

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the Matter of the Conveyance to the)
City of Portland 11 parcels of land)
owned by Multnomah County for Road)
Purposes)
_____)

ORDER #89-87

Item 88-164

This matter coming on before the Board for the conveyance to the City of Portland, Oregon, of certain land hereinafter described for road purposes; and

It appearing that as part of the Intergovernmental Agreement regarding the transition of urban services from the jurisdiction of Multnomah County to the City of Portland, properties owned by the County which were acquired and retained for future improvements; and

It further appearing that since the City has jurisdiction of the roads adjacent to said properties, it is in the best interest of Multnomah County to convey to the City of Portland for road purposes the following described parcel:

Account
Numbers:

Parcels:

119106220

Tax Lot 4 of Lot 1, Block 53, BURLINGAME, a recorded plat, recorded November 10, 1927, in Plat Book 1074, Page 55 (on S.W. Vincent Place, near S.W. Terwilliger Blvd.), as follows:

Beginning at the initial point of the said BURLINGAME PLAT, said point also being in the northerly right-of-way line of S.W. Vincent Place, thence S 89°39'42" E along said northerly right-of-way line, a distance of 88.20 feet to the beginning of a tangent curve to the right, said curve point also being the true point of beginning; thence southeasterly along said northerly right-of-way line of S.W. Vincent Place, along the arc of a 120.00 foot radius tangent curve to the right through a central angle of 56°37'15" (the chord bears S 61°21'04" E, 113.82 feet), an arc distance of 118.59 feet to the point of tangency; thence S 33°02'27" E, a distance of 30.40 feet to its intersection with the southwesterly right-of-way line of the Oregon State Highway Department; thence N 0°49'21" W along the westerly line of the said highway department right-of-way line a distance of 79.39 feet to a point in the north line of said Lot 1, Block 53, BURLINGAME; thence N 89°39'42" W along said north line, a distance of 115.32 feet to the true point of beginning.

Containing 2,654 square feet, more or less.

Account
Numbers:

Parcels:

- 133907530 Portion of Lots 1 and 2, Block 41, CAPITOL HILL, a recorded plat, recorded May 29, 1907, in Plat Book 400, Page 39 (on S.W. Capitol Hill Road, near S.W. Spring Garden Street), as follows:
- All that portion of said Lots 1 and 2 lying between S.W. Spring Garden Street and S.W. Capitol Hill Road, County Road No. 876.
- 139700800 Portion of Lot 8, Block 4, CARSON HEIGHTS, a recorded plat, recorded May 13, 1890, in Plat Book 151, Page 55 (S.W. Capitol Hill Road, near S.W. 11th Avenue), as follows:
- That portion of said Lot 8 lying northerly of the northeasterly right-of-way line of S.W. Capitol Hill Road, County Road No. 876.
- 225600500 Tax Lot 5 of Blocks 3 and 4, EAST MT. TABOR, a recorded plat, recorded July 27, 1892, in Plat Book 176, Page 52 (on S.E. 103rd Drive and S.E. Cherry Blossom Drive), as follows:
- All that portion of Blocks 3 and 4, EAST MT. TABOR, a recorded plat in Multnomah County, Oregon, lying between the easterly right-of-way line of S.E. Cherry Blossom Drive, County Road No. 3143 (said easterly right of way line lying 30.00 feet easterly, when measured at right angles, of the center line of said S.E. Cherry Blossom Drive), and the westerly right-of-way line of S.E. 103rd Drive, County Road No. 4020 (said westerly right-of-way line lying 30.00 feet westerly, when measured at right angles, of the centerline of said S.E. 103rd Drive), and lying southerly of the southerly right-of-way line of S.E. Morrison Court, County Road No. 4200 (said right-of-way line lying 30.00 feet southerly, when measured at right angles, of the centerline of S.E. Morrison Court), and including that part of vacated S.E. Morrison Street (vacated 8-4-69, County Order No. 4045), lying between said rights-of-way lines of S.E. Cherry Blossom Drive and S.E. 103rd Drive.
- Containing 21,000 square feet, more or less.
- 340300380 Tax Lot 4 of Lot 1, Block 3, GREEN HILLS, a recorded plat, recorded May 25, 1911, in Plat Book 561, Pages 23 - 24 (on S.W. Patton Road and S.W. Hewett Blvd.), as follows:
- That part of said Lot 1 which lies 120 rods east of and parallel with the west line of Section 8, T1S, R1E, W.M., Multnomah County, Oregon, including part of vacated S.W. Hewett Blvd. adjacent.

Account
Numbers:

Parcels:

564400020 Tract "B", METROPORT, a recorded plat, recorded October 17, 1975, in Plat Book 1206, Page 1 (on N.E. Siskiyou Street, west of N.E. 108th Avenue).

569100010 Tract "A", Blocks 1 - 3, MIKULA-ELSASSER PARK, a recorded plat, recorded April 7, 1971, in Plat Book 1201, Page 98 (N.E. 55th Avenue, near N.E. Sumner Street).

942273570 Tax Lot 357, Section 27, T1N, R2E, W.M., (on N.E. Siskiyou Street, west of N.E. 108th Avenue), as follows:

A 1.00 foot wide non-access reserve strip being a portion of Tract 16 of the unrecorded plat of WINCHELL TRACTS, situated in the northeast one-quarter of the southwest one-quarter of the northwest one-quarter of Section 27, T1N, R2E, W.M., in the County of Multnomah and State of Oregon, being more particularly described as the most northerly 1.00 foot of the following described tract of land:

Commencing at a 5/8 inch diameter iron rod at the northeast corner of the duly recorded plat of ROSSMAN'S TERRACE, said corner being the northwest corner of Tract 17 of said WINCHELL TRACTS; thence N 89°49'30" E, along the north line thereof, a distance of 74.05 feet to the northwest corner of said Tract 16 and the point of beginning of the tract of land to be described; thence N 89°49'30" E along the north line of said Tract 16, a distance of 73.22 feet to the northeast corner thereof; thence S 0°30'30" W along the east line of said Tract 16, a distance of 25.00 feet to a point; thence S 89°49'30" W parallel with said north line of Tract 16, a distance of 73.34 feet to a point in the west line thereof; thence N 0°35'25" E along said west line, a distance of 25.00 feet to the point of beginning.

