

Multnomah County Official Records
R. Weldon, Deputy Clerk

2012-099206



\$61.00

01050095201200992060070078

08/10/2012 02:36:12 PM

20 ORDINANCE

Pgs=7 Sm=11 ATRJL

\$05.00 \$11.00 \$15.00

CITY OF PORTLAND
Office of the City Auditor
1221 SW Fourth Avenue, Room 140
Portland, OR 97204-1900

I hereby certify this Ordinance No. 185421 to be a complete and exact copy of the original as the same appears on file and of record in my office and in my care and custody on August 10, 2012.

plu K. Calvert
LaVonne Griffin-Valade
Auditor of the City of Portland
By *[Signature]*
Deputy

7

ORDINANCE No. 185421

*Designate a portion of City property owned in fee title located at the intersection of NE Multnomah St and NE Third Ave as public right-of-way and name it NE Multnomah St (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. The City of Portland owns property in fee title abutting 1225 NE 2nd Avenue, located in the northeast quarter of Section 34, T1N, R1E and referenced as Tax Lot 2201 (the "Property").
2. The Property was acquired from a non-profit corporation in Book 2695, Page 360, recorded May 24, 1993, Multnomah County Deed Records for the realignment of NE Multnomah Street Project.
3. The project was constructed and the Property is being used as street but was never designated as public right-of-way and therefore is still mapped and classified as a City fee-owned parcel with Multnomah County Assessor's Office.
4. The City has approved a Lot Consolidation (LU 12-136569 LC and LU 12-136564 LC) for a property owner/developer in close proximity and designating the Property as public right-of-way is needed so that the property and right-of-way lines will be consistent with that of the Plat.
5. Street improvements are in the public's best interest and are consistent with the City's policy; therefore, the Property should now be designated as public right-of-way and named NE Multnomah Street.
6. There is minimal cost for staff time for the transfer of the property rights, likely not exceeding \$1,000. Funds are available in the Transportation Operating Fund, FY 2011-2012 Budget, SAP Account No. 9TR000001693.

NOW, THEREFORE, the Council directs:

- a. That the following described City property is hereby designated as public right-of-way and named NE Multnomah Street:

Those parcels of land described as Parcels I and II in that certain document recorded as Book 2695, Page 360, May 24, 1993, Multnomah County Deed Records, attached as Exhibit A and depicted on Exhibit B and by this reference made a part hereof.

Containing 13,665 square feet, more or less.

- b. That the Auditor shall return a certified copy of this Ordinance to the Right-of-Way Acquisition Section, Bureau of Transportation, for recording in the Multnomah County Deed Records; Right-of-Way Acquisition shall return the original recorded Ordinance to the Auditor and retain a copy in R/W File No. 9000-6.

Section 2. The Council declares that an emergency exists because a delay in designating the property as public right-of-way could cause a delay in construction for the adjacent development; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **JUN 20 2012**

Mayor Sam Adams
Prepared by: Dee A. Walker; slg
Date Prepared: June 4, 2012
R/W # 9000-6

LAVONNE GRIFFIN-VALADE
Auditor of the City of Portland
By *Gayla Jennings*
Deputy



OREGON TITLE
Insurance Company

EXHIBIT A

BOOK 2695 PAGE 360

STATUTORY WARRANTY DEED
(Corporation)

EMANUEL HOSPITAL & HEALTH CENTER, an Oregon Non-Profit Corporation, who acquired title as HOMEOPATHIC HOSPITAL AND DISPENSARY OF PORTLAND conveys and warrants to CITY OF PORTLAND, A MUNICIPAL CORPORATION OF THE STATE OF OREGON

the following described real property in the State of Oregon and County of Multnomah free of encumbrances, except as specifically set forth herein:
(Continued)

OREGON TITLE INS CO. 115002m

Tax Account Number(s): R-39620-2080

This property is free of encumbrances, EXCEPT:
The rights of the public, governmental bodies, and public utilities, in and to that portion of the herein described property lying within the limits of roads and highways. Conditions, restrictions and/or easements contained in and imposed by Ordinance No. 114428, a copy of which was,
Recorded : December 12, 1961 in Book 2094 Page 178
(Continued)

The true consideration for this conveyance is \$300,955.20

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.

