

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

RESOLUTION NO. 00-135

Approving Transfer of One Tax Foreclosed Property to the STATE OF OREGON, DEPT OF TRANSPORTATION, for Public Purposes

The Multnomah County Board of Commissioners Finds:

- a) ORS 271.330 and Multnomah County Ordinance 895 allow for transfer of Tax Foreclosed Real Property to governmental bodies provided the property is used for a public purpose.
- b) The County Board of Commissioners received a report from the Department of Environmental Services Tax Title Division, regarding proposed transfers of Tax Foreclosed Property to the STATE OF OREGON, DEPT OF TRANSPORTATION.
- c) The STATE OF OREGON, DEPT OF TRANSPORTATION has formally requested the transfer of a certain Tax Foreclosed Property located in Multnomah County, more particularly described

Lot 18, Block 5, VIEW HTS, a recorded subdivision located in the County of Multnomah and State of Oregon

- d) Pursuant to ORS 271.330(3) and Ordinance 895, Section VI, paragraph (E) the Board of County Commissioners has authorized the Tax Title Division, to publish notice of any proposed governmental transfers of tax foreclosed property in a timely manner, after the above referenced report has been made available to the County Board.
- e) Multnomah County, Tax Title Division has published for two successive weeks in a newspaper of general circulation notice of a pending hearing before the Board of County Commissioners to hear testimony regarding the transfer of the property described herein as required under ORS 271.330(3) and Ordinance 895.
- f) After holding the public hearing on the requested transfers, the Board determined this one property is no longer needed by the County, and is eligible to be transferred to the STATE OF OREGON, DEPT OF TRANSPORTATION for public purpose.

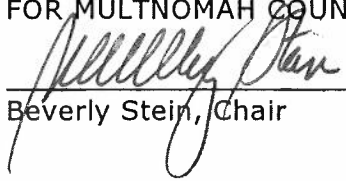
The Multnomah County Board of Commissioners Resolves:

- 1. The one property described herein is transferred without monetary consideration, to the STATE OF OREGON, DEPT OF TRANSPORTATION, provided that said property shall be used and continue to be used by the STATE OF OREGON, DEPT OF TRANSPORTATION, for public purposes in the State of Oregon. Should the property cease to be used for public purposes by the STATE OF OREGON, DEPT OF TRANSPORTATION, the interest of the STATE OF OREGON, DEPT OF TRANSPORTATION shall automatically terminate and title shall revert to Multnomah County.

2. The Chair of the Multnomah County Board of Commissioners is hereby directed to execute a deed conveying the property described herein, to the STATE OF OREGON, DEPT OF TRANSPORTATION.

Adopted this 31st day of August, 2000.

BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON




Beverly Stein, Chair



REVIEWED:

Thomas Sponsler, County Attorney
For Multnomah County, Oregon

By



Matthew O. Ryan, Assistant County Attorney

EXHIBIT "A"

DEED D001727 REAL PROPERTY LEGAL DESCRIPTION

All of the following described property being located North of Montgomery's Hollybrook and South of the South Boundary of West Powell Boulevard:

A parcel of land located in the Southwest one-quarter of Section 9, Township 1 South, Range 3 East, Willamette Meridian, in the City of Gresham, Multnomah County, Oregon, being more particularly described as follows:

Beginning at a 5/8 inch iron rod on the South boundary of West Powell Boulevard which bears South 0°03'07" East 43.13 feet and South 89°59'05" East 329.93 feet from the monumented West one-quarter corner of Section 9; thence along the boundary of RANDALL'S HOLLYBROOK as recorded in Plat Book 1210, Pages 93 and 94 as follows: South 00°02'56" West 305.13 feet to a 5/8 inch iron rod; thence North 89°50'37" West, 66.73 feet to a 5/8 inch iron rod; thence South 0°11'00" West, 505.61 feet to a 5/8 inch iron rod; thence South 89°48'06" East, 373.24 feet to a 5/8 inch iron rod; thence North 3°11'45" East, 58.58 feet to a 5/8 inch iron rod; thence South 86°51'16" East, 109.92 feet to a 5/8 inch iron rod; thence South 3°09'02" West, 15.06 feet to a 5/8 inch iron rod; thence South 86°48'33" East, 49.98 feet to a 5/8 inch iron rod; thence North 77°22'39" East, 113.42 feet to a 5/8 inch iron rod; thence South 35°10'14" East, 42.15 feet to a 5/8 inch iron rod; thence North 62°15'40" East, 102.24 feet to a 5/8 inch iron rod; thence 10.82 feet along the arc of a 250 foot radius curve to the right through a central angle of 2°28'48" and whose long chord bears North 26°33'35" West, to a 5/8 inch iron rod; thence North 64°39'57" East, 154.96 feet to a 5/8 inch iron rod; thence South 9°14'12" East, 66.43 feet to a 5/8 inch iron rod; thence South 64°58'34" East, 80.30 feet to a 5/8 inch iron rod; thence 25.00 feet along the arc of a 175 foot radius curve to the left through a central angle of 8°11'17" and whose long chord bears North 4°33'42" East to a 5/8 inch iron rod; thence North 89°34'49" East, 49.99 feet to a 5/8 inch iron rod; thence 9.35 feet along the arc of a 225 foot radius curve to the right through a central angle of 2°22'54" and whose long chord bears South 1°35'27" West to a point; thence South 87°23'15" East, 107.02 feet to a 5/8 inch iron rod; thence South 0°20'22" West, 99.94 feet to a 5/8 inch iron rod; thence South 16°04'38" East, 71.48 feet to a 5/8 inch iron rod; thence South 89°21'31" East, 135.85 feet to a 5/8 inch iron rod; thence 57.39 feet along the arc of a 200 foot radius curve to the right through a central angle of 16°26'40" and whose long chord bears South 8°45'35" West to a 2 inch iron pipe; thence South 89°35'26" East 452.57 feet to a 5/8 inch iron rod; thence leaving the boundary of said RANDALL'S HOLLYBROOK North 0°27'13" East along the right of way of SW Towle Avenue 250.77 feet to the Southeast corner of that tract of land conveyed to John G. Schaffer, et ux, by deed recorded June 4 1962 in Book 2118, Page 698, Deed Records; thence South 89°56'41" West along the South line of said Schaffer tract 129.86 feet to a 5/8 inch iron rod at the Southwest corner thereof; thence North 0°21'47" West, 100 feet to the Northwest corner thereof; thence North 89°55'53" West, 9.99 feet to the Southwest corner of that tract of land conveyed to Stanley E. Farmer, et ux, by deed recorded June 3, 1966 in Book 504, Page 19, Film Records; thence North 0°27'44" East, along the West line of said Farmer tract, 110.07 feet to the Northwest corner thereof; thence South 89°53'18" East, 9.62 feet; thence North 0°25'50" East, 100.05 feet to the Southwest corner of that tract of land conveyed to William M. Jones, et ux, by deed recorded September 30, 1965 in Book 390, Page 84, Film Records; thence North 0°24'00" East, along the West line of said Jones tract 44.00 feet to the Southeast corner of that tract of land conveyed to Winston C. Strong and others by deed recorded May 19, 1980 in Book 1442, Page 636, Deed Records; thence South 89°59'05" West along the South line of said Strong tract 516.26 feet to the Southwest corner thereof; thence North 0°02'16" East, 382.06 feet to a 5/8 inch iron rod on the South right of way of West Powell Boulevard; thence North 89°59'05" West along said right of way line 1026.43 feet to a 5/8 inch iron rod and the point of beginning.

DEED

MULTNOMAH COUNTY, a political subdivision of the State of Oregon, Grantor, conveys to the STATE OF OREGON, DEPT OF TRANSPORTATION, a municipal corporation of the State of Oregon, Grantee, the following one real property located within the County of Multnomah, and State of Oregon:

Lot 18, Block 5, VIEW HTS, a recorded subdivision located in the County of Multnomah and State of Oregon

Provided that said property shall be used and continue to be used by the Grantee for public purposes, and should this property 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 without 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.

Until a change is requested, all tax statements shall be sent to the following address:

STATE OF OREGON
DEPT OF TRANSPORTATION
Right of Way
123 NW Flanders
Portland OR 97209

IN WITNESS WHEREOF, MULTNOMAH COUNTY has caused these presents to be executed by the Chair of the Multnomah County Board of Commissioners this 31st day of August, 2000, by authority of an Order of the Board of County Commissioners heretofore entered of record.

BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON


Beverly Stein, Chair



REVIEWED:

Thomas Sponsler, County Attorney
For Multnomah County, Oregon

By 

Matthew O. Ryan, Assistant County Attorney

APPROVED:

Kathy Tuneberg, Director
Tax Collections/Records Management



Kathy Tuneberg, Director

After recording, return to 503/1st FI/Tax Title

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STATE OF OREGON

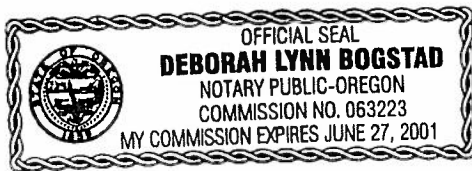
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COUNTY OF MULTNOMAH

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The foregoing instrument was acknowledged before me this 31st day of August, 2000, by Beverly Stein, 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: 6/27/01