Account
Numbers:

Parcels:

942344740

Tax Lot 474, Section 34, T1N, R2E, W.M., (on S.E. 102nd Avenue and S.E. 103rd Drive), as follows:

Commencing at the southwest corner of Section 34, T1N, R2E, W.M., Multnomah County, Oregon; thence N 2°58'58" E along the centerline of S.E. 102nd Avenue No. 2696, a distance of 40.00 feet to a point on the north right-of-way line, extended westerly of S.E. Stark Street, No. 2702; thence S 87°53'32" E along said extended line, a distance of 40.00 feet, to a point on the east right-of-way line of S.E. 102nd Avenue, No. 2696; thence N 2°58'58" E along said right-of-way line, a distance of 134.85 feet to the point of beginning; thence continuing N 2°58'58" E along said line a distance of 139.34 feet to a point on the westerly right-of-way line of S.E. 103rd Drive, No. 4020; thence southeasterly along said westerly right-of-way line on the arc of a 623.27 foot radius tangent curve to the left through a central angle of 8°41'32", an arc distance of 94.55 feet (the chord bears S 26°24'44" E, 94.46 feet) to a point of reverse curvature; thence continuing southeasterly along said westerly right-of-way line of S.E. 103rd Drive on the arc of a 563.27 foot radius tangent curve to the right through a central angle of 4°33'45", an arc distance of 44.85 feet (the chord bears S 28°14'38" E, 44.84 feet); thence southwesterly on the arc of a 48.00 foot radius non-tangent curve to the left through a central angle of 97°19'09", an arc distance of 81.53 feet (the chord bears S 77°56'57.5", 72.08 feet), to a point on the east right-of-way line of said S.E. 102nd Avenue, and the true point of beginning.

991210970

Tax Lot 97, Section 21, T1S, R1E, W.M., (on S.W. Capitol Hill Road near S.W. 21st Avenue), as follows:

A parcel of land situated in the northwest one-quarter of Section 21, T1S, R1E, W.M., Multnomah County, Oregon, being a 10.00 foot strip lying south of and adjacent to the following described tract.

Account
Numbers:

Parcels:

Beginning at the northeast corner of the southwest one-quarter of the northwest one-quarter of Section 21, 1S, 1E, thence N 89°46" W along the north line of the southwest one-quarter of the northwest one-quarter of Section 21, 209.00 feet; thence S 0°23' E parallel to the east line of the southwest one-quarter of the northwest one-quarter of Section 21, 150.00 feet to the beginning; thence N 89°46' W, 200.00 feet; thence S 0°23" E, 210.00 feet; thence S 89°46' E, 59.00 feet, more or less, to the northerly line of S.W. Capitol Hill Road; thence northeasterly along the northerly line of S.W. Capitol Hill Road 165.00 feet, more or less, to point S 0°23' E from true beginning; thence N 0°23' W, 126.00 feet, more or less, to the beginning.

Containing 0.01 acre, more or less.

992030760

Tax Lot 76, Section 3, T1S, R2E, W.M., (on S.E. Washington Street near S.E. 106th Avenue), as follows:

A parcel of land situated in the northwest one-quarter of Section 3, T1S, R2E, W.M., Multnomah County, Oregon, more particularly described as follows:

All that portion of land lying between the south right-of-way line of S.E. Washington Street, No. 4022 and the following described line:

Beginning at a point on the south line of that tract of land conveyed to Richard J. Spent, by deed recorded June 1, 1951, in Book 1479, Page 412, Deed Records of Multnomah County, Oregon, said point lying N 87°53'32" W, 17.37 feet from the southeast corner of said Spent tract; thence N 87°53'32" W along the south line of said Spent tract, a distance of 26.36 feet to a point on the south right-of-way line of said S.E. Washington Street, No. 4022.

Containing 436 square feet, more or less.

and the Board being at this time fully advised in the premises:

IT IS ORDERED that Multnomah County execute said deed of conveyance before the Board this date; and that the County Chair be and he is hereby authorized and directed to execute the same on behalf of Multnomah County;

FURTHERED ORDERED that said executed deed be delivered to the Right of Way Section of the Department of Transportation for the City of Portland.

DATED the 11th day of May, 1989

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

By: *Gladys McCoy*
Gladys McCoy
Multnomah County Chair



APPROVED:

LARRY F. NICHOLAS, P.E.
COUNTY ENGINEER
FOR MULTNOMAH COUNTY, OREGON

By: *L. F. Nicholas*

REVIEWED:

LAURENCE KRESSEL, COUNTY COUNSEL
FOR MULTNOMAH COUNTY, OREGON

By: *J. L. DuBay*
John L. DuBay
Assistant County Counsel

DEED FOR ROAD PURPOSES

Multnomah County, conveys to City of Portland, Oregon, a political subdivision of the State of Oregon, for road purposes, the following described property:

Account
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119106220

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Portion of Lots 1 and 2, Block 41, CAPITOL HILL, a recorded plat, recorded May 29, 1907, in Plat Book 400, Page 39 (on S.W. Capitol Hill Road, near S.W. Spring Garden Street), as follows:

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Containing 436 square feet, more or less.

The true and actual consideration for this conveyance is \$0.00.

Dated this 11th day of May, 1989.

