

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

RESOLUTION NO. 2012-066

Authorizing Condemnation and Immediate Possession of Real Property Necessary for the Sellwood Bridge Project.

The Multnomah County Board of Commissioners Finds:

- a. This Board by Resolution No. 2011-028 adopted on April 7, 2011, authorized the County to undertake negotiations for the acquisition of certain real property interests as more particularly described in attached Exhibit 1, Exhibit A and as shown on the attached Exhibit B (“the Property”); for the purpose of constructing, operating, maintaining, repairing and reconstructing the Sellwood Bridge, approaches and interchanges in the City of Portland (“the Project”).
- b. The Project has been planned and located in a manner that is most compatible with the greatest public good and the least private injury.
- c. The negotiations for the acquisition of the Property have not progressed adequately, and it is necessary to acquire immediate possession of the Property to allow construction to proceed and be completed on schedule and within budgetary limitations.

The Multnomah County Board of Commissioners Resolves:

1. It is necessary to acquire the Property for the purpose of the Project.
2. In the event that no satisfactory agreement can be reached with the owners of the Property as to the purchase price, legal counsel is authorized and directed to commence and prosecute to final determination such condemnation 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.
3. Upon final determination of any such proceeding, the deposit of funds and payment of judgment conveying the Property to the County is authorized.
4. It is necessary to obtain possession of such Property as soon as possible to allow construction to proceed and be completed on schedule within budgetary limitations.
5. Legal counsel is authorized and directed to take such action in accordance with law to obtain possession of the Property as soon as possible.

6. There is authorized the creation of a fund in the amount of the estimate of just compensation for the Property, which shall, upon obtaining possession of the 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.

ADOPTED this 31st day of May, 2012.

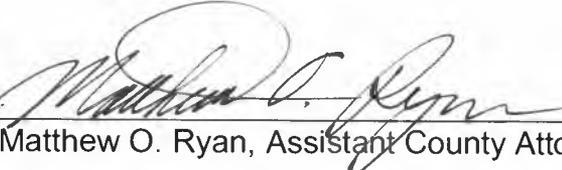
BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON



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

Exhibit 1 to Resolution

River View Cemetery Legal Description for
Acquisition of Permanent and
Temporary Easements

1. Permanent Easement – Right of Way

Permanent easement for public street and right of way purposes in Parcels 1 and 3 on Exhibit A.

2. Permanent Easement – Parking

Permanent easement over, under, upon and across Parcel 2 on Exhibit A for the construction reconstruction, repair, maintenance and operation of a public parking lot.

3. Permanent Easement – Slopes

Permanent easement over, under, upon and across Parcel 5 on Exhibit A for the construction and maintenance of slopes. Subject to the above rights, after the initial construction of the improvements is completed, Grantor shall be permitted to use the permanent easement area for any purpose not inconsistent with the rights of Grantee.

4. Permanent Easement – Slopes, Retaining Walls, Anchors and Utilities

Permanent easement over, under, upon and across Parcels 4 and 6 on Exhibit A for the construction and maintenance of slopes, and for the installation of and inspection, maintenance, repair, reconstruction and replacement of retaining walls and fences and anchors for public street and right of way purposes and for the construction, inspection, maintenance, repair, reconstruction and replacement of utilities. Subject to the above rights, after the initial construction of the improvements is completed, Grantor shall be permitted to use the permanent easement area for any purpose not inconsistent with the rights of Grantee.

5. Temporary Easement - Construction

Temporary construction easement over, under, upon and across Parcel 7 on Exhibit A for construction of public street and associated right of way improvements for a period beginning on the date of possession of the easement area by agreement or court order and ending December 31, 2016 or the completion of construction, whichever is earlier. Access to and use of the building and parking areas outside the temporary easement area shall be maintained and permitted at all times.

Exhibit 1 to Resolution

6. **Temporary Easement - Access**

Temporary non-exclusive easement over the existing road on Parcel 7A on Exhibit A for access to Parcel 7 and adjacent parcels. Access shall be for the purpose of transporting construction equipment, materials and workers to and from the construction work site. Access by the fee owner and the public shall be permitted during the term of the easement. At the conclusion of the project the road shall be restored to a condition as good or better than that existing at the commencement of the easement term. The term of the easement shall be for a period beginning on the date of possession of the easement area by agreement or court order and ending December 31, 2016 or the completion of construction, whichever is earlier.

7. **Permanent Easement - Subsurface Structures**

Permanent easement under Parcel 8 on Exhibit A for the installation of and inspection, maintenance, repair, reconstruction and replacement of landslide stabilization and retaining wall structures and anchorages. Subject to the above rights, after the initial construction of the improvements is completed, Grantor shall be permitted to use the permanent easement area for any purpose not inconsistent with the rights of Grantee.

EXHIBIT A

SELLWOOD BRIDGE
October 4, 2011
OWNER: Riverview Cemetery

Item No. 2010-47-6
DEA File No. T1015D-034
Map & Tax Lot No. 1S1E22-200

PARCEL 1

A parcel of land, as shown on the attached Exhibit B, located in the Southeast One-Quarter of Section 22, Township 1 South, Range 1 East, of the Willamette Meridian, Multnomah County, Oregon, and being a portion of that property described in Exhibit "B" of that Bargain and Sale Deed for Property Line Adjustment to Riverview Cemetery Association, an Oregon Corporation, recorded July 21, 2011 as Document No. 2011-080953, Multnomah County Deed Records, said parcel being that portion of said property included in a strip of land variable in width lying on the westerly side of and coincident with the Legal Centerline of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, between Legal Centerline Stations 14+25 and 25+ 42.32, said Legal Centerline being more particularly described as follows:

Beginning at a ½" iron pipe with a brass screw in a monument box at Legal Centerline Station 3+40.47 from which a 4 ½" brass disk in concrete being a witness corner to the Northeast corner of the Hector B. Campbell D.L.C. No. 44, also being a witness corner to the Southeast corner of the Thomas L. Stevens D.L.C. No. 41, bears S19°45'33"E, 2,036.83 feet;

