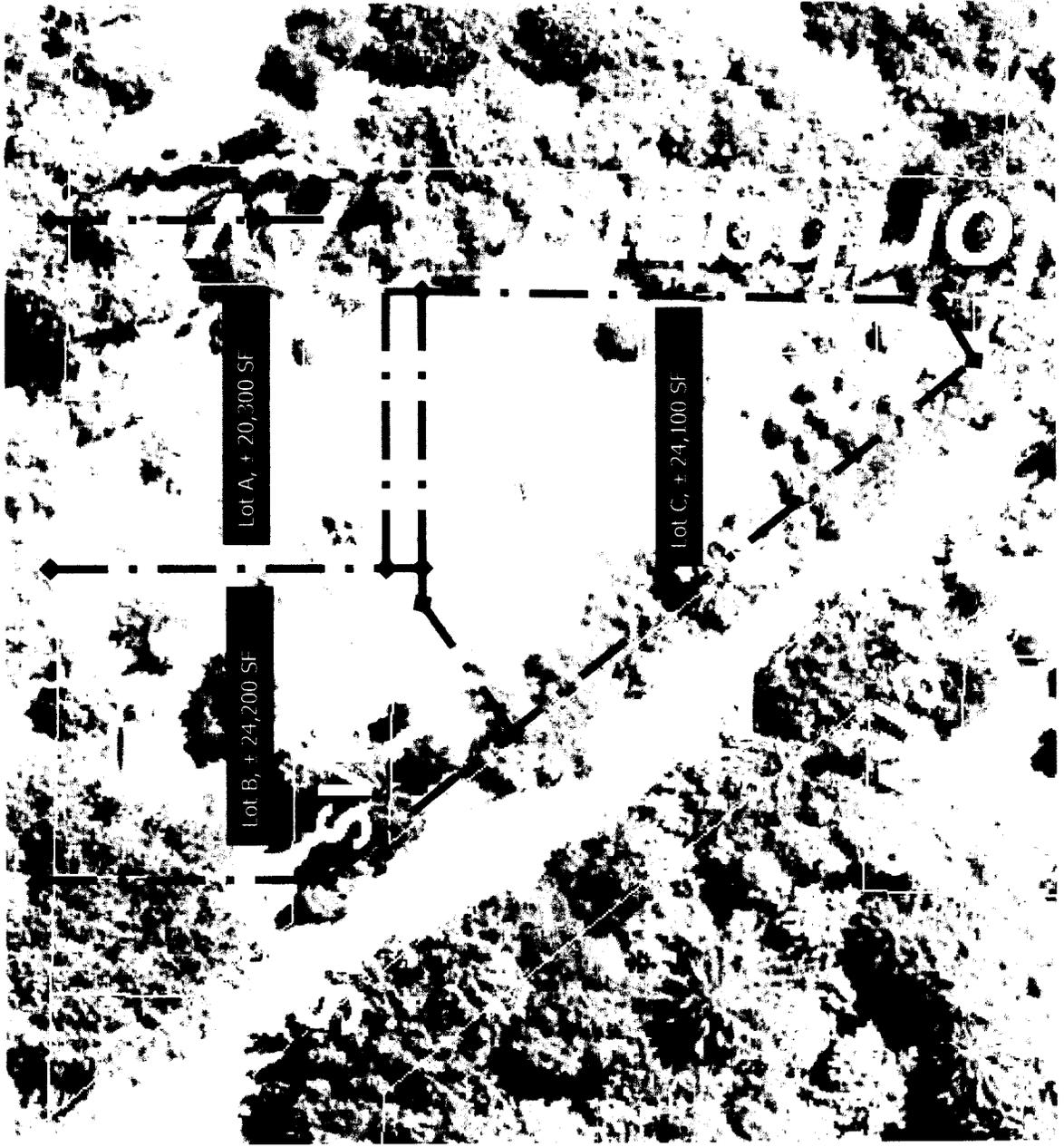
Stakeholder, Opposite Terwilliger:

- Item G:** Tryon Creek State Park;
 Owner: State of Oregon, Parks Department



O'Rourke Family Trust
6900 SE Riverside Drive #14
Vancouver, Washington 98664

Exhibit E: Preliminary Proposed Redivision (Aggregation versus Segregation)



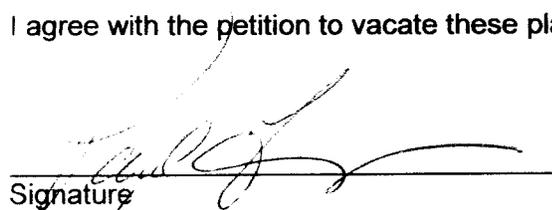
Abutting Property Owner Approval pursuant to Title 31, section 368.351 (2)

I have reviewed the documentation seeking vacation of Southwest Coronado Street, Southwest Vacuna Street and a portion of Southwest Northgate Avenue which are contiguous to, or included within, the boundary of the property located at 11500 SW Terwilliger Boulevard, Portland, Oregon.

I/WE am the official title holder of abutting property described as:

Tax Lot 3600, Block 62; Palatine Hill 2

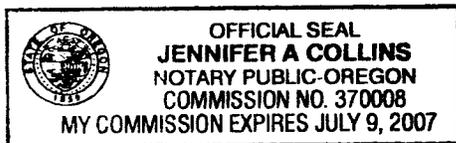
I agree with the petition to vacate these platted but unapproved streets as described.


Signature


Signature

STATE OF Oregon, COUNTY OF Multnomah

This instrument was acknowledged before me on this 10th day of September, 2003. by Paul Francis, as signatory.




Notary Public

July 9, 2007

My commission expires

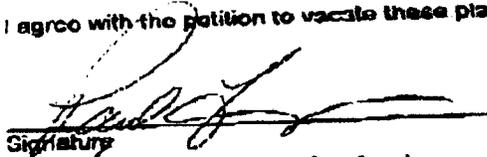
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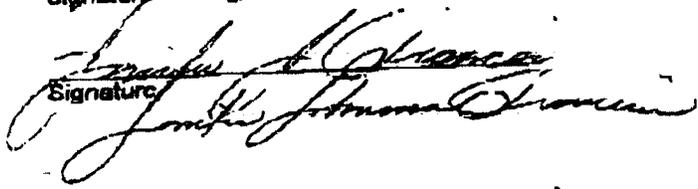
I have reviewed the documentation seeking vacation of Southwest Coronado Street, Southwest Vacuna Street and a portion of Southwest Northgate Avenue which are contiguous to, or included within, the boundary of the property located at 11500 SW Terwilliger Boulevard, Portland, Oregon.

I/WE am the official title holder of abutting property described as:

Tax Lot 3600, Block 02, Polkine Hill 2

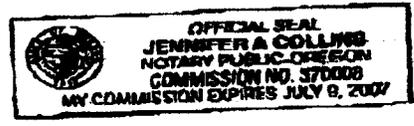
I agree with the petition to vacate these platted but unapproved streets as described.


Signature

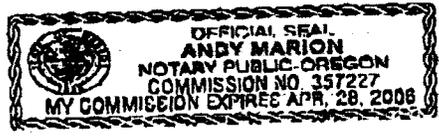

Signature

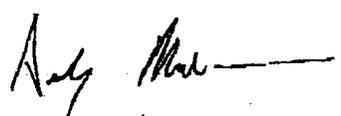
STATE OF Oregon, COUNTY OF Multnomah

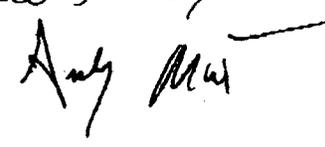
This instrument was acknowledged before me on this 10th day of September 2003, by Paul Francis, as signatory.




