

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

RESOLUTION NO. 2012-138

Approving the Purchase of a Temporary Construction Easement for the NE Halsey Street Project from John F. Hudson.

The Multnomah County Board of Commissioners Finds:

- a. Multnomah County has reached a proposed settlement with John F. Hudson, the owner of certain real property interests determined to be necessary for the purpose of constructing, maintaining, repairing, replacing and reconstructing slopes, sidewalks, driveways, and road facilities on a portion of NE Halsey St in the Cities of Wood Village and Troutdale (the "Project") as authorized by Resolution No. 2012-085.
- b. The real property proposed to be acquired for the price of \$500 is more particularly described in the Temporary Construction Easement, a copy of which is attached as Exhibit 1 (the "Property").
- c. The Property is necessary for the Project, and it is in the best interest of the public and Multnomah County to approve the purchase of the Property.

The Multnomah County Board of Commissioners Resolves:

1. The Board approves the purchase of the Property, and the County Chair is authorized and directed to execute any documents required for completion of the purchase.
2. The County Engineer is authorized and directed to execute the acceptance statement on the original Temporary Construction Easement for the Property in conformance with the attached Exhibit 1.

ADOPTED this 6th day of September, 2012.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON



Jeff Cogen, Chair

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

By 
Matthew O. Ryan, Assistant County Attorney

SUBMITTED BY: M. Cecilia Collier, Director, Department of Community Services.

Grantor:
John F. Hudson
24325 NE Halsey Street
Wood Village, OR 97060-1057

After recording return to:
Grantee: Multnomah County; attn: Patrick Hinds
Land Use & Transportation Division, Bldg. #425

TEMPORARY EASEMENT

John F. Hudson, "Grantor", grants to **MULTNOMAH COUNTY**, a Political Subdivision of the State of Oregon, "Grantee", a temporary easement as described in the attached Exhibit A. These grants are free of encumbrances except Conditions, Restrictions, Restrictive Covenants, and Easements of Record if any.

Grantors represent and warrant that they have the authority to do this easement grant. Grantors assume ownership of those certain improvements and installations as more particularly depicted in the attached Exhibit B, installed or constructed in the temporary easement area and shall be responsible for the repair and maintenance of said improvements and installations after August 31, 2013. During the easement term, Grantors shall not grant or allow any subsequent uses or activities in the temporary easement area described in Exhibit A which would interfere with the Grantee's use of said easement.

The true consideration paid for this grant stated in terms of dollars is \$ 500.00.

Dated this 25 day of July, 2012

John F. Hudson
John F. Hudson

STATE OF OREGON)
) ss
County of Multnomah)

This instrument was acknowledged before me on July 25, 2012, by John F. Hudson, authorized to execute the instrument. IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year last above written.

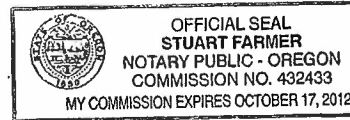
Stuart Farmer
Notary Public for Oregon

My Commission Expires: Oct 17, 2012

REVIEWED:

By Jenny M. Morf, ~~Acting~~ County Attorney
For Multnomah County, Oregon

By: _____
Assistant County Attorney



The described property is accepted for use in conjunction with NE Halsey Street, County Road No. 1180, on behalf of the Board of County Commissioners of Multnomah County, Oregon, pursuant to Ordinance No. 619 and Executive Order No. 199.

Dated this _____ day of _____, 2012

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

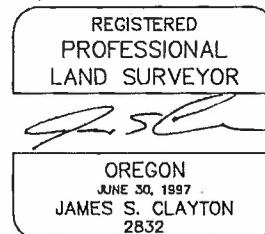
EXHIBIT "A"

A TEMPORARY EASEMENT (EXPIRING ON AUGUST 31, 2013) 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 FOLLOWING REAL PROPERTY BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A portion of that tract of land described in warranty deed to John F. Hudson and Mary L. Hudson, husband and wife, recorded on July 10, 1975 in Book 1050, Page 823, Multnomah County Deed Records, situated in the Southwest One-quarter of Section 26, Township 1 North, Range 3 East, W.M., City of Wood Village, Multnomah County, Oregon, more particularly described as follows:

Commencing at the Southwest corner of said Hudson tract, said corner being 40.00 feet northerly of, when measured at right angles to, the centerline of NE Halsey St, County Road No. 1180; thence N79°06'00"E, along the Northerly right-of-way line of said NE Halsey St., a distance of 43.86 feet to the point of beginning of the tract of land herein described; thence N46°03'38"E, a distance of 90.31 feet; thence S76°29'01"E, a distance of 24.35 feet; thence S16°29'05"W, a distance of 44.12 feet to the Northerly right-of-way line of said NE Halsey St.; thence S79°06'00"W, along said Northerly right-of-way line, a distance of 77.58 feet to the point of beginning.