APPROVED:

LARRY F. NICHOLAS, P.E.
County Engineer

BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON

By: [Signature]

By: [Signature]
Chair

STATE OF Oregon, County of Multnomah

SIGNED BEFORE ME May 11, 1989, personally appeared Gladys McCoy, who being sworn, stated that she is the Chair of the Board of County Commissioners, Multnomah County, Oregon, and that this instrument was voluntarily signed in behalf of said County by authority of its Board of County Commissioners. Before me:

[Signature]
Notary Public for Oregon

My Commission expires 1/06/90, 19

REVIEWED:

LAURENCE KRESSEL, COUNTY COUNSEL
FOR MULTNOMAH COUNTY, OREGON

(SEAL)

By: [Signature]
John L. DuBay
Assistant County Counsel

TL 4, OF LOT 1, BK. 53 CITY

11910622

SW HIGHWAY CAPITOL

HWY

11910-6220

Lots 1-5, BK. 5, Fulton Park - in Hwy 1051/15 7-5-57

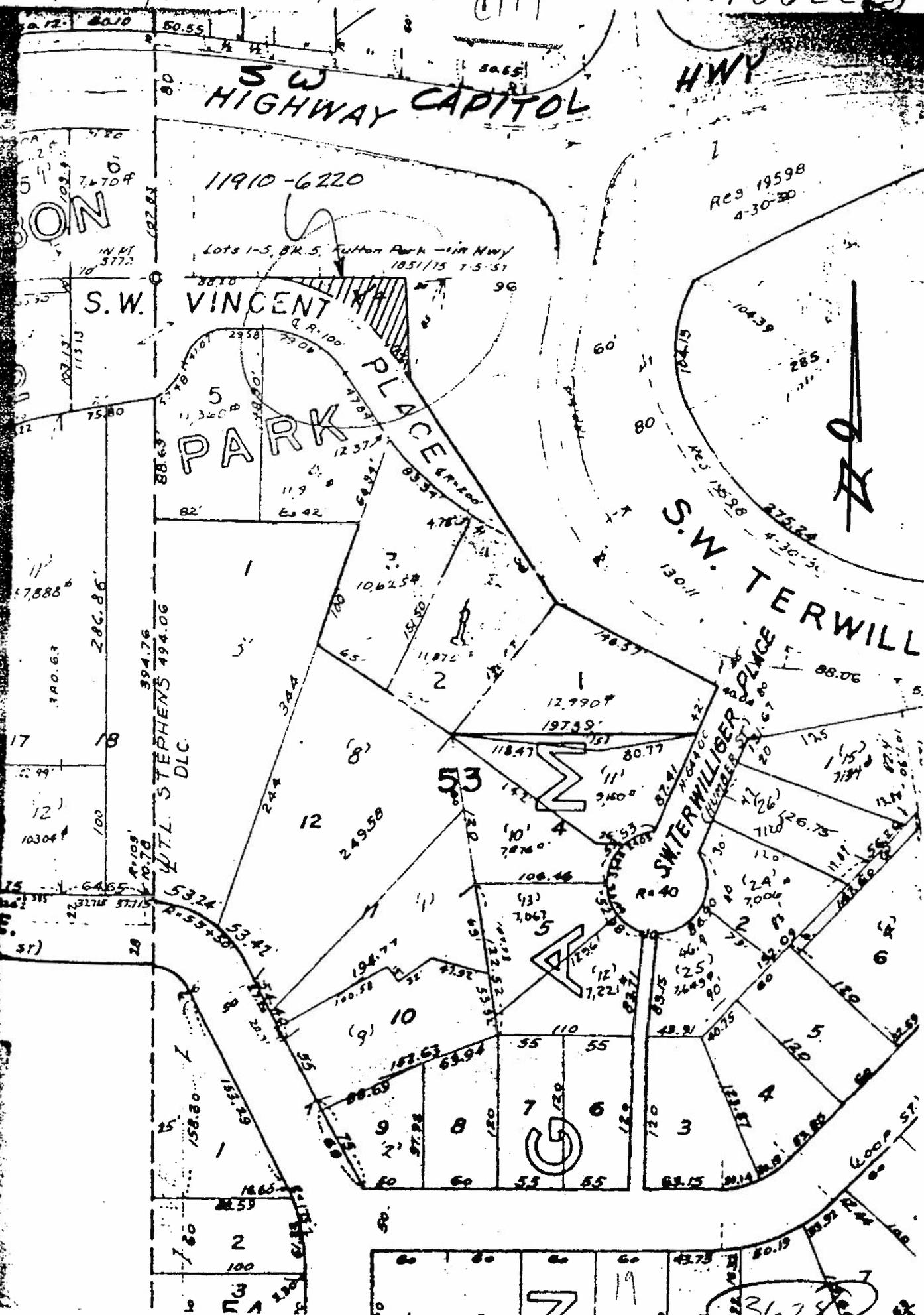
S.W. VINCENT

PARK PLACE

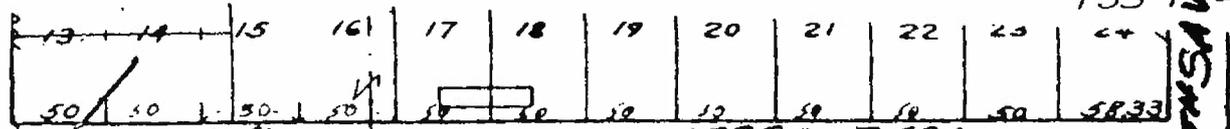
S.W. TERWILL

SW TERWILLER PLINCE

W.T.L. STEPHENS 494.06 DLC

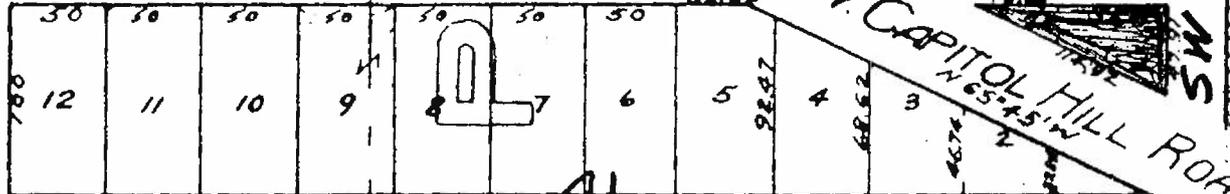


13390-7530



S.W. SPRING GARDEN ST. 589°40'W

13390-7530

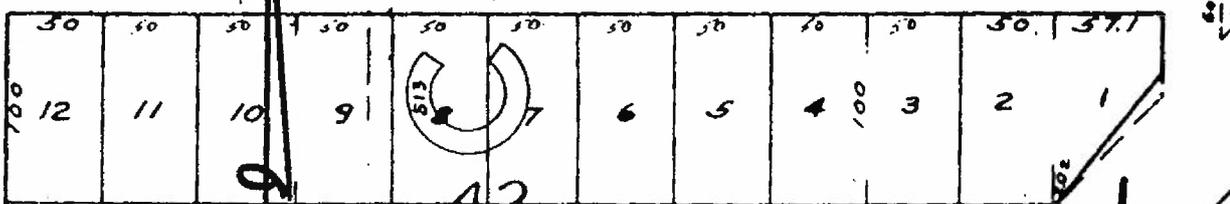


SW CAPITOL HILL ROAD 876 N 65°45'W

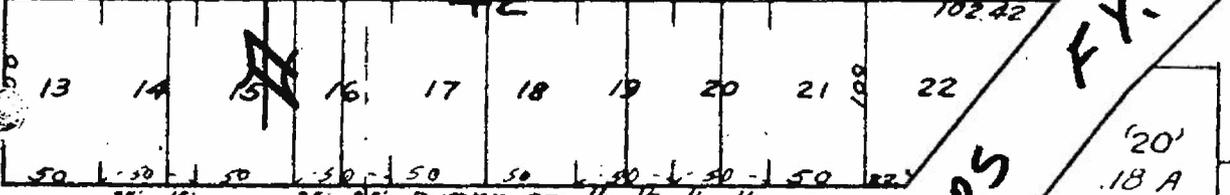
13970-0800



S.W. FREEMAN ST.

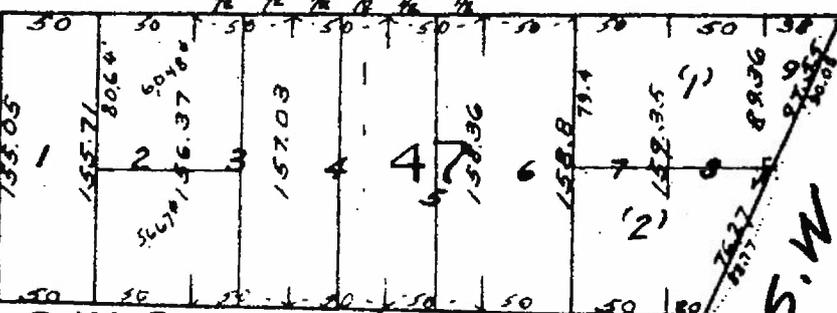


RD.