Thence along the Legal Centerline of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, the following courses and distances:

S03°51'14"E, 568.04 feet to a 3" brass disk in concrete inscribed "LS 510" in a monument box at Legal Centerline Station 9+08.51 and the beginning of a 573.00 foot radius curve to the left having a central angle of 40°42'07";

Thence along the arc of said curve to the left (the long chord of which bears S24°12'18"E, 398.54') 407.05 feet to a ½" iron pipe in a monument box at Legal Centerline Station 13+15.56;

Thence S44°33'22"E, 1.06 feet to Legal Centerline Station 13+16.62 and the beginning of a 857.86 foot radius curve to the right having a central angle of 26°22'01";

Thence along the arc of said curve to the right (the long chord of which bears S31°22'22"E, 391.30') 394.78 feet to Legal Centerline Station 17+11.40 from which a ¾" iron pipe in concrete in a monument box bears S18°11'21"E, 0.20 feet;

Thence S18°11'21"E, 583.96 feet to Legal Centerline Station 22+95.36 and the beginning of a 1,433.00 foot radius curve to the right having a central angle of 14°17'00";

Thence along the arc of said curve to the right (the long chord of which bears S11°02'51"E, 356.31') 357.23 feet to Legal Centerline Station 26+52.60;

Thence S03°54'21"E, 649.18 feet to Legal Centerline Station 33+01.78 and the beginning of a 1,433.00 foot radius curve to the left having a central angle of 27°29'00", from which a 1" iron pipe in a monument box bears N69°45'45"E, 1.23 feet;

Thence along the arc of said curve to the left (the long chord of which bears S17°38'51"E, 680.80') 687.37 feet to a 5/8" iron rod in a monument box at Legal Centerline Station 39+89.15;

Thence S31°23'21"E, 3,375.40 feet to 1/2" iron pipe in a monument box at Legal Centerline Station 73+64.55.

Said centerline being as resolved by the Multnomah County Surveyor's Office in conjunction with the Sellwood Bridge Replacement Project.

The westerly line of said strip being described as follows:

Beginning at a point on the westerly right of way line of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, 40.00 feet right of Legal Centerline Station 14+25 and the beginning of a 800.00 foot radius curve to the right having a central angle of 19°23'05", the radius point of which bears S56°19'56"W;

Thence along the arc of said curve to the right (the long chord of which bears S23°58'31"E, 269.37') 270.66 feet to a point 58.00 feet right of Legal Centerline Station 17+11.40;

Thence S14°04'32"E, 585.47 feet to a point 100.00 feet right of Legal Centerline Station 22+95.36 and the beginning of a 1,333.00 foot radius non-tangent curve to the right having a central angle of 09°44'57", the radius point of which bears S71°48'39"W;

Thence along the arc of said non-tangent curve to the right (the long chord of which bears S13°18'53"E, 226.54') 226.82 feet, more or less, to a point on the westerly line of that property described in that Deed to Multnomah County, recorded April 16, 1925 in Book 1008, Page 163, Multnomah County Deed Records, 100.00 feet right of Legal Centerline Station 25+39.20.

EXCEPTING therefrom any portions of said strip lying within the existing SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, right of way and any portion of said strip included in said Book 1008, Page 163, Multnomah County Deed Records.

The parcel of land to which this description applies contains 27,542 square feet more or less.

In the event of a conflict or discrepancy between the map as shown on Exhibit B and the written legal description provided above, the written legal description shall prevail.

PARCEL 2

A parcel of land, as shown on the attached Exhibit B, located in the Southeast One-Quarter of Section 22, Township 1 South, Range 1 East, of the Willamette Meridian, Multnomah County, Oregon, and being a portion of that property described in Exhibit "B" of that Bargain and Sale Deed for Property Line Adjustment to Riverview Cemetery Association, an Oregon Corporation, recorded July 21, 2011 as Document No. 2011-080953, Multnomah County Deed Records, said parcel being that portion of said property lying westerly of the Legal Centerline of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, said Legal Centerline being more particularly described in Parcel 1 and lying easterly of the following courses and distances:

Beginning at a point on the Legal Centerline of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, at Legal Centerline Station 27+28.53;

Thence in a straight line to a point 200.00 feet right of Legal Centerline Station 27+92.68;

Thence in a straight line to a point 175.00 feet right of Legal Centerline Station 28+75;

Thence in a straight line to a point on the Legal Centerline of said SW Macadam at Legal Centerline Station 28+18.87.

EXCEPTING therefrom any portions of said parcel lying within the existing SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, right of way and any portion of said parcel included in that property described in that Deed to Multnomah County, recorded April 16, 1925 in Book 1008, Page 163, Multnomah County Deed Records.

The parcel of land to which this description applies contains 5,947 square feet more or less.

In the event of a conflict or discrepancy between the map as shown on Exhibit B and the written legal description provided above, the written legal description shall prevail.

PARCEL 3

A parcel of land, as shown on the attached Exhibit B, located in the Southeast One-Quarter of Section 22, Township 1 South, Range 1 East, of the Willamette Meridian, Multnomah County, Oregon, and being a portion of that property described in Exhibit "B" of that Bargain and Sale Deed for Property Line Adjustment to Riverview Cemetery Association, an Oregon Corporation, recorded July 21, 2011 as Document No. 2011-080953, Multnomah County Deed Records, said parcel being that portion of said property included in a strip of land variable in width lying on the westerly side of and coincident with the Legal Centerline of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, between Legal Centerline Stations 29+55.82 and 39+89.15, said Legal Centerline being more particularly described in Parcel 1.

The westerly line of said strip being described as follows:

Beginning at a point on the westerly line of that property described in that Deed to Multnomah County, recorded April 16, 1925 in Book 1008, Page 163, Multnomah County Deed Records 78.00 feet right of Legal Centerline Station 29+54.16;

Thence S03°54'21"E, 295.84 feet to a point 78.00 feet right of Legal Centerline Station 32+50 and the beginning of a 2,050.00 foot radius nontangent curve to the left having a central angle of 21°22'31", the radius point of which bears N81°28'41"E ;

Thence along the arc of said nontangent curve to the left (the long chord of which bears S19°12'34"E, 760.36') 764.79 feet to a point 44.00 feet right of Legal Centerline Station 39+89.15;

Thence N58°36'39"E, 4.00 feet to a point on the westerly right of way line of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, 40.00 feet right of Legal Centerline Station 39+89.15.

