

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON**

RESOLUTION NO. 2013-062

Approving the Acquisition of Certain Real Property Interests for the SE Troutdale Road Project.

The Multnomah County Board of Commissioners Finds:

- a. By Resolution No. 2011-052, this Board authorized the Department of Community Services Land Use and Transportation Program (LUTP) to begin negotiations to acquire certain real property interests necessary for a road improvement project along SE Troutdale Road in the City of Troutdale (the Project).
- b. LUTP has reached proposed settlements with two abutting property owners, Jeffery Watanabe and William and Helen Galloway, who were identified in Resolution No. 2011-052, to acquire certain Temporary Easements necessary for the Project.
- c. Attached as Exhibit 1 are copies of the original fully signed and acknowledged Temporary Easements from the above-named property owners and which have been signed and accepted by the County Engineer as well.
- d. These Temporary Easements are necessary for the Project, and it is in the best interest of the public and Multnomah County to approve the acquisition of these property interests.

The Multnomah County Board of Commissioners Resolves:

1. The Board approves the acquisition of the of the original Temporary Easements, copies of which are attached as Exhibit 1, and the County Engineer's acceptance of said Easements is hereby ratified, and LUTP is directed to record said Easements.

ADOPTED this 23rd day of May, 2013.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Jeff Cogen, Chair

REVIEWED:
JENNY M. MADKOUR, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By

Matthew O. Ryan, Assistant County Attorney

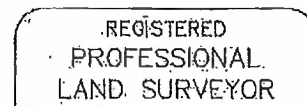
SUBMITTED BY: Kim Peoples, Interim Director, Department of Community Services.

TEMPORARY EASEMENT:

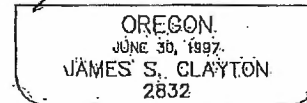
A portion of that tract of land described by warranty deed to Jack Watanabe and Kiku Watanabe recorded on March 3, 1960 in Book 1998, Page 251, Multnomah County Deed Records, situated in the Northwest One-quarter of Section 36, Township 1 North, Range 3 East, W.M., City of Troutdale, Multnomah County, Oregon, more particularly described as follows:

Commencing at the point of intersection of the South line of that tract of land described in that special warranty deed to William Galloway and Helen Galloway recorded as Document No. 2009-102551, Multnomah County Deed Records, with the East right-of-way line of SE Troutdale Road, County Road No. 533 (35.00 feet easterly of, when measured at right angles to, the centerline thereof); thence East along the South line of said Galloway tract, a distance of 25.00 feet to the point of beginning; thence East continuing along said South line, a distance of 45.00 feet; thence South, along a line that is 105.00 feet easterly of and parallel with the centerline of said SE Troutdale Road, a distance of 17.42 feet to the South line of the North 117.42 feet of the West 150.0 feet of said Watanabe tract; thence West, along said South line, a distance of 45.00 feet; thence North, along a line 60.00 feet easterly of and parallel with said centerline, a distance of 17.42 feet to the point of beginning.

Containing 784 square feet more or less.



A handwritten signature in cursive script, appearing to read "J. S. Clayton".