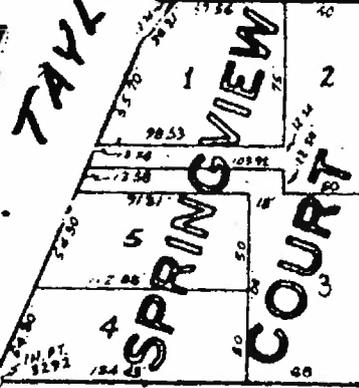


BURKE ST. 1/2 1/2 1/2 1/2

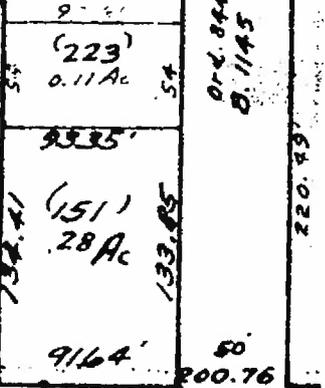
S.W. DOLPH ST. 64235



S.W. DOLPH COURT 174.54



SPRING VIEW COURT



PL. 84471 2-13-47 B. 1145 P. 494 2-17-47

PORTLAND HIGHLANDS

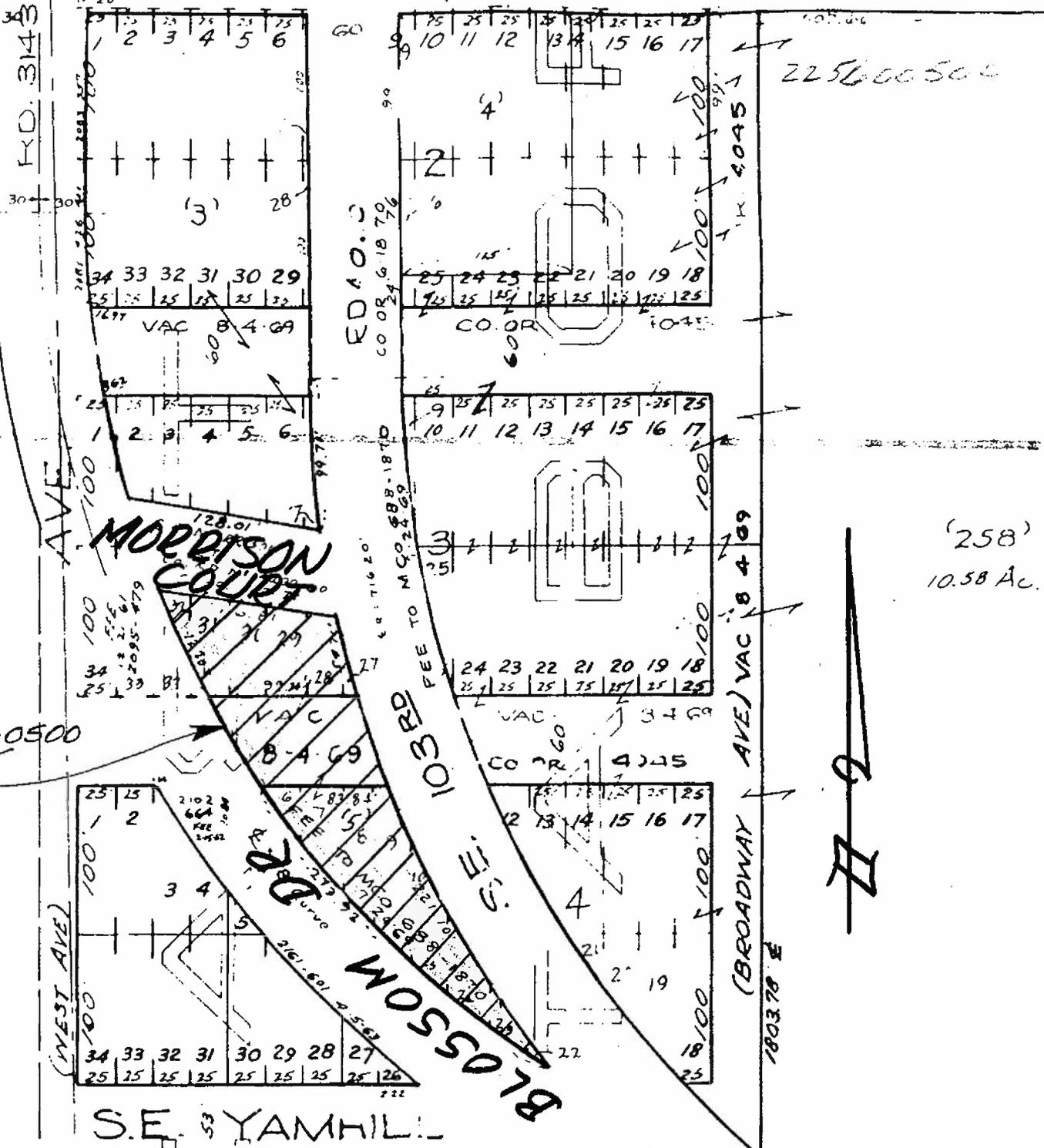
NORTHERN

13th AVE

3828

34 33 32 31 30 29 28 27 26 25 24 23 22 21 20 19 18
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S.E. WASHINGTON ST WASH