EXCEPTING therefrom any portions of said strip lying within the existing SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, right of way and any portion of said strip included in said Book 1008, Page 163, Multnomah County Deed Records.

The parcel of land to which this description applies contains 13,091 square feet more or less.

In the event of a conflict or discrepancy between the map as shown on Exhibit B and the written legal description provided above, the written legal description shall prevail.

PARCEL 4

A parcel of land, as shown on the attached Exhibit B, located in the Southeast One-Quarter of Section 22, Township 1 South, Range 1 East, of the Willamette Meridian, Multnomah County, Oregon, and being a portion of that property described in Exhibit "B" of that Bargain and Sale Deed for Property Line Adjustment to Riverview Cemetery Association, an Oregon Corporation, recorded July 21, 2011 as Document No. 2011-080953, Multnomah County Deed Records, said parcel being that portion of said property included in a strip of land variable in width lying on the westerly side of and coincident with the Legal Centerline of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, between Legal Centerline Stations 13+16.62 and 25+89.72, said Legal Centerline being more particularly described in Parcel 1.

The westerly line of said strip being described as follows:

Beginning at a point on the westerly right of way line of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, 40.00 feet right of Legal Centerline Station 13+16.62;

Thence S45°26'38"W, 10.00 feet to a point 50.00 feet right of Legal Centerline Station 13+16.62 and the beginning of a 2,600.00 foot radius non-tangent curve to the right having a central angle of 7°56'54", the radius point of which bears S62°24'59"W;

Thence along the arc of said non-tangent curve to the right (the long chord of which bears S23°36'34"E, 360.40') 360.69 feet to a point 100.00 feet right of Legal Centerline Station 17+11.40;

Thence S18°11'21"E, 338.60 feet to a point 100.00 feet right of Legal Centerline Station 20+50;

Thence S71°48'39"W, 40.00 feet to a point 140.00 feet right of Legal Centerline Station 20+50;

Thence S18°11'21"E, 512.93 feet, more or less, to a point on the westerly line of that property described in that Deed to Multnomah County, recorded April 16, 1925 in Book 1008, Page 163, Multnomah County Deed Records, 112.61 feet right of Legal Centerline Station 25+87.78.

EXCEPTING therefrom the above described Parcel 1, any portions of said strip lying within the existing SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, right of way and any portion of said strip included in said Book 1008, Page 163, Multnomah County Deed Records.

The parcel of land to which this description applies contains 1.03 acres more or less.

In the event of a conflict or discrepancy between the map as shown on Exhibit B and the written legal description provided above, the written legal description shall prevail.

PARCEL 5

A parcel of land, as shown on the attached Exhibit B, located in the Southeast One-Quarter of Section 22, Township 1 South, Range 1 East, of the Willamette Meridian, Multnomah County, Oregon, and being a portion of that property described in Exhibit "B" of that Bargain and Sale Deed for Property Line Adjustment to Riverview Cemetery Association, an Oregon Corporation, recorded July 21, 2011 as Document No. 2011-080953, Multnomah County Deed Records, said parcel being that portion of said property lying westerly of the Legal Centerline of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, said Legal Centerline being more particularly described in Parcel 1, and lying easterly of the following courses and distances:

Beginning at a point on the centerline of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, at Legal Centerline Station 26+95.94;

Thence in a straight line to a point 210.00 feet right of Legal Centerline Station 27+63.30;

Thence in a straight line to a point 200.00 feet right of Legal Centerline Station 27+92.68;

Thence in a straight line to a point on the Legal Centerline of said SW Macadam Avenue at Legal Centerline Station 27+28.53.

EXCEPTING therefrom any portions of said parcel lying within the existing SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, right of way and any portion of said parcel included in that property described in that Deed to Multnomah County, recorded April 16, 1925 in Book 1008, Page 163, Multnomah County Deed Records.

The parcel of land to which this description applies contains 2,394 square feet more or less.

In the event of a conflict or discrepancy between the map as shown on Exhibit B and the written legal description provided above, the written legal description shall prevail.

PARCEL 6

A parcel of land, as shown on the attached Exhibit B, located in the Southeast One-Quarter of Section 22, Township 1 South, Range 1 East, of the Willamette Meridian, Multnomah County, Oregon, and being a portion of that property described in Exhibit "B" of that Bargain and Sale Deed for Property Line Adjustment to Riverview Cemetery Association, an Oregon Corporation, recorded July 21, 2011 as Document No. 2011-080953, Multnomah County Deed Records, said parcel being that portion of said property included in a strip of land variable in width lying on the westerly side of and coincident with the Legal Centerline of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, between Legal Centerline Stations 29+28.18 and 41+26.85, said Legal Centerline being more particularly described in Parcel 1.

The westerly line of said strip being described as follows:

Beginning at a point on the centerline of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, at Legal Centerline Station 28+18.87;

Thence S68°18'37"W, 183.78 feet to a point 175.00 feet right of Legal Centerline Station 28+75;

Thence S18°50'20"E, 19.40 feet to a point 170.00 feet right of Legal Centerline Station 28+93.75;

Thence N68°18'37"E, 48.31 feet to a point 124.00 feet right of Legal centerline Station 28+78.99;

Thence S21°54'26"E, 77.66 feet to a point 100.00 feet right of Legal Centerline Station 29+52.85;

Thence S03°54'21"E, 348.93 feet to a point 100.00 feet right of Legal Centerline Station 33+01.78 and the beginning of a 1,533.00 foot radius curve to the left having a central angle of 27°29'00";

Thence along the arc of said curve to the left (the long chord of which bears S17°38'51"E, 728.31') 735.34 feet to a point 100.00 feet right of Legal Centerline Station 39+89.15;

Thence S31°23'21"E, 137.70 feet to a point 100.00 feet right of Legal Centerline Station 41+26.85;

Thence N58°36'39"E, 60.00 feet to a point on the westerly right of way line of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, 40.00 feet right of Legal Centerline Station 41+26.85.

