

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

RESOLUTION NO. 04-129

Approving Transfer of Tax Foreclosed Property to the City of Portland, Environmental Services, for Non-Housing, Public Purposes

The Multnomah County Board of Commissioners Finds:

- a. ORS 271.330 and Multnomah County Code Chapter 7 allow for transfer of tax foreclosed real property to governmental bodies provided the property is used for a public purpose.
- b. The City of Portland Environmental Services has requested transfer of five tax foreclosed properties for non-housing, public purposes as described in the attached deed (Property).
- c. On August 12, 2004, the Board scheduled a public hearing for August 26, 2004, for consideration of the proposed transfer and directed the Multnomah County Tax Title Division (Division) to publish notice of the hearing. The Division published the notice as directed and as required by ORS 271.330 (5) and MCC § 7.407.
- d. After holding the public hearing, the Board determined these Properties are no longer needed by the County and are eligible for transfer for public purposes, and the transfer will serve the public interest and will be for minimal monetary consideration.

The Multnomah County Board of Commissioners Resolves:

1. The Property described in Exhibit A to the attached deed is transferred to the City of Portland, (City), with a minimal monetary consideration provided that the Property is used and continues to be used by the City for public purposes. Should the Property cease to be used for public purposes, any interest of the City in the Property is terminated and fee title shall revert to Multnomah County.
2. The Chair is directed to execute the attached deed conveying the Property to the City.

ADOPTED this 26th day of August 2004.



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


Diane M. Linn, Chair

**AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON**

By 
Christopher D. Crean, Assistant County Attorney

THE CITY OF PORTLAND
BUREAU OF ENVIRONMENTAL SERVICES
1120 SW 5TH AVE, RM 1000
PORTLAND OR 97204

After recording return to:
MULTNOMAH COUNTY TAX TITLE
503/4/TT

DEED TO THE CITY OF PORTLAND

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to the CITY OF PORTLAND, a municipal corporation of the State of Oregon, Grantee, the following five separate parcels of real property, located in the City of Portland, Multnomah County, Oregon:

As described in the attached Exhibit A.

Provided that said properties shall be used and continue to be used by the Grantee for public purposes, and should these properties cease to be used for public purposes by the Grantee, the interests of the Grantee shall automatically terminate and title shall revert to the Grantor.

This transfer is for minimal monetary consideration.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY 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 PROPERTY 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.

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of Commissioners this 26th day of August 2004, by authority of a Resolution of the Board of County Commissioners entered of record.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

Diane M. Linn, Chair

REVIEWED:
AGNES SOWLE, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By Christopher D. Crean
Christopher D. Crean, Assistant County Attorney

ACCEPTED:
CITY OF PORTLAND
ENVIRONMENTAL SERVICES

By Dean Marriott, Director

STATE OF OREGON)
) ss
COUNTY OF MULTNOMAH)

This Deed was acknowledged before me this 26th day of August 2004, by Diane M. Linn, 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.

Deborah Lynn Bogstad
Notary Public for Oregon
My Commission expires: 6/27/05

**EXHIBIT A TO
DEED TO CITY OF PORTLAND**

PARCEL NO. 1 - D051973 LEGAL DESCRIPTION

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.

Tax Account No.: R127054
Amount Paid for Transfer \$200

PARCEL NO. 2 – D051974 LEGAL DESCRIPTION

Except North 15 feet, Except Part in Street, Lot 9, Block 32; CENTRAL ALBINA

Tax Account No.: R131309
Amount Paid for Transfer \$100

PARCEL NO. 3 – D051975 LEGAL DESCRIPTION

That part of Lot 8, lying Northeasterly of Portland Traction Company's right-of-way, in Block "P", TABOR HEIGHTS, within the corporate limits of the City of Portland, according to the duly recorded plat thereof on file in the office of the County Clerk of the County of Multnomah, State of Oregon, Except Part in Street.

Tax Account No.: R283085
Amount Paid for Transfer \$100

PARCEL NO. 4 – D051976 LEGAL DESCRIPTION

Except part taken for Highway, Lot 28 & 29, Block 21; WEST PORTLAND PARK

Tax Account No.: R302301
Amount Paid for Transfer \$100

PARCEL NO. 5 – D051977 LEGAL DESCRIPTION

A tract of land in the Southeast one-quarter of Section 11 and the Southwest one-quarter of Section 12 all in Township 1 North, Range 1 East, W.M., in Multnomah County, State of Oregon described as follows:

Commencing at the intersection of the Northerly right of way line of N.E. Argyle St. and the Easterly right of way line of N.E. 21st Ave., thence South 89°51'30" East, along the Northerly line of said N.E. Argyle St., 248.50 feet to the beginning of a curve; thence continuing, along said Northerly line, along a 310.00 foot radius curve to the right, through a central angle of 55°44'42" an arc distance of 301.61 feet to a point; tract to be described; thence North 30°36'00" East 230.27 feet to the most Northerly corner of that tract of land conveyed Security Capitol Industrial Trust and described as Parcel 2 in Book 2776 on Page 809 recorded on Nov. 1, 1993, in said County's Records and the TRUE POINT of BEGINNING of the tract of land to be described; thence Northerly, along the Northerly extension of the West line of said Security tract, 116 feet more or less to the centerline of the Columbia Slough; thence Southeasterly, along the said

centerline, 290 feet more or less to the most Northerly corner of that tract of land conveyed to Arnold Egger et al, in Book 2015 on Page 7 recorded on June 22, 1960, in said County's Records; thence South, along the West line of said Egger tract, 132 feet more or less to the Northerly line of said Security tract; thence Northwesterly, along the said Northerly line, 320 feet more or less to the point of Beginning.

EXCEPT, therefrom any portion lying below the high water line of the Columbia Slough, per the Oregon Division of State Lands.

Tax Account No.:	R315197
Amount Paid for Transfer	\$100