22560-0500

MORRISON COURT

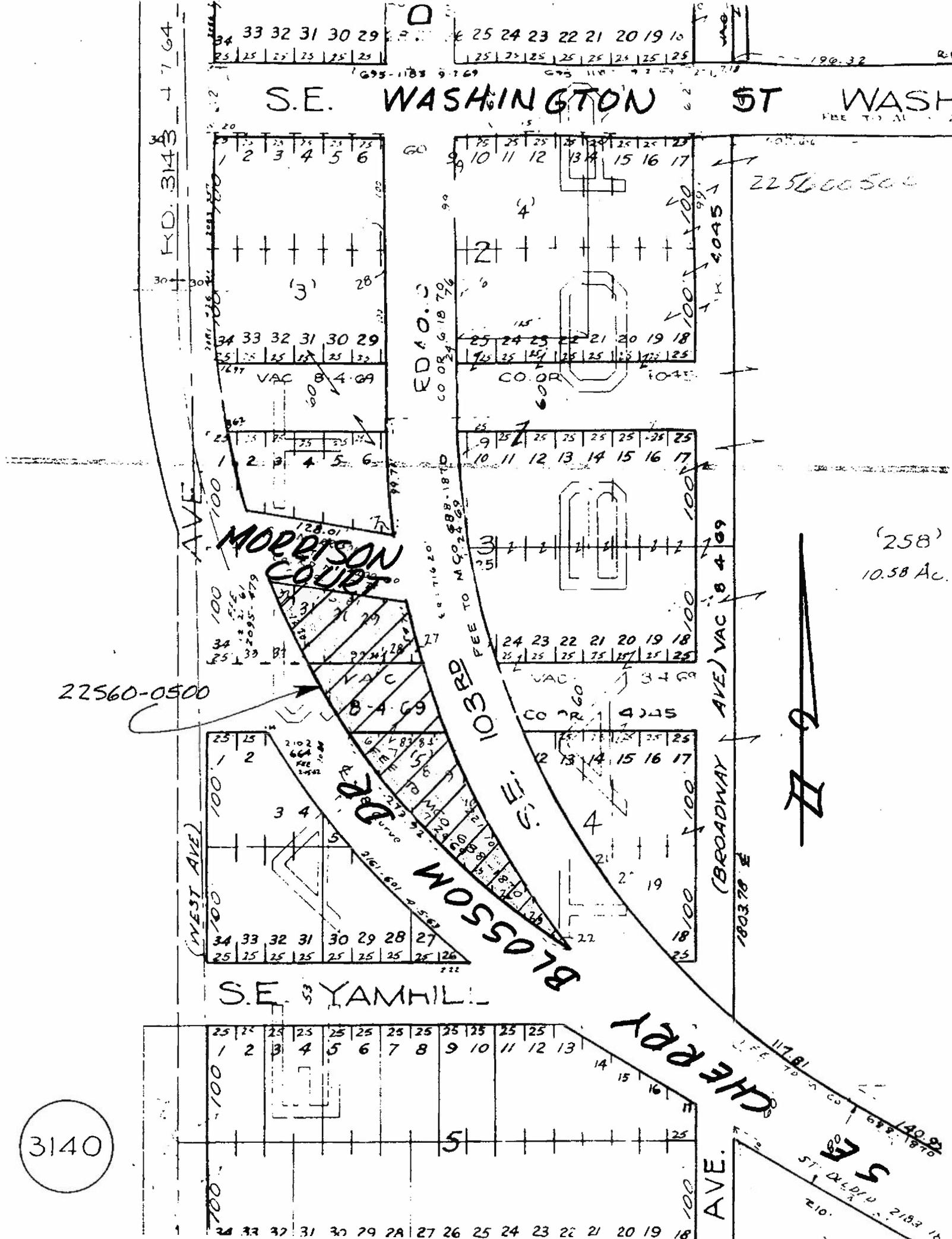
BLOSSOM ST

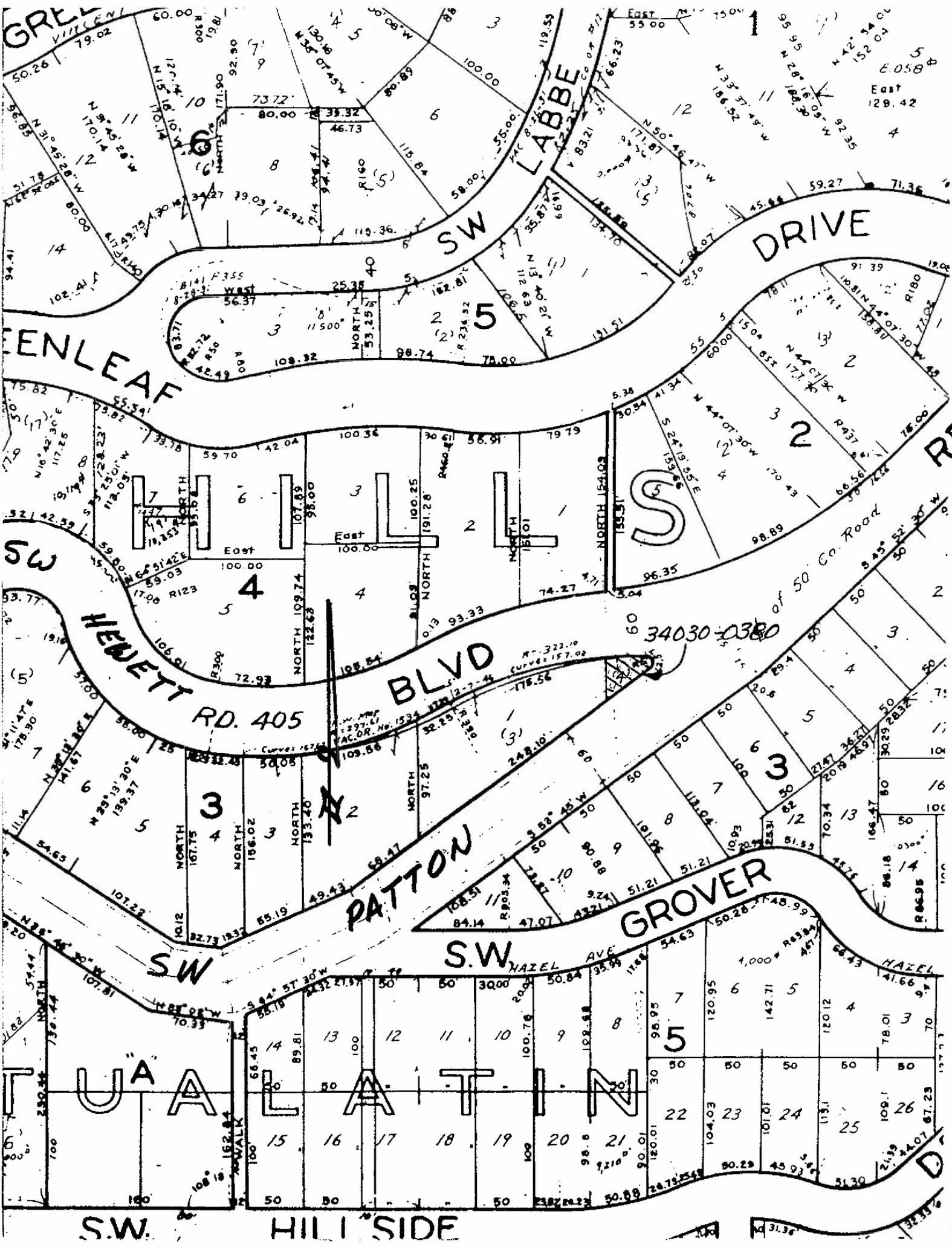
CHERRY ST

S.E. YAMHILL

3140

(258)
10.58 Ac.





GREY

SW HILL SIDE DRIVE

SW

HEWETT RD. 405

BLVD

PATTON

SW

GROVER

HAZEL AVE

TUALATIN

SW HILL SIDE

34030-0380

East 129.42

PLAT No. 1534

AC. 322.10