EXCEPTING therefrom the above described Parcel 3, any portions of said strip lying within the existing SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, right of way and any portion of said strip included in said Book 1008, Page 163, Multnomah County Deed Records.

The parcel of land to which this description applies contains 15,259 square feet more or less.

In the event of a conflict or discrepancy between the map as shown on Exhibit B and the written legal description provided above, the written legal description shall prevail.

PARCEL 7

A parcel of land, as shown on the attached Exhibit B, located in the Southeast One-Quarter of Section 22, Township 1 South, Range 1 East, of the Willamette Meridian, Multnomah County, Oregon, and being a portion of that property described in Exhibit "B" of that Bargain and Sale Deed for Property Line Adjustment to Riverview Cemetery Association, an Oregon Corporation, recorded July 21, 2011 as Document No. 2011-080953, Multnomah County Deed Records, said parcel being that portion of said property included in a strip of land variable in width lying on the westerly side of and coincident with the Legal Centerline of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, between Legal Centerline Stations 15+00 and 41+26.85, said Legal Centerline being more particularly described in Parcel 1.

The westerly line of said strip being described as follows:

Beginning at a point on the westerly right of way line of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, 40.00 feet right of Legal Centerline Station 15+00;

Thence S57°41'30"W, 206.00 feet to a point 246.00 feet right of Legal Centerline Station 15+00;

Thence S07°10'18"E, 395.14 feet to a point 340.00 feet right of Legal Centerline Station 19+50;

Thence S37°28'45"E, 105.95 feet to a point 305.00 feet right of Legal Centerline Station 20+50;

Thence S49°25'59"E, 175.45 feet to a point 214.00 feet right of Legal Centerline Station 22+00;

Thence S18°11'21"E, 95.36 feet to a point 214.00 feet right of Legal Centerline Station 22+95.36 and the beginning of a 1,219.00 foot radius curve to the right having a central angle of 04°11'01";

Thence along the arc of said curve to the right (the long chord of which bears S16°05'50"E, 88.99') 89.01 feet to a point 214.00 feet right of Legal Centerline Station 24+00;

Thence S05°53'38"W, 265.03 feet to a point 278.00 feet right of Legal Centerline Station 27+00;

Thence S03°55'52"W, 308.02 feet to a point 320.00 feet right of Legal Centerline Station 30+05.14;

Thence N86°05'39"E, 40.00 feet to a point 280.00 feet right of Legal Centerline Station 30+05.14;

Thence N17°39'50"E, 81.60 feet to a point 250.00 feet right of Legal Centerline Station 29+29.25;

Thence S69°05'06"E, 88.14 feet to a point 170.00 feet right of Legal Centerline Station 29+66.25;

Thence S03°54'21"E, 98.06 feet to a point 170.00 feet right of Legal Centerline Station 30+64.31;

Thence S34°10'12"E, 99.21 feet to a point 120.00 feet right of Legal Centerline Station 31+50;

Thence S03°54'21"E, 151.78 feet to a point 120.00 feet right of Legal Centerline Station 33+01.78 and the beginning of a 1,553.00 foot radius curve to the left having a central angle of 27°29'00";

Thence along the arc of said curve to the left (the long chord of which bears S17°38'51"E, 737.81') 744.93 feet to a point 120.00 feet right of Legal Centerline Station 39+89.15;

Thence S31°23'21"E, 137.70 feet to a point 120.00 feet right of Legal Centerline Station 41+26.85;

Thence N58°36'39"E, 80.00 feet to a point on the westerly right of way line of said SW Macadam Avenue 40.00 feet right of Legal Centerline Station 41+26.85.

EXCEPTING therefrom the above described Parcels 1, 2, 3, 4, 5, 6, any portions of said strip lying within the existing SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, right of way and any portion of said strip included in that property described in that Deed to Multnomah County, recorded April 16, 1925 in Book 1008, Page 163, Multnomah County Deed Records.

The parcel of land to which this description applies contains 5.11 acres more or less.

In the event of a conflict or discrepancy between the map as shown on Exhibit B and the written legal description provided above, the written legal description shall prevail.

PARCEL 7A

A parcel of land, as shown on the attached Exhibit B, located in the Southeast One-Quarter of Section 22, Township 1 South, Range 1 East, of the Willamette Meridian, Multnomah County, Oregon, and being a portion of that property described in Exhibit "B" of that Bargain and Sale Deed for Property Line Adjustment to Riverview Cemetery Association, an Oregon Corporation, recorded July 21, 2011 as Document No. 2011-080953, Multnomah County Deed Records, said parcel being that portion of said property more particularly described as follows:

Beginning at a point on the westerly line of the above described Parcel 7 being 278.00 feet right of Legal Centerline Station 27+00, said Legal Centerline being more particularly described in Parcel 1.

Thence S03°55'52"W, along the westerly line of said Parcel 7, 308.02 feet to a point 320.00 feet right of Legal Centerline Station 30+05.14;

Thence continuing along the westerly line of said Parcel 7 N86°05'39"E, 40.00 feet to a point 280.00 feet right of Legal Centerline Station 30+05.14;

Thence leaving the westerly line of said Parcel 7 S06°49'29"E, 98.19 feet to a point 275.00 feet right of Legal Centerline Station 31+03.21;

Thence S39°47'37"E, 146.71 feet to a point 189.00 feet right of Legal Centerline Station 32+22.06;

Thence S03°54'21"E, 79.71 feet to a point 189.00 feet right of Legal Centerline Station 33+01.78;

Thence S86°05'39"W, 201.00 feet to a point 390.00 feet right of Legal Centerline Station 33+01.78;

Thence N03°54'21"W, 446.22 feet to a point 390.00 feet right of Legal Centerline Station 28+55.56;

Thence N31°50'53"E, 191.68 feet to the Point of Beginning.