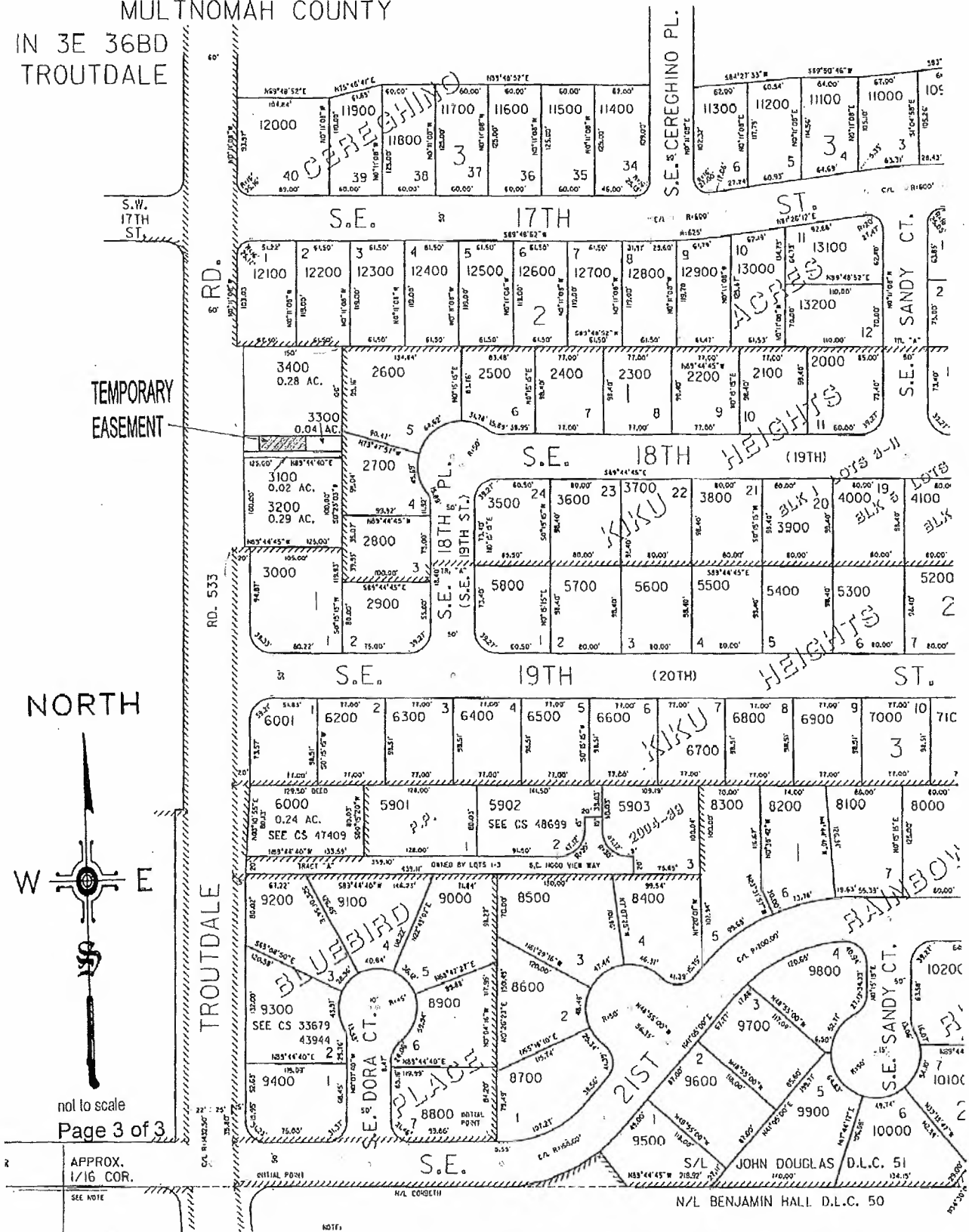


RENEWAL DATE: 1/1/2014

As shown on the attached EXHIBIT MAP, herein made a part of this document. In the event of a conflict or discrepancy between the map as shown on the EXHIBIT MAP and the written legal description, the written legal description shall prevail.

EXHIBIT MAP

IN 3E 36BD
TROUTDALE



Troutdale Road, County Road No. 533
Item No. 2012-21-02
October 18, 2012

Grantor:
William and Helen Galloway
1750 S. Troutdale Rd.
Troutdale, OR 97060

After recording return to:
Patrick Hinds
Land Use & Transportation Division, Bldg. #425

Until a change is requested,
tax statements shall be sent to:
Multnomah County Transportation Division
1620 SE 190th Ave
Portland, Oregon 97233

TEMPORARY EASEMENT

William Galloway and Helen Galloway, as tenants by the entirety, "Grantors", grant to MULTNOMAH COUNTY, a Political Subdivision of the State of Oregon, "Grantee", a temporary easement expiring on February 28, 2014 for the purpose of accessing, laying down, installing, constructing, reconstructing, operating, inspecting, monitoring and maintaining a driveway and appurtenances through, under, over and along the real property more particularly described in the attached Exhibit A. These grants are free of encumbrances except Conditions, Restrictions, Restrictive Covenants, and Easements of Record if any.