Notary Public
July 9, 2007
My commission expires




April 28, 2006

This instrument was Acknowledged before me on this 29th day of June, 2005 by ~~Andy Marion~~ AS SIGNATORY - 
 Jennifer Johnson

Paul Francis - Multnomah 6/17/2005

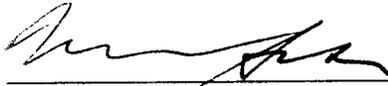
Abutting Property Owner Approval pursuant to Title 31, section 368.351 (2)

I have reviewed the documentation seeking vacation of Southwest Coronado Street, Southwest Vacuna Street and a portion of Southwest Northgate Avenue which are contiguous to, or included within, the boundary of the property located at 11500 SW Terwilliger Boulevard, Portland, Oregon.

I/WE am the official title holder of abutting property described as:

Tax Lot 3500, Block 63; Palatine Hill 2

I agree with the petition to vacate these platted but unapproved streets as described.



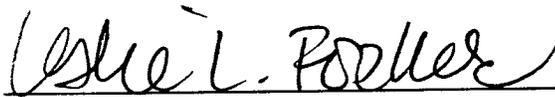
Signature



Signature

STATE OF Oregon, COUNTY OF Multnomah

This instrument was acknowledged before me on this 9th day of September, 2003, by Waldemar & Patricia Seton as signatory.



Notary Public

3.4.05

My commission expires



Abutting Property Owner Approval pursuant to Title 31, section 368.351 (2)

I have reviewed the documentation seeking vacation of Southwest Coronado Street, Southwest Vacuna Street and a portion of Southwest Northgate Avenue which are contiguous to, or included within, the boundary of the property located at 11500 SW Terwilliger Boulevard, Portland, Oregon.

I/WE am the official title holder or representative of the property described as:

Tryon Creek State Park (opposite Terwilliger from subject property)

I agree with the petition to vacate these platted but unapproved streets as described.

Michael Carrier

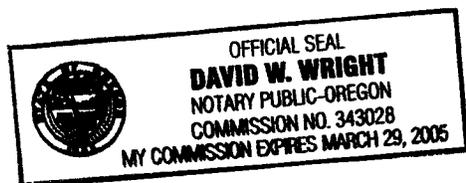
Signature

Signature

STATE OF Oregon, COUNTY OF Multnomah

This instrument was acknowledged before me on this 20th day of August, 2003, by Michael Carrier, as signatory.

David W. Wright
Notary Public



3-29-05
My commission expires

Joseph A. O'Rourke

April 29, 2005

*Hand Delivered
4/29/05*

Mr. Patrick Hinds
Transportation Division
Multnomah County Oregon
1600 SE 190th Avenue
Portland, Oregon 97233-5910

RE: Street Vacation Petition, Formal Request
Amendment to letter dated September 30, 2003

Pat,

Pursuant to our telephone conversation Wednesday, April 27, 2005, attached find the following items that we agreed upon which represent all required information that you require to proceed with the referenced street vacation process.

Item 1: Amend all references to "Corodado Street" in the original petition to "Coronado Street".

Item 2: Attached are notarized statements from the owners of Tax Lot 4200, Block 61, palatine Hill 2, Shari and Lee Jacobson. The Jacobsons own the parcel contiguous to the northeast portion of Northgate Avenue that is petitioned for vacation.

Item 3: Modify the portion of Coronado Street to be vacated from, "Vacate SW Coronado Street in its entirety" to Vacate 249.0 feet of Coronado Street beginning at the intersection of Northgate Avenue and Coronado Streets. The legal description of the area of Coronado Street to be vacated is:

Beginning at the southeast corner of lot 1, Palatine Hill No. 2, thence west N89°44'09"E 249.0 feet, thence south N00°20'54" W to intersect with the right-of-way for Southwest Terwilliger Blvd, thence southeast S40°01'55"E to intersect with the south perimeter of the platted Coronado Street, thence east N89°44'09"E 229.0 feet to intersect with the northeast corner of lot 25, Palatine Hill No. 2., thence north N00°20'54"W 40.0 feet to the point of beginning.