The parcel of land to which this description applies contains 1.49 acres more or less.

In the event of a conflict or discrepancy between the map as shown on Exhibit B and the written legal description provided above, the written legal description shall prevail.

PARCEL 8

A parcel of land, as shown on the attached Exhibit B, located in the Southeast One-Quarter of Section 22, Township 1 South, Range 1 East, of the Willamette Meridian, Multnomah County, Oregon, and being a portion of that property described in Exhibit "B" of that Bargain and Sale Deed for Property Line Adjustment to Riverview Cemetery Association, an Oregon Corporation, recorded July 21, 2011 as Document No. 2011-080953, Multnomah County Deed Records, said parcel being that portion of said property included in a strip of land variable in width lying on the westerly side of and coincident with the Legal Centerline of SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, between Legal Centerline Stations 13+16.62 and 41+26.85, said Legal Centerline being more particularly described in Parcel 1.

The width of the strip of land referred to above is as follows:

Station 13+16.62 to 20+37.91	280.00 feet
Station 20+37.91 to 34+56.33	350.00 feet
Station 34+56.33 to 41+26.85	205.00 feet

EXCEPTING therefrom the above described Parcels 1, 2, 3, any portions of said strip lying within the existing SW Macadam Avenue (State Highway 43), formerly known as County Road No. 680, right of way and any portion of said strip included in that property described in that Deed to Multnomah County, recorded April 16, 1925 in Book 1008, Page 163, Multnomah County Deed Records.

The parcel of land to which this description applies contains 11.32 acres more or less.

In the event of a conflict or discrepancy between the map as shown on Exhibit B and the written legal description provided above, the written legal description shall prevail.

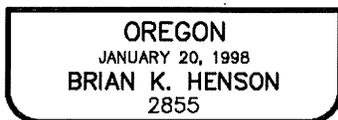
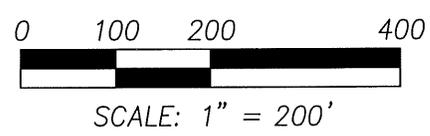
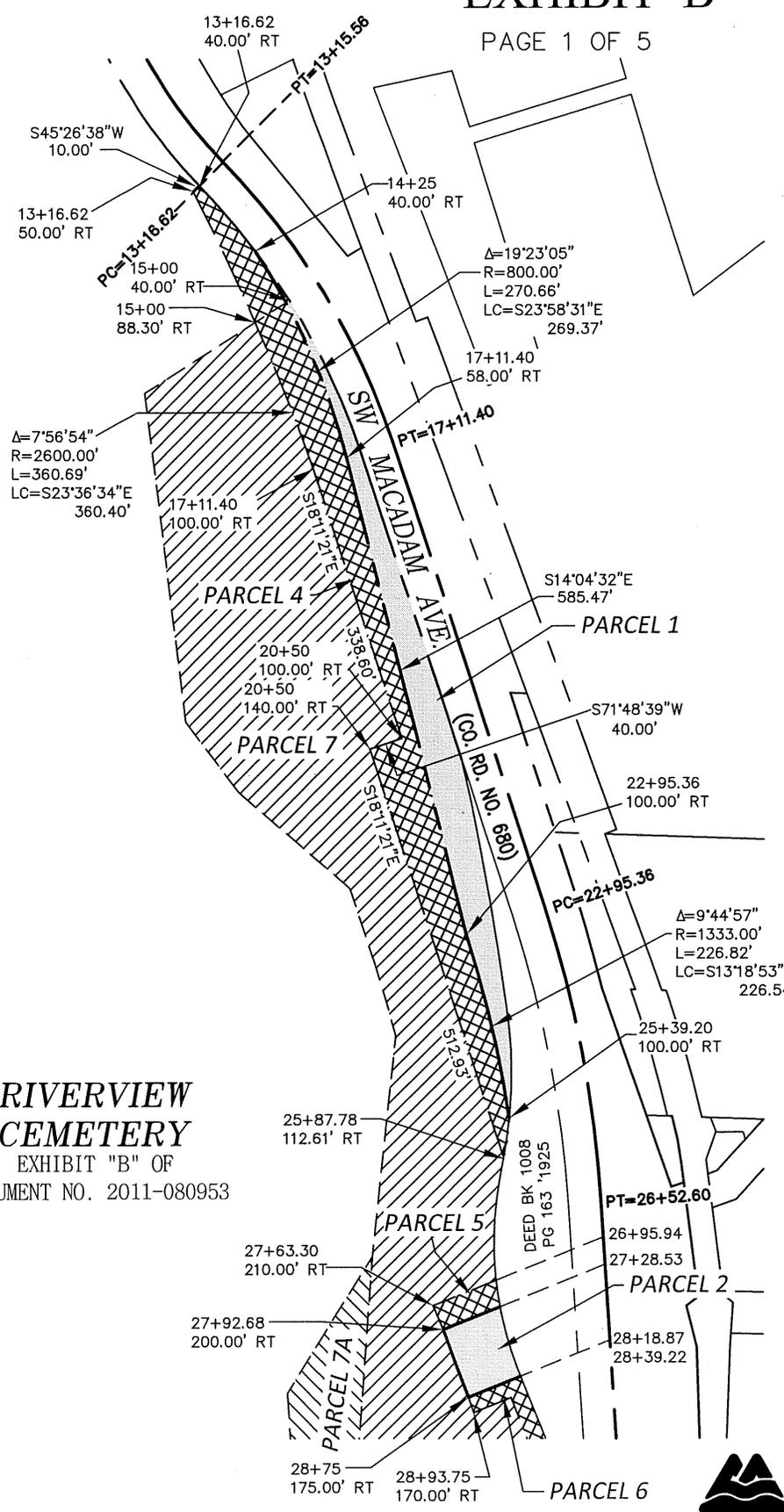