Curves 157.00

178.56

Curves 157.00

178.56

1,000' RADIUS

457'

HAZEL

41.66'

70'

78.01'

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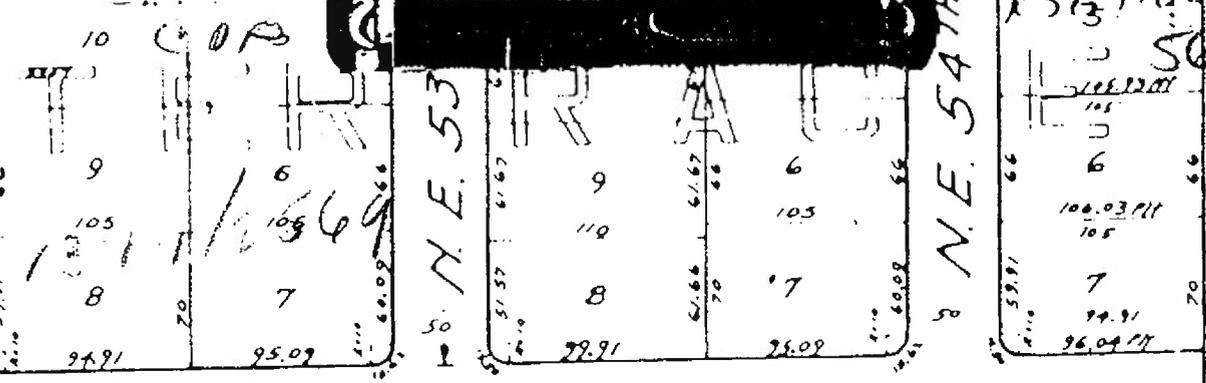
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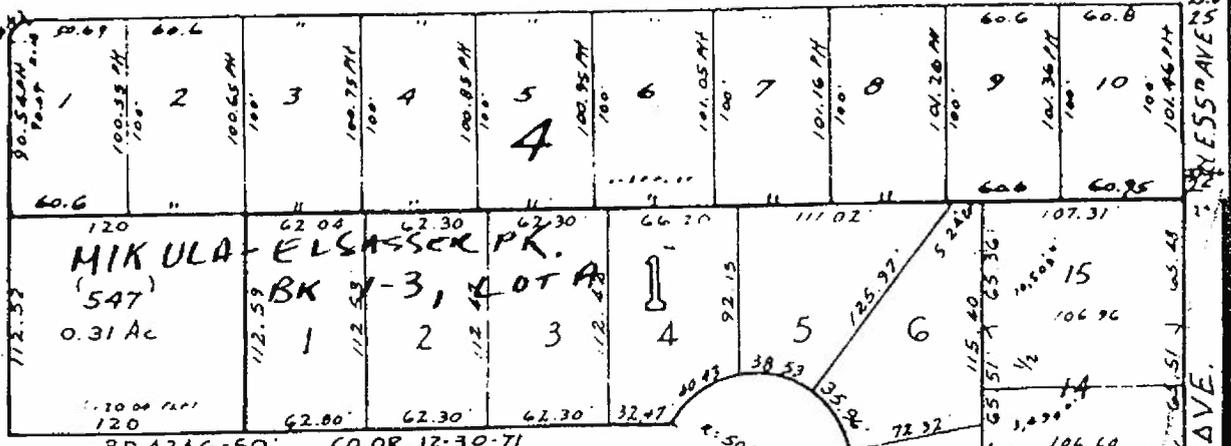


N.E. EMERSON CO. RD. N°1958 11-25-52 ST.