Item 4: Letter from City of Portland accepting this street vacation process.

Item 5: Copy of surveyed plat.

Item 6: Modify exhibit A, summary of items requested to reflect change in vacation of Coronado Street to reflect only 249.0 feet to be vacated.

Item 7: Modify exhibit D, reflect change of property ownership for tax lot 4200.

I'll contact you Monday, May 2nd. Please note my address change:

301 Arizona Court, Vancouver, WA 98661

Joe O'Rourke

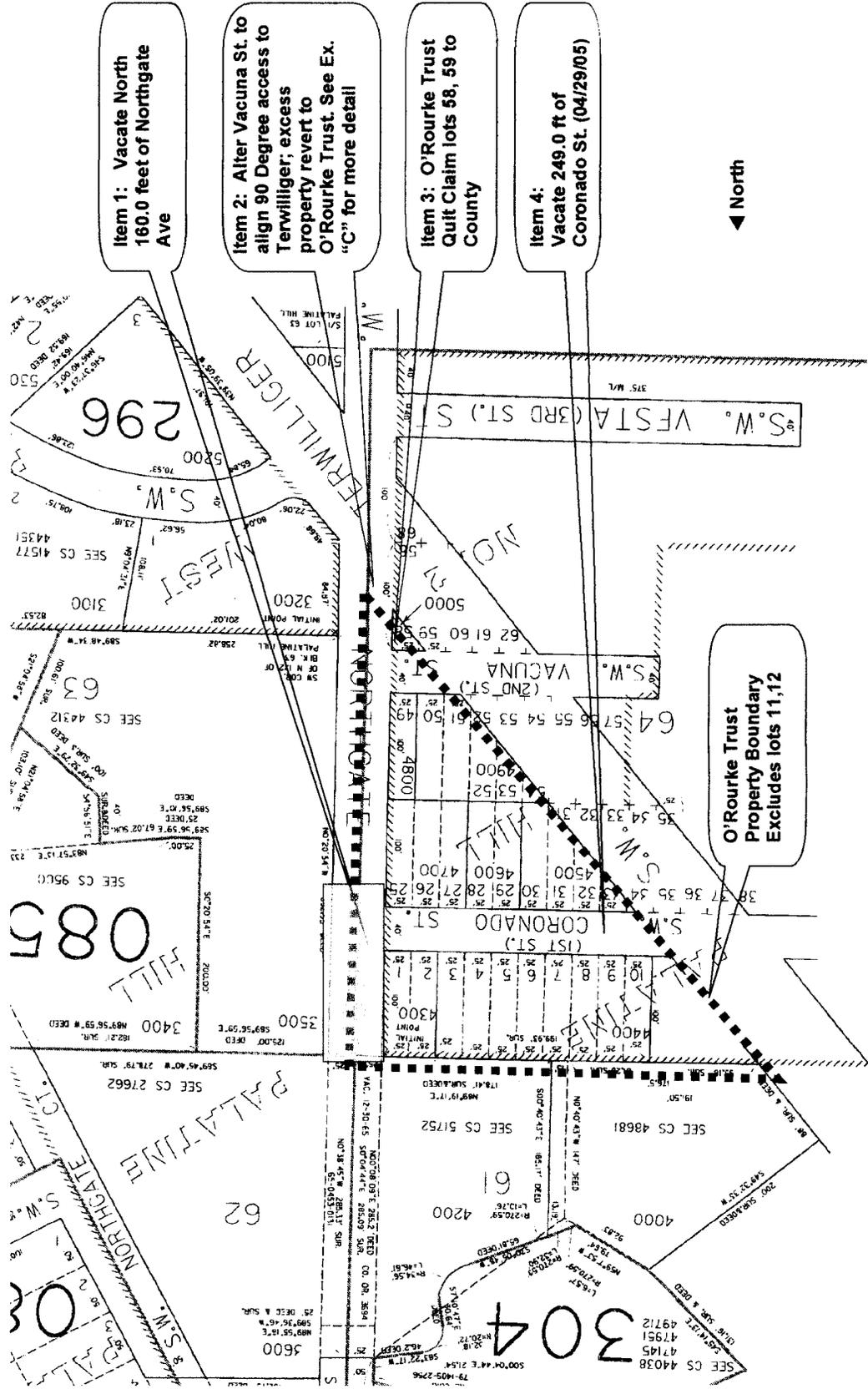


301 Arizona Court
Vancouver, WA 98661

[O] 360.737.6556
[C] 360.513.9798
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pdxjoeo@pacifier.com

O'Rourke Family Trust
 301 Arizona Court
 Vancouver, Washington 98661

Exhibit A: Summary of Items Requested



O'Rourke Family Trust
 301 Arizona Court
 Vancouver, Washington 98661

Exhibit D: Primary Abutting Property Owners

