

BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR

MULTNOMAH COUNTY, OREGON

| | | |
|------------------------------------|---|------------|
| Authorizing Acquisition of Certain |) | |
| Property for Construction of the |) | RESOLUTION |
| NE 207th Avenue Connector, Between |) | 96-199 |
| NE Halsey Street and NE 223rd |) | |
| Avenue at NE Glisan Street |) | |

The above-entitled matter is before the Board to consider the condemnation and immediate possession by Multnomah County of the real property hereinafter described for the purpose of construction of NE 207th Avenue Connector, between NE Halsey Street and NE 223rd Avenue at NE Glisan Street.

It appearing that the project has been planned and located in a manner which is most compatible with the greatest public good and the least private injury; and

It appearing that the real property hereinafter described is necessary for the improvement of NE 207th Avenue Connector, between NE Halsey Street and NE 223rd Avenue at NE Glisan Street; and

It appearing that it is necessary to acquire immediate possession of the property hereinafter described to allow construction to proceed and be completed on schedule within budgetary limitations, now, therefore,

BE IT RESOLVED that Multnomah County, by this Resolution, does hereby declare its intent to acquire said real property for the purposes hereinabove specified, and to acquire for road purposes the real property situated in the County of Multnomah, State of Oregon, and described on Exhibit 1 attached hereto; and

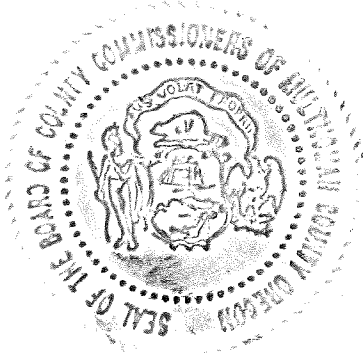
BE IT FURTHER RESOLVED:

1. That the Board does hereby find and declare that it is necessary to acquire the property described herein for the construction of NE 207th Avenue Connector, between NE Halsey Street and NE 223rd Avenue at NE Glisan Street; and
2. That in the event that no satisfactory agreement can be reached with the owners of the property as to the purchase price, legal counsel is hereby authorized and directed to commence and prosecute to final determination such proceedings as may be necessary to acquire the property. Such action shall be in accordance with all applicable laws, rules, and regulations governing such acquisition; and

Resolution
NE 207th Avenue Connector
between NE Halsey Street and NE 223rd Avenue at NE Glisan Street
Page 2

3. That upon final determination of any such proceeding, the deposit of funds and payment of judgment conveying the property to the County is hereby authorized; and
4. That the Board hereby finds that it is necessary to obtain immediate possession of such property to allow construction to proceed and be completed on schedule within budgetary limitations; and
5. Legal counsel is hereby authorized and directed to take such action in accordance with law to obtain immediate possession of the property; and
6. That there is hereby authorized the creation of a fund in the amount of the estimate of just compensation for each such property, which shall, upon obtaining possession of each such property, be deposited with the Clerk of the Court wherein the action was commenced for the use of the defendants in the action, and the Director of the Finance Division is authorized to draw a warrant on the Road Fund of the County in such sum for deposit.

Dated this 7th day of November, 1996.



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

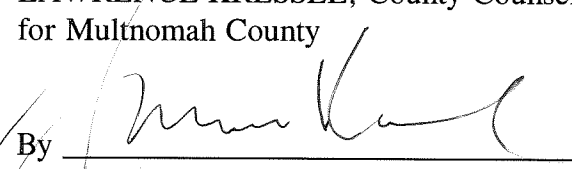
By


Beverly Stein, Chair

REVIEWED:

LAWRENCE KRESSEL, County Counsel
for Multnomah County

By


Laurence Kressel, County Counsel

File 6509 013
NE 223rd AVENUE
North of NE Glisan St.
Item No. 95-113
October 22, 1996

EXHIBIT "1"

A tract of land situated in the Northwest One-quarter of Section 34, T1N, R3E, W.M., Multnomah County, Oregon, being more particularly described as follows:

Commencing at a brass nail in a stone, being the point of intersection of the centerline of N.E. 223rd Avenue, County Road No. 667, and N.E. Glisan Street, County Road No. 2326; thence N 0°04'10" W along the centerline of N.E. 223rd Avenue, a distance of 64.27 feet to a point; thence N 89°55'50" E at right angles to the centerline of N.E. 223rd Avenue, a distance of 45.00 feet to a point on the East right-of-way line of said N.E. 223rd Avenue, also being the point of beginning of the tract to be described; thence N 0°04'10" W along said East right-of-way line, a distance of 528.83 feet; thence S 1°58'43" E, a distance of 450.25 feet; thence S 0°04'10" E parallel to and 60.00 feet distant from the centerline of said N.E. 223rd Avenue, a distance of 73.73 feet; thence S 44°32'03" E, a distance of 35.39 feet; thence S 0°31'48" W, a distance of 5.00 feet to a point on the North right-of-way line of N.E. Glisan Street, said point being 40.00 feet distant North of centerline of said N.E. Glisan Street; thence N 89°28'12" W along said North right-of-way line, a distance of 15.00 feet; thence along an arc of a 25.00 foot radius curve to the right, through the central angle of 89°24'02", the chord of which bears N 44°46'11" W, 35.17 feet, an arc length of 39.01 feet to the point of beginning.

NE 223RD AVENUE
North of NE Glisan St.
Item No. 95-113
October 22, 1996

Containing 5,233 square feet, more or less.

As shown on attached EXHIBIT "A", herein made a part of this document.

In addition to the above described dedication, a perpetual easement for the construction and maintenance of slope and drainage facilities through, over, under, along and within the following described parcel of land:

A tract of land 5.00 feet in width lying East of, adjacent to, and parallel with the East line of the above described dedication.

Containing 2,620 square feet, more or less.

As shown on attached EXHIBIT "A", herein made a part of this document.

It is understood and agreed that no buildings shall be erected upon said easement without the written consent of the Board of County Commissioners.

STA: 47+50
OFFSET: 45' Lt.

N.E. 223RD. AVE.

DEDICATION

5' SLOPE AND DRAINAGE EASEMENT

EXHIBIT "A"

MULTNOMAH KENNEL CLUB

R943340230
R943340231

NO SCALE



45'

52

52+00

STA: 52+73.73
OFFSET: 60' Lt.

STA: 0+84.53
OFFSET: 45'

10' SLOPE AND DR.

53+43.10 \angle N.E. 223RD AVE. =
346+96.0075 \angle END RD. No. 1183 N.E. GLISAN ST. =
0+00 BEGIN RD. #2326 N.E. GLISAN ST.

90°35'58"

89°16'52"

90°11'10"

45'

40'

N.E. GLISAN ST.

40'
30'

PAGE 3