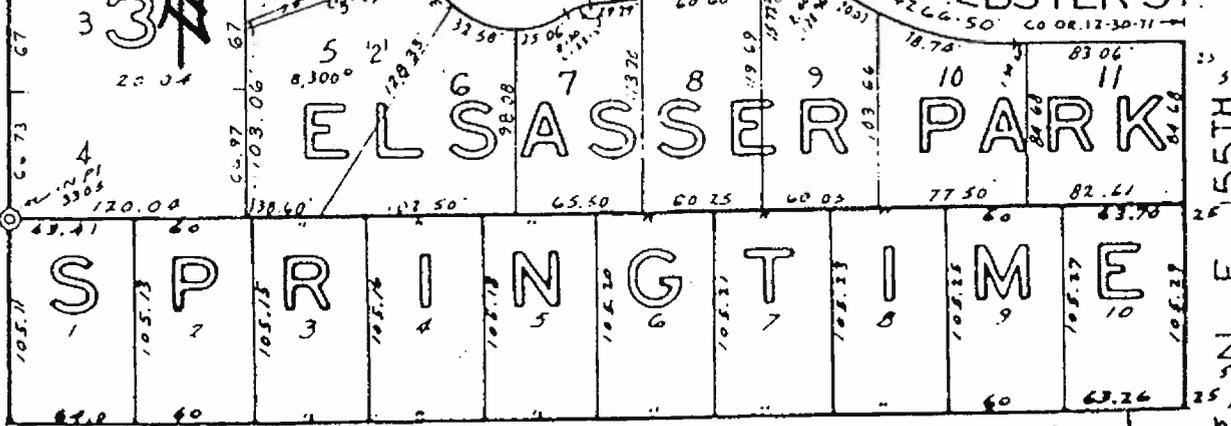
1201
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9



N.E. ROSELAWN ST.
N. CO. OR. 9-21-71 (N.E. SUMMER ST.)



RD. 1546

N. E. ALBERTA

1201
98
ST

556

411

GRAVE AVE

102 RD

STA. 19+00.10
END RD. 4020

ST

S. E. (RD. 1619-50)

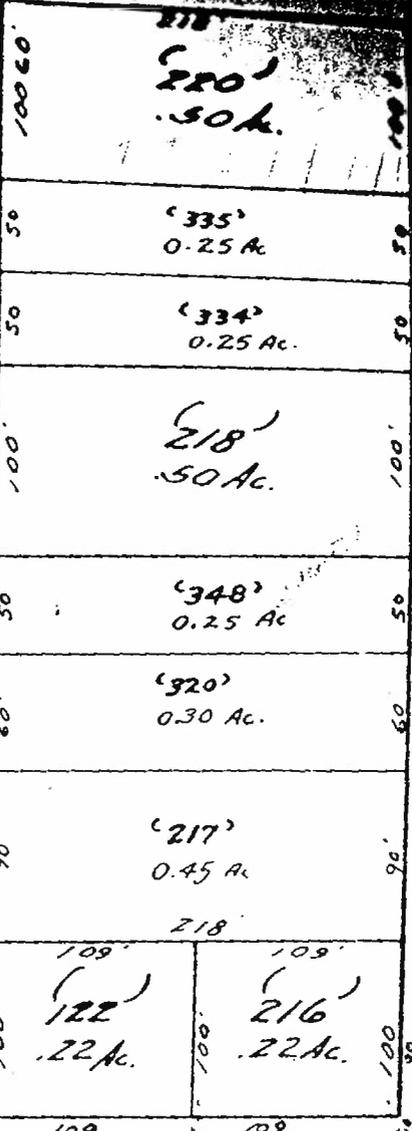
DRIVE
RD. EN. 4020
RD. 4020

94234-4740

(121)
0.53 Ac.

(477)
0.57 Ac.

(479)
0.84 Ac.



105 IN

S. E.



SE STARK

S. E.

ST

RD 2702-

EAST TABOR

E. 103RD
DRIVE

E. 104TH AVE

Ordinance No. 162378

* Accept a Bargain and Sale Deed for nine land development control strips, granted by Multnomah County, at no cost to the City. (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Multnomah County has acquired numerous parcels of land in connection with the control of land development located in the unincorporated areas of the County of Multnomah.
2. Several of these land developments have been annexed into the incorporated limits of the City of Portland and are now under the jurisdiction of the City.
3. Multnomah County should now transfer ownership, to the City of Portland, of the parcels of land which are needed as land development control strips for the land developments that have been annexed to the City of Portland.
4. Multnomah County has approved and executed a Bargain and Sale Deed conveying the land development control strips to the City and has submitted the Bargain and Sale Deed to the City for acceptance.
5. The Bargain and Sale Deed conveying the land development control strips should now be officially accepted by the City and the Bargain and Sale Deed be recorded in Multnomah County Deed Records to properly complete the transfer of ownership to the City.

