

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

In the Matter of the Acceptance of a Deed)
from Freeport Investment Co. Profit Share) ORDER ACCEPTING DEED #89-100
Plan & Trust for Road Purposes.) FOR A PUBLIC ROAD
)
) S.W. NORTHGATE AVENUE
) (W. of S.W. Terwilliger Boulevard)
) Item 89-99/LD 3-89

WHEREAS, Freeport Investment Co. Profit Share Plan & Trust has tendered to MULTNOMAH COUNTY a deed for public road purposes; and

WHEREAS, MULTNOMAH COUNTY does not desire the property for county road purposes, but the premises are suitable for public road purposes, as defined in ORS Ch. 368, based on the recommendation of the Director of the Department of Environmental Services that the property be accepted as a public road and not as a county road;

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The deed from Freeport Investment Co. Profit Share Plan & Trust to MULTNOMAH COUNTY is accepted for use as a public road, but not accepted for use as a county road at this time.

2. The real property conveyed to MULTNOMAH COUNTY and accepted by this Order is described as follows:

A five (5) foot strip of land parallel and abutting the southerly right-of-way line of S.W. Northgate Avenue, being a part of that tract of land described in Schedule A of Personal Representative's Deed recorded March 31, 1980, in Book 1430, Page 731, Deed Records of Multnomah County, situated in the southeast one-quarter of Section 34, T1S, R1E, W.M., being a part of that certain tract of land conveyed to J.B. Sanders and Betsy M. Sanders dated May 6, 1946, and recorded in Book 1050, Page 51, Deed Records of Multnomah County, Oregon, more particularly described as follows, to-wit:

Beginning at a 3/4 inch iron pipe (found) on the southerly right-of-way line of S.W. Northgate Avenue, at the northwest corner of that tract of land described in said Personal Representative's Deed (Book 1430, Page 731); said iron pipe bears south 20.00 feet and east 20.00 feet (Personal Representative's Deed) from the southwest corner of Lot 140, DUNTHORPE, as recorded in Book 622, Pages 3 and 4, Record of Townplats, Multnomah County, Oregon; thence S 00°08'26" W, along the westerly line of that tract described in said Personal Representative's Deed, a distance of 5.00 feet to a point marked by a 5/8-inch iron rod (set); thence N 89°56'00" E parallel to the southerly right-of-way line of S.W. Northgate Avenue and 5.00 feet distant therefrom when measured at right angles, a distance of 230.07 feet to a point on the easterly line of that tract described in

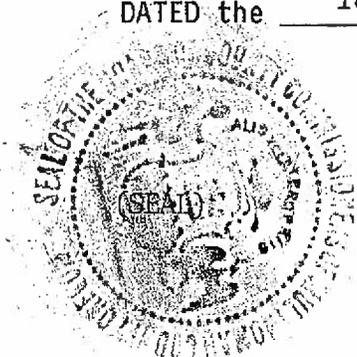
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said Personal Representative's Deed, marked by a 5/8-inch iron rod (set); thence N 06°00'02" W, along said easterly line, a distance of 5.03 feet to the southerly right-of-way line of S.W. Northgate Avenue; thence S 89°56'00" W along the southerly right-of-way line of S.W. Northgate Avenue, a distance of 229.54 feet to the point of beginning.

Containing 1,149 square feet (0.0263 acres), more or less.

As shown on attached map marked Exhibit "A," and hereby made a part of this document.

DATED the 18th day of May, 1989



BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON

By Gladys McCoy
GLADYS McCOY
Multnomah County Chair

APPROVED:

LARRY F. NICHOLAS, P.E.
COUNTY ENGINEER
FOR MULTNOMAH COUNTY, OREGON

By L. F. Howard

REVIEWED:

LAURENCE KRESSEL, COUNTY COUNSEL
FOR MULTNOMAH COUNTY, OREGON

By: John L. DuBay
John L. DuBay
Assistant County Counsel

0088W/1066W

Original

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DEED FOR ROAD PURPOSES

Freeport Investment Co. Profit Share Plan & Trust conveys to MULTNOMAH COUNTY, a political subdivision of the State of Oregon, for road purposes, the following described property:

A five (5) foot strip of land parallel and abutting the southerly right-of-way line of S.W. Northgate Avenue, being a part of that tract of land described in Schedule A of Personal Representative's Deed recorded March 31, 1980, in Book 1430, Page 731, Deed Records of Multnomah County, situated in the southeast one-quarter of Section 34, T1S, R1E, W.M., being a part of that certain tract of land conveyed to J.B. Sanders and Betsy M. Sanders dated May 6, 1946, and recorded in Book 1050, Page 51, Deed Records of Multnomah County, Oregon, more particularly described as follows, to-wit:

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Containing 1,149 square feet (0.0263 acres), more or less.

As shown on attached map marked Exhibit "A," and hereby made a part of this document.

The true and actual consideration for this conveyance is \$0.00.

Dated this 24th day of April, 1989.

APPROVED:

LARRY F. NICHOLAS, P.E.
County Engineer

By: [Signature]

By: [Signature: Walter Freeman]
[Signature: W. J. Freeman]
Freeport Investment Co.
Profit Share Plan & Trust
Trustee

REVIEWED:

LAURENCE KRESSEL
County Counsel

By: _____

STATE OF Oregon, County of Clackamas

SIGNED BEFORE ME April 24, 1989, personally appeared the above-named WALTER J. FREEMAN, Trustee of Freeport Investment Co. Profit Share Plan & Trust, who acknowledged the foregoing instrument to be his voluntary act.

[Signature: Carol H. Benda]
Notary Public for Said State

My Commission expires Sept. 18, 1989

0532W/1066W