

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 2011-033

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.

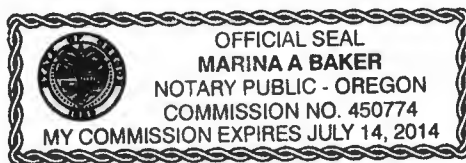



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON


Jeff Cogen, Chair

STATE OF OREGON)
) ss
COUNTY OF MULTNOMAH)

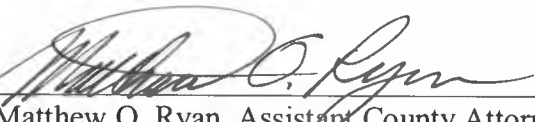
This Deed was acknowledged before me this 14th day of April 2011, by Jeff Cogen, to me personally known, as Chair of the Multnomah County Board of Commissioners, on behalf of the County by authority of the Multnomah County Board of Commissioners.




Marina A. Baker,
Notary Public for Oregon;
My Commission expires: 7/14/2014

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

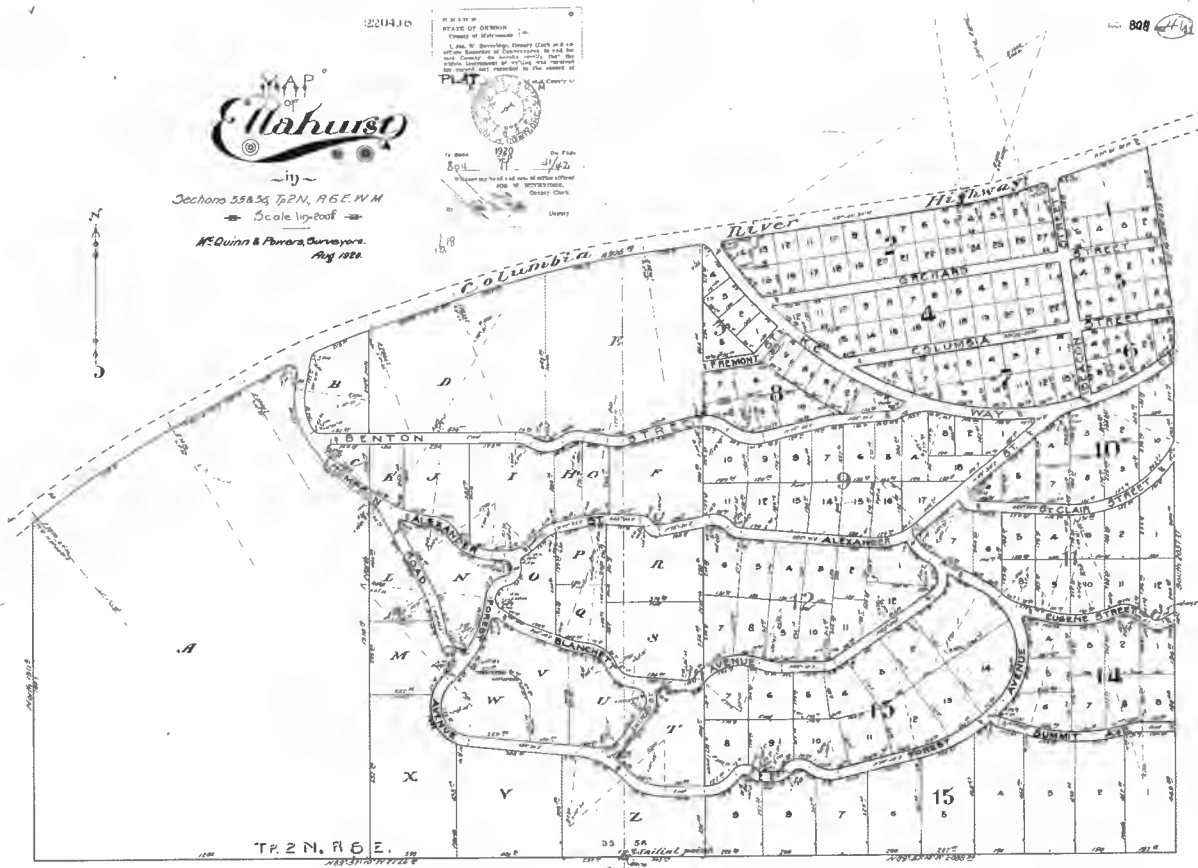
Representative name: CLAIRE LAVENDEL

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

Agency Name: USDA Forest Service

Signature _____

Dated the _____ day of _____, 2011



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KNOW ALL MEN BY THESE PRESENTS, That Sam J Gorman and Jessie E. Gorman, his wife, do hereby make and declare the annexed map of "ELLAHURST" a true and correct map and plat thereof, all lots and tracts being the concessions shown on said map, and all streets, roads, and highways of the north thereon and forth, and said Sam J Gorman and Jessie E. Gorman, his wife, do hereby dedicate to 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 hereunto set their hands and seals this 25. day of September 1920.

Executed in the presence of us as witnesses:

Alfred
Henry E. Reed

Sam J Gorman
Jessie E. Gorman

STATE OF OREGON }
COUNTY OF MULTNOMAH } ss

BE IT REMEMBERED that on this 25th day of September 1920, 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:



Approved Sept 27 1920
Charles B. Bowerman
County Commissioner of Multnomah County

Attest Joseph B. Bowerman County Clerk
Joseph B. Bowerman

I, 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 10 inches below the surface of the ground, said initial point being at the corner common to Sections 35 and 36, T. 2 N. R. 6 E., and Sections 36 and 37, T. 2 N. R. 6 E. The property platted is described as follows, to-wit: Beginning at the initial point aforesaid, running thence N. 83° 28' 12" W. on the south line of said section 35, 222.69 feet to a point, thence North 131° 6' feet to the south line of the Columbia River Highway, thence north-easterly along the south line of said highway 450.89 feet to a point, thence S. 8° 16' 40" E. 672.27 feet to a point, thence South 263° 57' feet to a point in the south line of said section 36; thence N. 89° 57' 10" W. on said section line 208.04 feet to the place of beginning.

Subscribed and sworn to before me this 25th day of September 1920.

John A. McQuinn
Notary Public for State of Oregon
My Commission expires December 22, 1924



Approved Sept 27 1920
Charles B. Bowerman
County Surveyor

Approved Sept 7 1920
Henry E. Reed
County Assessor

All taxes from 1920 to 1923, both inclusive are paid.

Ellahurst - Sheriff
Ch. H. Chapin - Deputy