EXHIBIT B

PAGE 1 OF 5



**RIVERVIEW
CEMETERY**
EXHIBIT "B" OF
DOCUMENT NO. 2011-080953

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
JANUARY 20, 1998
BRIAN K. HENSON
2855

EXPIRES: 06/30/2013

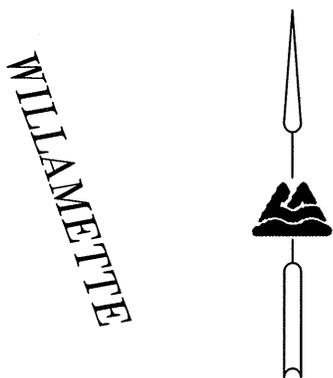
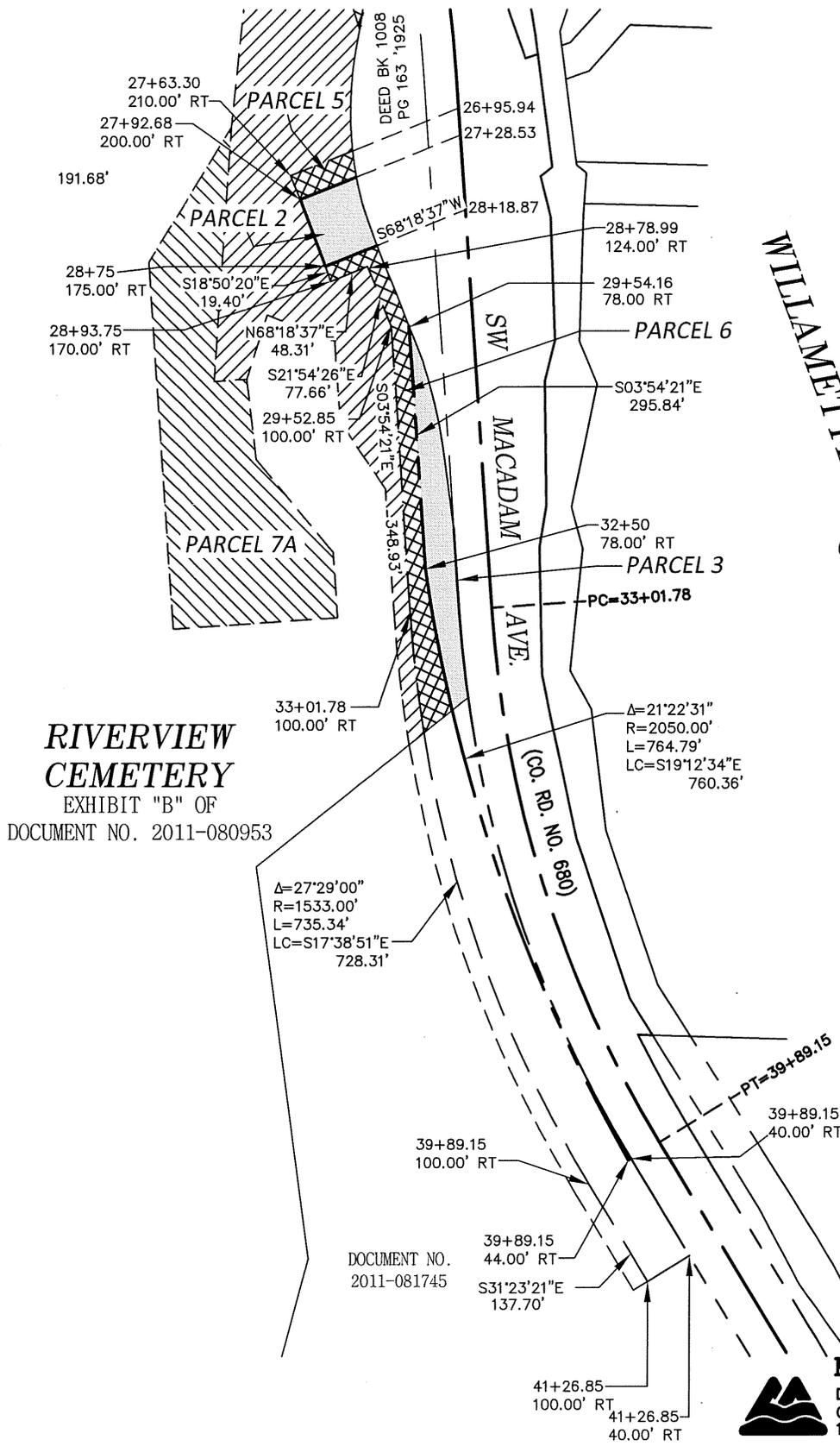


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DEPARTMENT OF COMMUNITY SERVICES
COUNTY SURVEYOR'S OFFICE
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JAMES S. CLAYTON, P.L.S. COUNTY SURVEYOR

SELLWOOD BRIDGE PROJECT
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EXHIBIT B

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SCALE: 1" = 200'