Coronado Street Abutting Property Owners:

Item A: Tax Lots 4300 – 4700, (Platted Lots 1-10, 25-34.)
 O'Rourke Trust, Joseph O'Rourke Trustee
 301 Arizona Court
 Vancouver, WA 98661

Item C: Platted Lots 11-12 (Less than 5.0% Coronado Frontage)
 Roman Catholic Archbishop of Portland
 Ms. Deila Wilson, Property Manager
 C/O Saint Patricks
 2838 E Burnside Street
 Portland, OR 97214

Northgate Avenue Abutting Property Owners:

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 Waldemar Seton
 1805 SW Montgomery Drive
 Portland, OR 97201

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 Tax Lot 3600

Item D: Tax Lot 3600
 Jennifer and Paul Francis
 11346 SW Northgate Court
 Portland, Oregon 97219

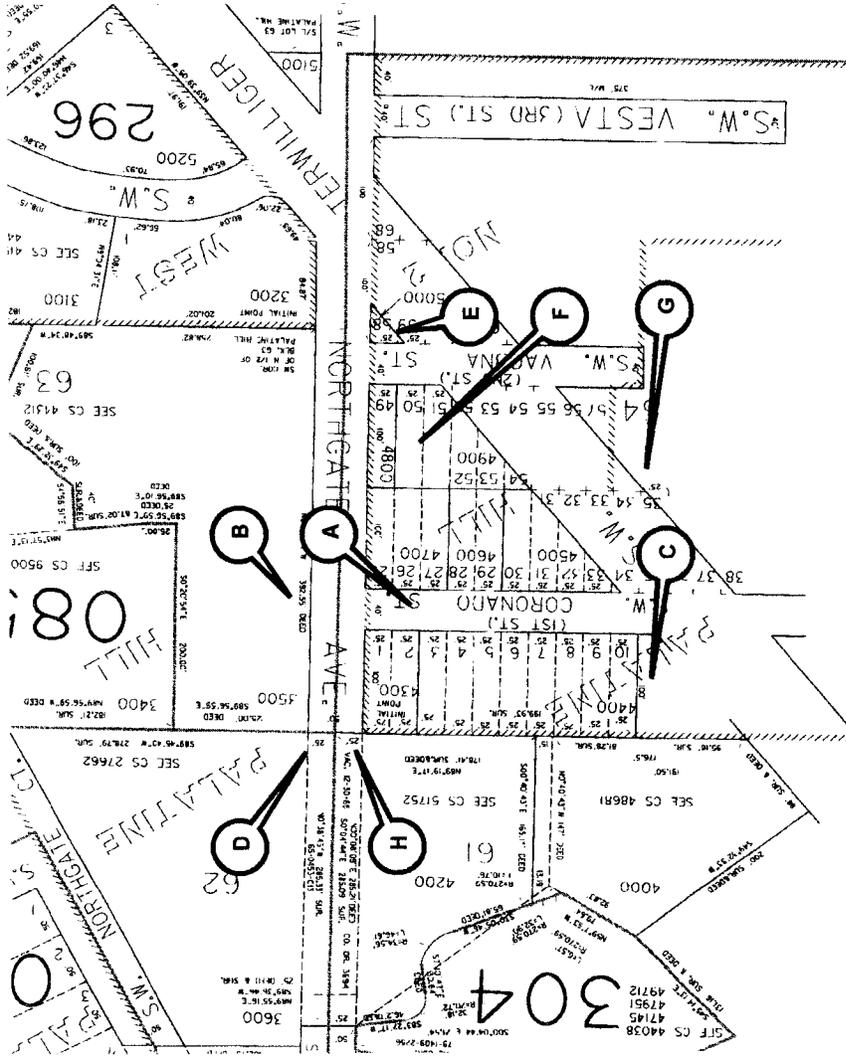
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 11401 SW Northgate Court
 Portland, Oregon 97219