DATED this 19th day of May, 1993, pursuant to a duly approved resolution of the board of directors of the below named corporation.

EMANUEL HOSPITAL & HEALTH CENTER
an Oregon Non-Profit Corporation

By: [Signature]

STATE OF OREGON, COUNTY OF MULTNOMAH)ss.
The foregoing instrument was acknowledged before me this 19th day of May, 1993, by [Signature] as [Signature] of EMANUEL HOSPITAL & HEALTH CENTER, an Oregon Non-Profit Corporation, who acquired title as HOMEOPATHIC HOSPITAL AND DISPENSARY OF PORTLAND, on behalf of the corporation.

[Signature]
Notary Public for Oregon
My Commission Expires: 12/23/94



Order No.: 115002m

After Recording Return To:
City of Portland/Right of Way Sect.
1120 SW Fifth Ave. Suite 802
Portland OR 97204

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

THIS SPACE RESERVED FOR RECORDER'S USE

MAY 24 1993

ENCUMBRANCES (Continued)

Order No.: 115002m

Conditions, restrictions and/or easements contained in and imposed by Ordinance No. 127926, a copy of which was,
Recorded : November 29, 1968 in Book 652 Page 1053
Conditions, restrictions and/or easements contained in and imposed by Conditional Use Request No. CU 73-68, a copy of which was,
Recorded : December 13, 1968 in Book 655 Page 11
Conditions, restrictions and/or easements contained in and imposed by Conditional Use Request No. CU 45-69, a copy of which was,
Recorded : July 7, 1969 in Book 686 Page 66
Conditions, restrictions and/or easements contained in and imposed by Ordinance No. 130624, a copy of which was,
Recorded : March 26, 1970 in Book 725 Page 1257
Easements for existing public utilities in vacated street area and the conditions imposed thereby, reserved by ordinance,
Ordinance Number : 132681
Entered : May 12, 1971
Certified Copy Recorded : June 25, 1971 in Book 796 Page 804
Conditions, restrictions and/or easements contained in and imposed by Ordinance No. 132681, a copy of which was,
Recorded : June 25, 1971 in Book 796 Page 804
Conditions, restrictions and/or easements contained in and imposed by Conditional Use Request No. CU 20-72, a copy of which was,
Recorded : March 2, 1972 in Book 843 Page 272
Conditions, restrictions and/or easements contained in and imposed by Conditional Use Request No. CU 106-72, a copy of which was,
Recorded : January 16, 1973 in Book 904 Page 1481
Said Conditional Use Request was amended by instrument,
Dated : July 21, 1975
Recorded : July 22, 1975 in Book 1052 Page 715
Conditions, restrictions and/or easements contained in and imposed by Conditional Use Request No. CU 102-73, a copy of which was,
Recorded : January 15, 1974 in Book 967 Page 1522
Conditions, restrictions and/or easements contained in and imposed by Ordinance No. 139500, a copy of which was,
Recorded : April 4, 1975 in Book 1034 Page 1190
Conditions, restrictions and/or easements contained in and imposed by Conditional Use Request No. CU 31-76, a copy of which was,
Recorded : May 20, 1976 in Book 1104 Page 1601
Conditions, restrictions and/or easements contained in and imposed by Conditional Use Request No. CU 6-79, a copy of which was,
Recorded : February 20, 1979 in Book 1331 Page 1953
Amended : March 2, 1979 in Book 1338 Page 2643
Easements for existing public utilities in vacated street area and the conditions imposed thereby, reserved by ordinance,
Number : 148225
Entered : August 22, 1979
Certified Copy Recorded : October 27, 1980 in Book 1479 Page 1161
Conditions, restrictions and/or easements contained in and imposed by Ordinance No. 148225, a copy of which was,
Dated : August 22, 1979
Recorded : October 27, 1980 in Book 1479 Page 1161
Conditions, restrictions and/or easements contained in and imposed by the Ordinance No. 161925 a copy of which was,
Recorded : June 16, 1989 in Book 2212 Page 517
Amended : May 10, 1991 in Book 2412 Page 1226
Amended : May 10, 1991 in Book 2412 Page 1276
Amended : October 31, 1991 in Book 2462 Page 2791
Conditions, restrictions and/or easements contained in and imposed by the Notification of Design Commission Action No. DZ 24-89, a copy of which was,
Recorded : July 19, 1989 in Book 2218 Page 1082