RIVERVIEW CEMETERY
EXHIBIT "B" OF
DOCUMENT NO. 2011-080953

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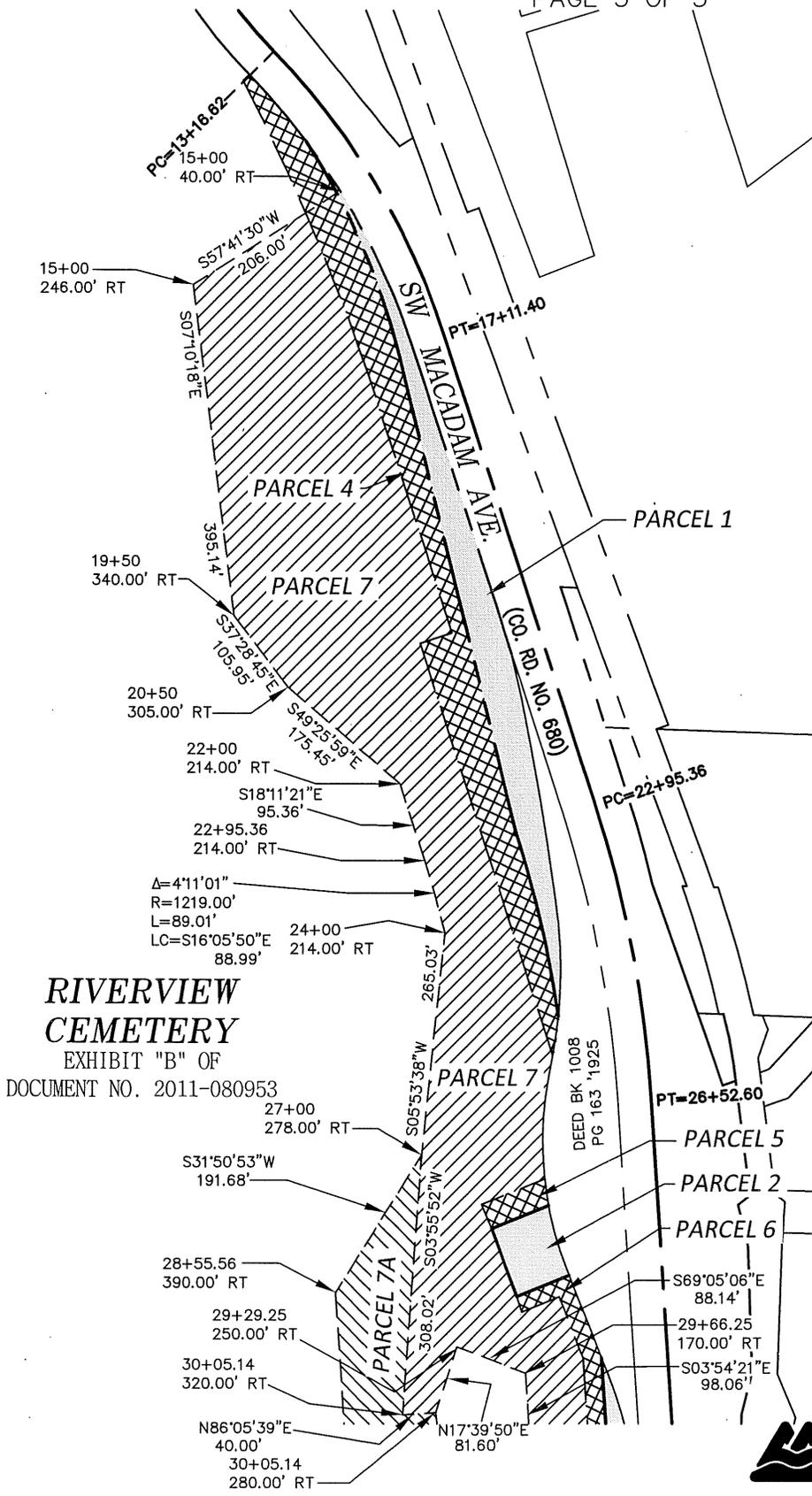
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SCALE: 1" = 200'