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Item E/F: Tax Lot 5000 & 4800
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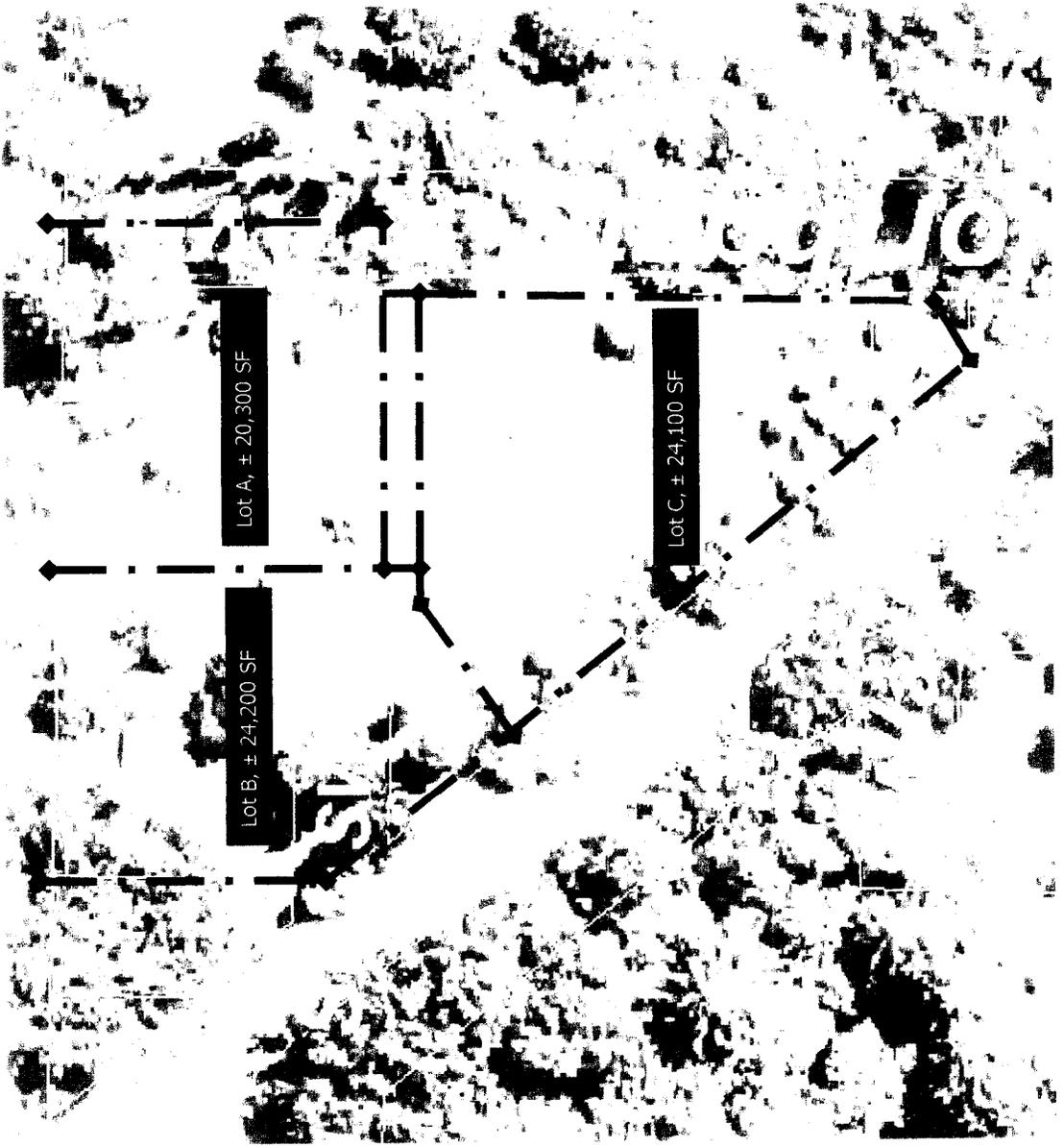
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 Owner: State of Oregon, Parks Department