MAY 24 1993

185421

STATUTORY WARRANTY DEED
(CONTINUED)

BOOK 2695 PAGE 362

LEGAL DESCRIPTION (Continued)

Order No.: 115002m

PARCEL I:

A parcel of land in the Northeast quarter of Section 34, Township 1 North, Range 1 East, of the Willamette Meridian, in the City of Portland, County of Multnomah and State of Oregon, described as follows:

Beginning at the Southeast corner of Block 64, according to the duly filed plat of HOLLADAY'S ADDITION, a recorded plat in the County of Multnomah and State of Oregon; thence North 88° 12' 36" West, along the South line of said Block 64, 194.37 feet to the True Point of Beginning; thence continuing North 88° 12' 36" West, along the North line of NE Hassalo Street, 65.10 feet; thence Northeasterly 119.69 feet along the arc of a 188.00 foot radius curve to the left (long chord bears North 73° 31' 44" East, 117.54 feet); thence North 55° 18' 44" East, 183.87 feet to the East line of Block 64, HOLLADAY'S ADDITION; thence South 1° 47' 24" West along said East line, 13.68 feet; thence South 55° 18' 44" West, 175.74 feet; thence Southwesterly 60.22 feet along the arc of a 199.00 foot radius curve to the right (long chord bears South 63° 58' 53" West, 59.99 feet) to the True Point of Beginning. Parcel contains 2, 852 square feet.

PARCEL II:

A parcel of land in the Northeast quarter of Section 34, Township 1 North, Range 1 East, of the Willamette Meridian, in the City of Portland, County of Multnomah and State of Oregon, described as follows:

Beginning at the Southeast corner of Block 64, according to the duly filed plat of HOLLADAY'S ADDITION, a recorded plat in the County of Multnomah and State of Oregon; thence North 88° 12' 36" West, 56.37 feet along the South line of said Block 64 to the True Point of Beginning; thence continuing North 88° 12' 36" West, along said South line 138.00 feet; thence Northeasterly 60.22 feet along the arc of a 199.00 foot radius curve to the left (long chord bears North 63° 58' 53" East, 59.99 feet); thence North 55° 18' 44" East, 175.74 feet to the East line of Block 64, HOLLADAY'S ADDITION; thence South 1° 47' 24" West along said East line, 90.79 feet; thence South 55° 18' 59" West, 70.10 feet to the True Point of Beginning; Parcel contains 10,813 square feet.

PARCEL III:

A parcel of land in the Northeast quarter of Section 34, Township 1 North, Range 1 East, of the Willamette Meridian, in the City of Portland, County of Multnomah and State of Oregon, described as follows:

Beginning at the Southeast corner of Block 64, according to the duly filed plat of HOLLADAY'S ADDITION, a recorded plat in the County of Multnomah and State of Oregon; thence North 88° 12' 36" West, along the South line of said Block 64, 56.37 feet; thence North 55° 18' 59" East, 70.10 feet to the East line of Block 64, Holladay's Addition; thence South 1° 47' 24" West along said East line, 41.67 feet to the Point of Beginning; Parcel contains 1,175 square feet.

066175

STATE OF OREGON }
Multnomah County }

I, a Deputy for the Recorder of Conveyances, do hereby certify that the within instrument is a duly executed and recorded instrument in the record of said County.