Containing 2,446 square feet more or less.



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.

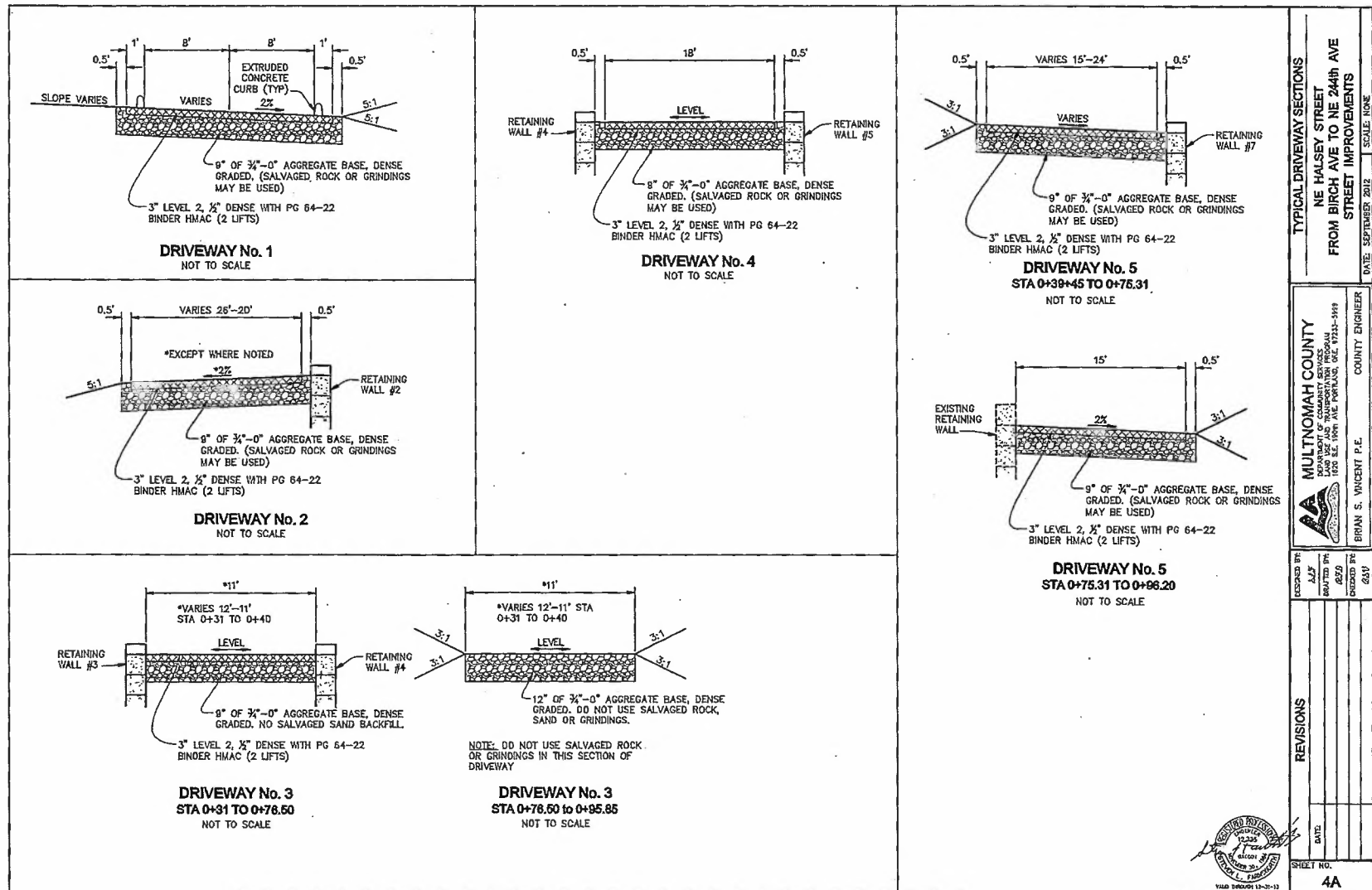
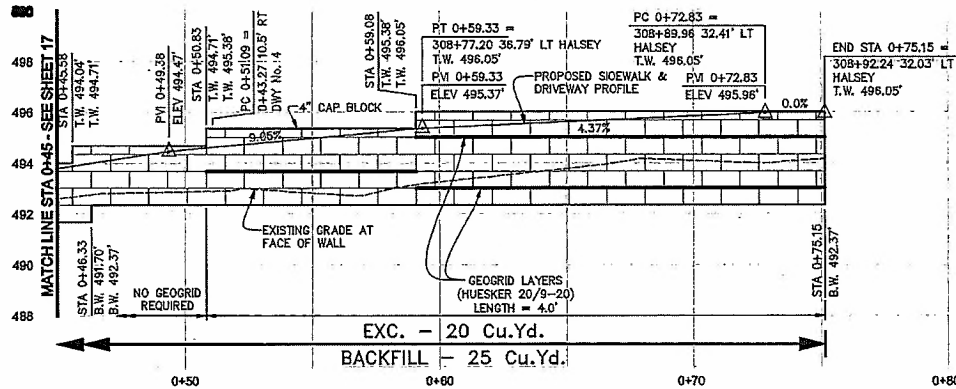
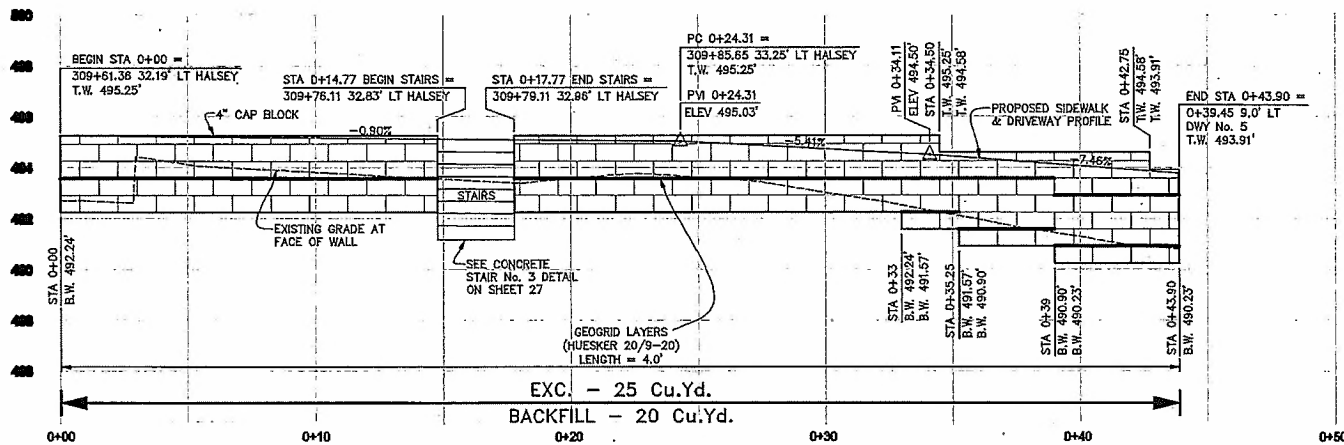


Exhibit B
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KEYSTONE RETAINING WALL No. 5 PROFILE
SCALE: 1"=2' HORIZ; 1"=2' VERT



KEYSTONE RETAINING WALL No. 6 PROFILE
SCALE: 1"=2' HORIZ; 1"=2' VERT

REVISIONS		MULTNOMAH COUNTY DEPARTMENT OF COMMUNITY SERVICES 1500 NE 10th Ave, PORTLAND, OR 97232-3398		RETAINING WALL PROFILES NE HALSEY STREET FROM BIRCH AVE TO NE 24th AVE STREET IMPROVEMENTS	
NO.	DATE	BY	CHKD	DATE	SCALE
1		ALF	2/10		1"=2' HORIZ, 1"=2' VERT
2		2/10	2/10		
3		2/10	2/10		
4		2/10	2/10		
SHEET NO. 18		BRIAN S. VINCENT P.E.		COUNTY ENGINEER	

Exhibit B
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