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Vancouver, Washington 98661

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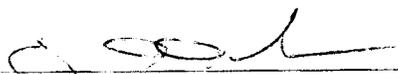
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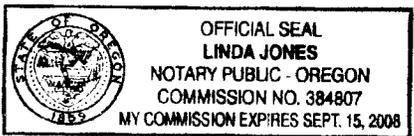
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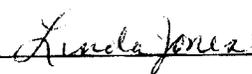


Signature

STATE OF Oregon, COUNTY OF ~~Multnomah~~ Washington

This instrument was acknowledged before me on this 14 day of April, ~~2003~~ ²⁰⁰⁴ by Lee Jacobson, as signatory.





Notary Public

9-15-2008

My commission expires

Abutting Property Owner Approval pursuant to Title 31, section 368.351 (2)

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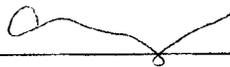
Tax Lot 4200, Block 61; Palatine Hill 2

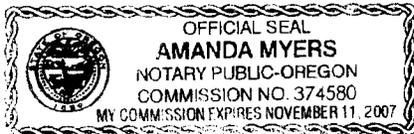
I agree with the petition to vacate these platted but unapproved streets as described.


Signature

STATE OF Oregon, COUNTY OF Multnomah

This instrument was acknowledged before me on this 15 day of April, 2008, by Shari Jacobson, as signatory.


Notary Public



11/11/07
My commission expires

Joseph A. O'Rourke

April 29, 2005
Revised July 1, 2005

Mr. Patrick Hinds
Transportation Division
Multnomah County Oregon
1600 SE 190th Avenue
Portland, Oregon 97233-5910

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[07/01/05 revision 1]

Beginning at the southeast corner of lot 1, Palatine Hill No. 2, thence ~~S~~^N89°44'09"~~E~~^W westerly 249.0 feet along the north right-of-way line of SW Coronado Street, thence ~~N~~^S00°20'54"~~W~~^E to intersect with the right-of-way for Southwest Terwilliger Blvd, thence southeast S40°01'55"E to intersect with the south perimeter of the platted Coronado Street, thence N89°44'09"E easterly 229.0 feet along the south right-of-way line of SW Coronado Street to intersect with the northeast corner of lot 25, Palatine Hill No. 2., thence north N00°20'54"W 40.0 feet to the point of beginning.

301 Arizona Court
Vancouver, WA 98661

[O] 360.737.6556
[C] 360.513.9798
[F] 360.737.6556
pdxjoeo@pacifier.com

April 29, 2005

Revised July 1, 2005

Mr. Patrick Hinds

RE: Street Vacation Petition, Formal Request,
Amendment to letter dated September 30, 2003.

Page 2.

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301 Arizona Court, Vancouver, WA 98661.

Joe O'Rourke