Grantor represents and warrants that he/she has the authority to do this grant. Grantor shall not grant or allow any subsequent uses or activities in the easement area described in Exhibit A which would interfere with the Grantee's use of said easements.

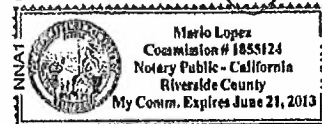
The true consideration paid for this grant stated in terms of dollars is \$ Ø.

Dated this 19 day of NOVEMBER, 2012

William Galloway
William Galloway

Helen Galloway
Helen Galloway

CALIFORNIA)
STATE OF OREGON)
RIVERSIDE) ss
County of Multnomah)



This instrument was acknowledged before me on MARIO LOPEZ, 2012, by William Galloway and Helen Galloway, authorized to execute the instrument. IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year last above written.

MARIO LOPEZ
Notary Public for Oregon. CALIFORNIA N.L.
My Commission Expires: JUNE 21, 2013

REVIEWED:
By Jenny M. Morf, County Attorney
For Multnomah County, Oregon

By: _____
Assistant County Attorney

The described property is accepted for use in conjunction with Troutdale Road, County Road No. 533, on behalf of the Board of County Commissioners of Multnomah County, Oregon, pursuant to Ordinance No. 619 and Executive Order No. 199.

Dated this 20th day of DEC, 2012

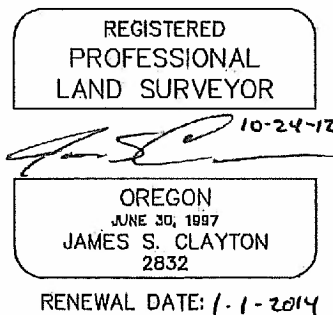
By Brian S. Vincent
Brian S. Vincent, P.E., County Engineer for Multnomah County, Oregon

TEMPORARY EASEMENT:

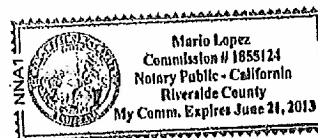
A portion of that tract of land described in special warranty deed recorded as Document No. 2009-102551, Multnomah County Deed Records to William Galloway and Helen Galloway, situated in the Northwest One-quarter of Section 36, Township 1 North, Range 3 East, W.M., City of Troutdale, Multnomah County, Oregon, more particularly described as follows:

Beginning at the point of intersection of the South line of said Galloway tract, with the East right-of-way line of SE Troutdale Road, County Road No. 533 (35.00 feet easterly of, when measured at right angles to, the centerline thereof); thence East along the South line of said Galloway tract, a distance of 70.00 feet; thence North, along a line 105.00 feet easterly of and parallel with the centerline of said SE Troutdale Road, a distance of 4.00 feet; thence West, along a line 4.00 feet Northerly of and parallel with said South line, a distance of 25.00 feet; thence North, along a line 80.00 feet easterly of and parallel with said centerline, a distance of 19.00 feet; thence West, along a line 23.00 feet northerly of and parallel with said South line a distance of 45.00 feet to the East right-of-way line of said SE Troutdale Road; thence South along said right-of-way line, a distance of 23.00 feet to the point of beginning.

Containing 1,135 square feet more or less.



As shown on the attached EXHIBIT MAP, herein made a part of this document. In the event of a conflict or discrepancy between the map as shown on the EXHIBIT MAP and the written legal description, the written legal description shall prevail.



ITEM NO. 2012-21-02

EXHIBIT MAP

SE1/4 NW1/4 SEC. 36 T.1N. R.3E. W.M.

MULTNOMAH COUNTY

IN 3E 36BD
TROUTDALE