**RIVERVIEW
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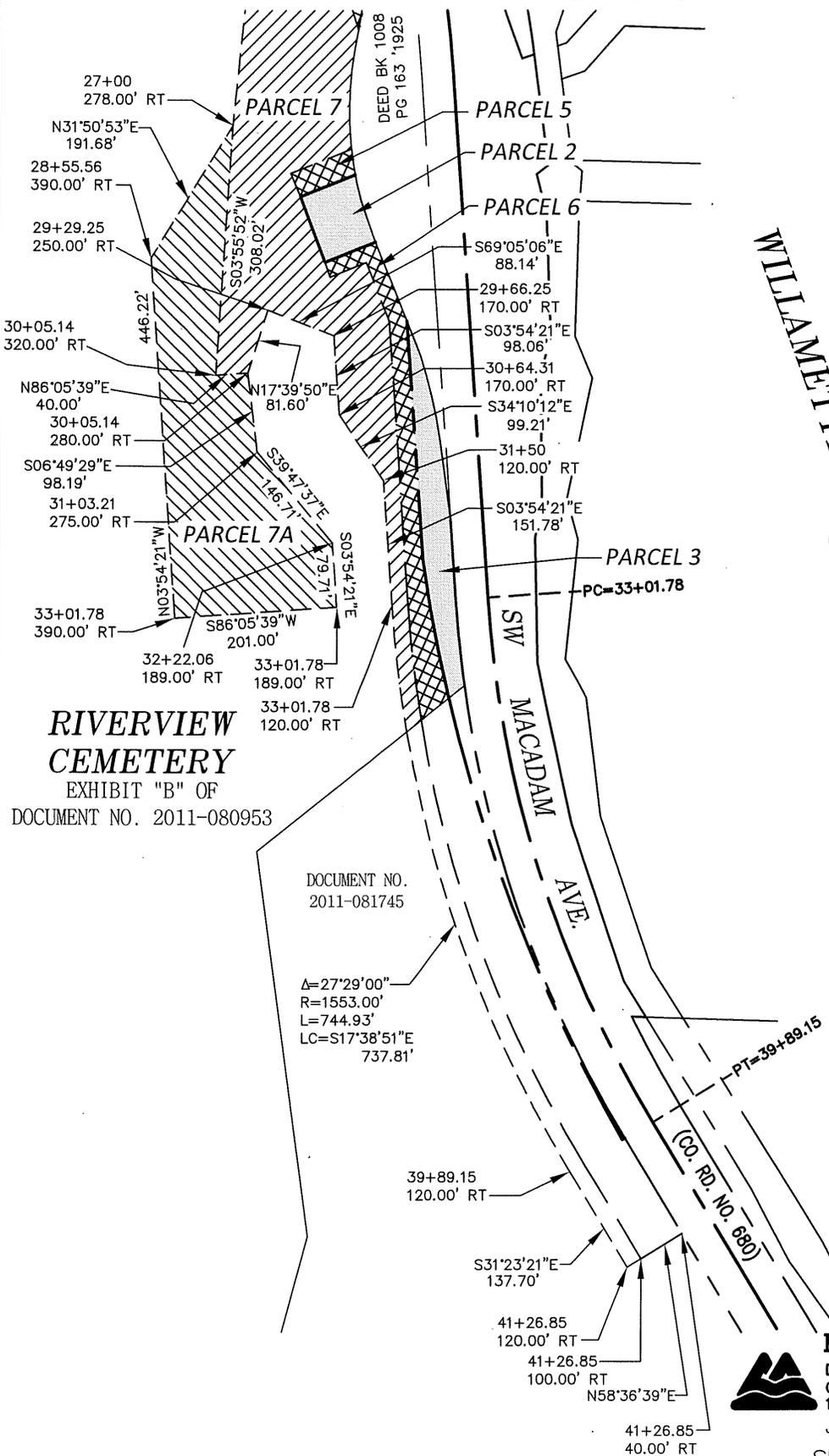


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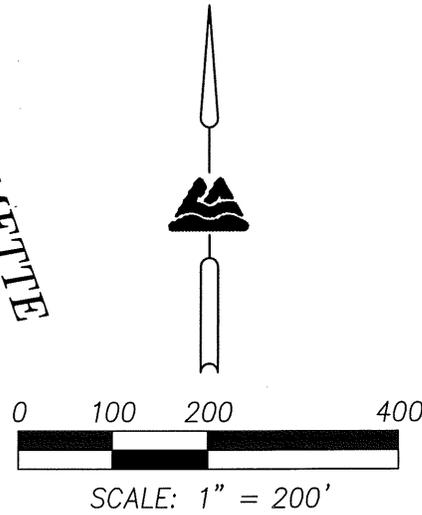
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**RIVERVIEW
CEMETERY**
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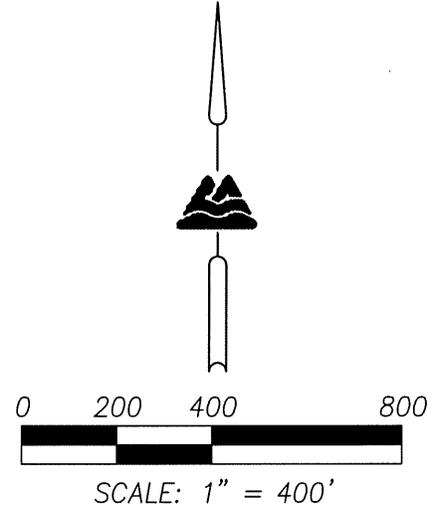
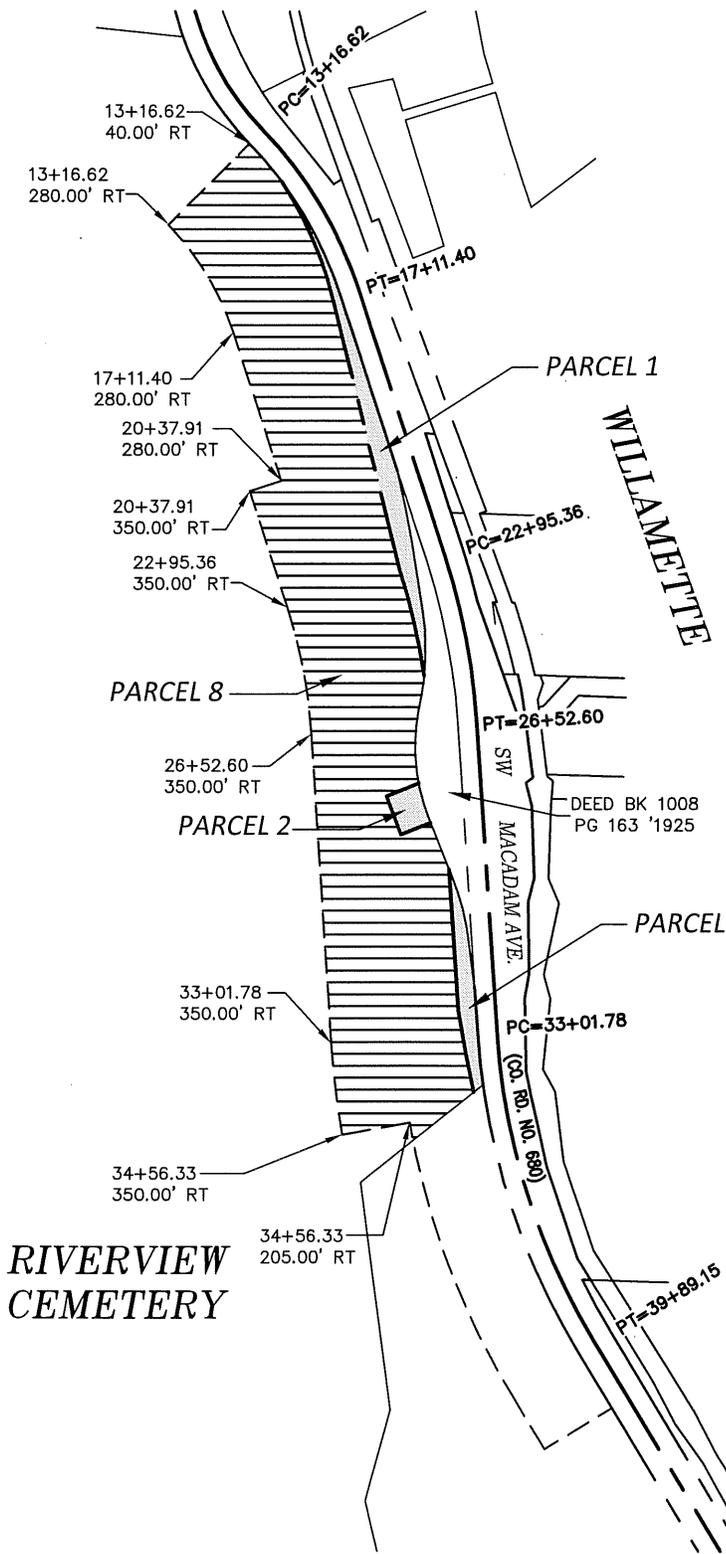
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