NOW, THEREFORE, the Council directs:

- a. That the Bargain and Sale Deed transferring ownership of the following described parcels of land to the City of Portland is hereby accepted:

R/W 4498

1. The easterly one foot of Lot 50, Anderson Tracts, a recorded plat, recorded November 10, 1923, in Plat Book 921, Page 53, and the southerly one foot of the easterly 25.00 feet of said Lot 50 (SE 88th Avenue, south of SE Lincoln Street).
2. The north 1.00 foot, the south 1.00 foot and the east 1.00 foot of the east 25.00 feet of Lot 8, Block B, Glendoveer Acres, a recorded plat, recorded April 28, 1942, in Plat Book 1179, Page 23 (NE 158th Place, south of NE Halsey Street).
3. The west 1.00 foot of that part of Lot 18, Block 1, Jorbade, a recorded plat, recorded July 24, 1908, in Plat Book 414,

Page 96, lying between the south line of NE Jarrett Street and a line which is parallel to and 50.00 feet southerly of (when measured at right angles) the south line of Zwhalen Home Sites, a recorded plat, recorded November 22, 1937, in Plat Book 1177, Page 65 (NE Jarrett Street, east of NE 50th Avenue).

4. The east 72.85 feet of Tract "A", Metroport, a recorded plat recorded October 17, 1975, in Plat Book 1206, Page 1 (NE Siskiyou Street, west of NE 108th Avenue).
5. Tract "A", Block 4, Mikula-Elsasser Park, a recorded plat, recorded November 8, 1971, in Plat Book 1202, Page 45 (NE 55th Avenue south of NE Emerson Street).
6. Tract "B", Block 4, Mikula-Elsasser Park, a recorded plat, recorded November 8, 1971, in Plat Book 1202, Page 45 (N.E. Sumner Street, east of N.E. 55th Avenue).
7. Tax Lot 349, Section 18, T1N, R2E (NE Church Street, east of NE 53rd Avenue) as follows:

Beginning at a point in the west line of that tract of land conveyed to Gerald R. Engler by deed recorded August 10, 1978, in Book 1286, Page 847, Deed Records of Multnomah County, Oregon, said point bears 2,209.26 feet west and 241.55 feet north from the southeast corner of said Section 18, and is in the south line of the easterly extension of NE Church Street; thence north along the west line of said Engler Tract, a distance of 50.00 feet to the north line of the easterly extension of said NE Church Street; thence east along the easterly extension of the north line of said NE Church Street, a distance of 170.00 feet to a point in the east line of said Engler Tract; thence south along said east line, a distance of 50.00 feet; thence west 50.00 feet south of and parallel to the above described easterly extension of the north line of NE Church Street, a distance of 170.00 feet to the Point of Beginning.

8. Tax Lot 349, Section 27, T1N, R2E, (NE Siskiyou Street, west of NE 108th Avenue) as follows:

The east 1.00 foot of the north 25.00 feet of that tract of land conveyed to Tipton R. Estes and Rhoda M. Estes, by deed recorded November 24, 1948, in Book 1306, Page 156, Deed Records of Multnomah County, which is described as follows:

Commencing at an iron pipe in the northeast corner of the northeast one-quarter of the southwest one-quarter of the northwest one-quarter of Section 27, T1N, R2E, W.M., and running thence along the legal subdivision line S 0°20½' W, 330.12 feet to a point in the centerline of a 40 foot road; thence following the centerline of said road S 89°48' W, 72.38 feet to the southeast corner and beginning point of

the land herein described; running thence from said True Beginning Point N 0°25½' E and parallel to the west line of the northeast one-quarter of the southwest one-quarter of the northwest one-quarter of Section 27 aforesaid, 330.13 feet to an iron pipe in the north line of said northeast one-quarter of the southwest one-quarter of the northwest one-quarter of Section 27; thence S 89°48½' W and following the legal subdivision line 73.3 feet to an iron pipe; thence S 0°25½' W, 330.14 feet to a point in the centerline of aforesaid 40 foot road; thence along the centerline of said road N 89°48' E, 73.3 feet to the place of beginning, EXCEPTING therefrom the part lying within the boundaries of NE Morris Street, in the County of Multnomah and State of Oregon.

9. Tax Lot 341, Section 27, T1N, R2E, W.M. (NE Siskiyou Street, west of NE 108th Avenue), as follows:

A 1.00 foot wide non-access reserve strip being a portion of Tract 17 of the unrecorded plat of Winchell Tracts, situated in the northeast one-quarter of the southwest one-quarter of the northwest one-quarter of Section 17, T1N, R2E, W.M., in the County of Multnomah and State of Oregon, being more particularly described as the north 1.00 foot and the west 1.00 foot of the following described tract of land:

Beginning at a 5/8 inch diameter iron rod at the northeast corner of the duly recorded plat of "Rossman's Terrace", said corner being the northwest corner of said Tract 17; thence N 89°49'30" E along the north line thereof, a distance of 74.05 feet to the northeast corner of Tract 17; thence S 0°35'25" W along the east line thereof, a distance of 25.00 feet to a point on the westerly extension of the south right-of-way line of NE Siskiyou Street; thence S 89°49'30" W along said westerly extension, a distance of 11.04 feet to a point of tangency; thence southwesterly continuing along said westerly extension on the arc of a 20.00 foot radius curve to the left, through a central angle of 49°59'40", an arc distance of 17.45 feet (the chord bears S 64°49'40" W, 16.90 feet) to a point of reverse curvature; thence southwesterly continuing along said westerly extension of said south right-of-way line on the arc of a 50.00 foot radius curve to the right, through a central angle of 61°10'15", an arc distance of 53.38 feet (the chord bears S 70°24'58" W, 50.88 feet) to a point in the west line of said Tract 17; thence N 0°34'30" E along said west line, a distance of 49.05 feet to the Point of Beginning.

- b. The Auditor shall record in Multnomah County Deed Records, the Bargain and Sale Deed herein accepted, and return one copy of the recorded Bargain and Sale Deed to the Right-of-Way Acquisition Section, Bureau of Transportation Engineering.

ORDINANCE No.

- c. The Auditor shall forward copies of this Ordinance to the County Commissioners of Multnomah County, the Multnomah County Director of Engineering Services, and the Multnomah County Assessor.

Section 2. The Council declares that an emergency exists because delay in acceptance by the City of ownership of the parcels of land described in the Bargain and Sale Deed granted by the County of Multnomah, would cause confusion as to the City's ownership rights; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **SEP 27 1989**

Commissioner Earl Blumenauer
Marcia S. Wilder:mmv
August 22, 1989

BARBARA CLARK
Auditor of the City of Portland
By *Mary Flanagan* Deputy