53 MAY 24 AM 9:23

RECORDED IN SECTION
MULTNOMAH CO. OREGON

On Page
BOOK 2695 PAGE 360

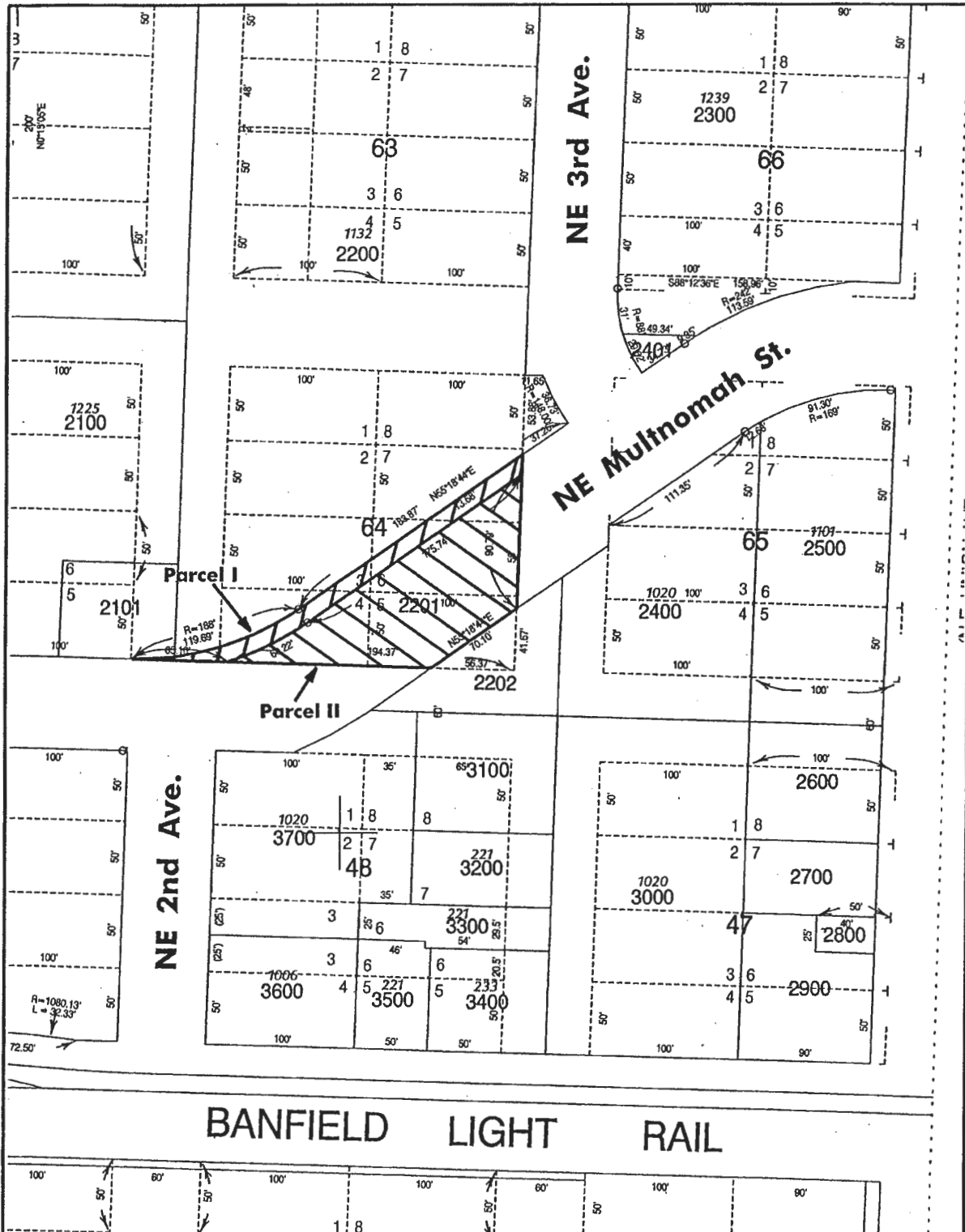
Witness my hand and seal of office at the
Recorder of Conveyances

N. W. O'Brien
Deputy

1532

Exhibit B

185421



NE Multnomah St. between NE 2nd & 3rd Ave.

Legal: A portion of Block 64, "Holladay's Addition"



Designate and Assign Area

R/W: 9000-06 1/4 Section: 2930 Section: 1N1E34AA



Scale: 1" = 100'