

THIS AGREEMENT, Made 19....., between the City of Portland, Oregon, a Municipal Corporation of the city of Portland county of Multnomah and state of Oregon party of the first part, and Werner W. and Germaine Iseli of the city of Portland county of Multnomah and state of Oregon party of the second part,

WITNESSETH, That the said party of the first part, for and in consideration of the covenants herein-after contained on the part of the said party of the second part, does hereby covenant and agree to and with the said party of the second part as follows:

1. To purchase the parcel of real property containing 1.81 acres, more or less, which is described and shown in Attachment No. 1 for the sum of Forty Seven Thousand and 00/100 dollars (\$47,000.00).
2. To pay all closing costs consisting of fee for title insurance, prorate of property taxes, escrow fee, recording costs and farm deferral of property taxes on said parcel, if any.
3. To dedicate to Multnomah County for street use after purchase has been completed a forty (40) foot wide strip as shown in Attachment No. 1 in accordance with the requirements of Multnomah County.
4. To meet all conditions required by Multnomah County for Community Service Use as a well and pump facility (CS11-80, #462) and for the Land Division (LD 12-80, #462).

And the party of the second part in consideration of said covenants on the part of the party of the first part, does covenant and agree with said party of the first part, that the said party of the second part, will

1. Convey said parcel of real property by warranty deed to the party of the first part.
2. Furnish an owner's policy of title insurance in the amount of said purchase price to the party of the first part, the title insurance company's fee for said policy to be paid by the party of the first part as stated above.
3. Dedicate to Multnomah County for street use after purchase has been completed an eighty (80) foot wide strip and a forty (40) foot wide strip, both as shown in Attachment No. 1, in accordance with the requirements of Multnomah County.
4. Meet all conditions required by Multnomah County for Community Service Use as a well and pump facility (CS 11-80, #462) and for the Land Division (LD 12-80, #462).

In construing this agreement and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the said parties have hereunto set their hands, the day and year first above written.

PARTY OF FIRST PART
City of Portland, Oregon

City Auditor

Commissioner of Public Utilities

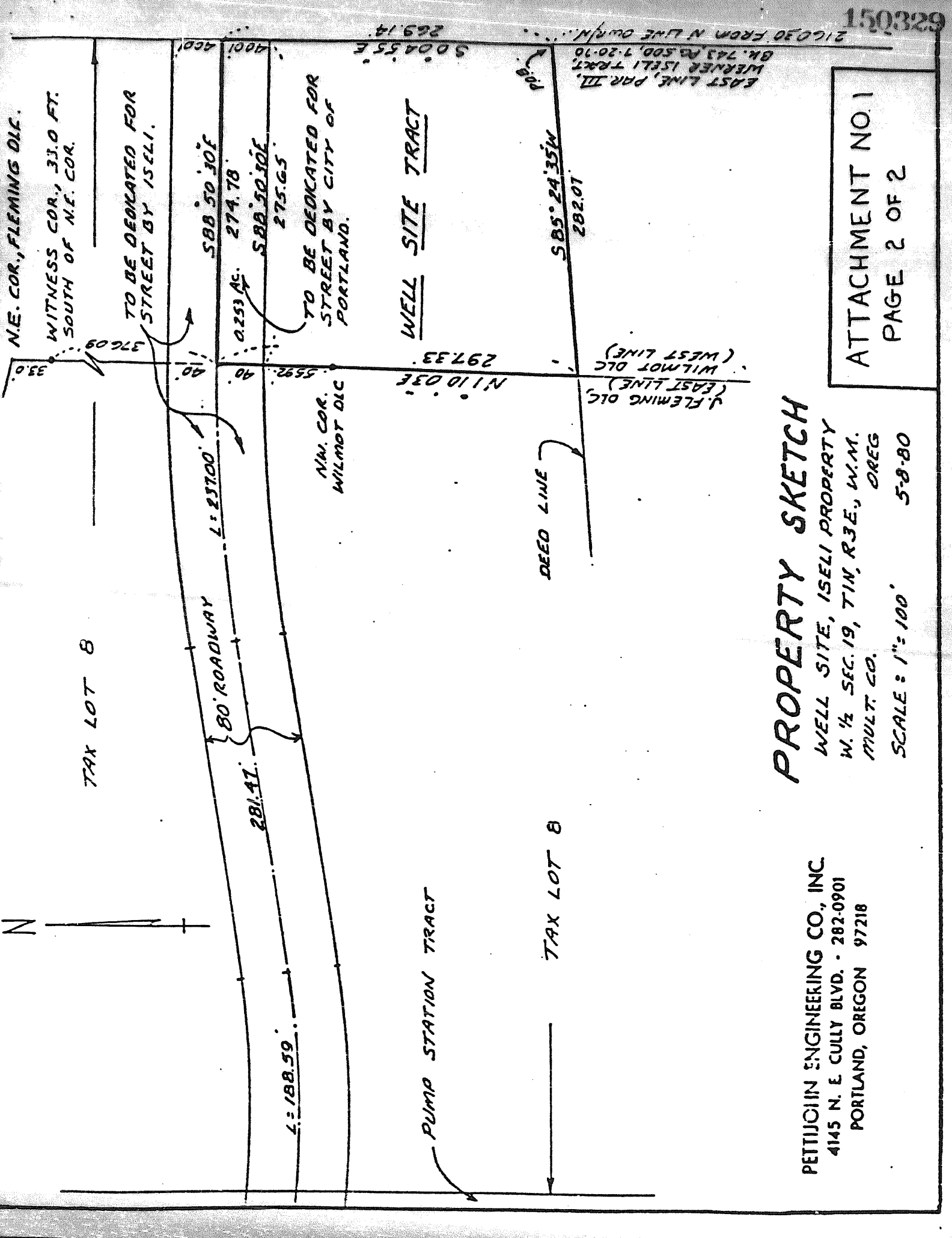
Werner W. Iseli
PARTY OF SECOND PART

Germaine Iseli

ATTACHMENT NO. 1

A parcel of land located in the west $\frac{1}{4}$ of Section 19, Township 1 North, Range 3 East of the Willamette Meridian, Multnomah County, Oregon and more particularly described as follows:

Beginning at a point that bears North $0^{\circ} 04' 55''$ West along the east line of Parcel III of that tract conveyed to Werner W. Iseli, et ux, by Corrected Warranty Deed recorded July 20, 1970 in Book 743, Page 500, Deed Records of said County and State, 2,160.30 feet from the northerly line of the OWR/N Co. right-of-way; thence South $85^{\circ} 24' 35''$ West, 282.07 feet to a point on the west line of the R.P. Wilmot D.L.C.; thence North $01^{\circ} 10' 03''$ along said line of the Wilmot D.L.C. and the east line of the J. Fleming D.L.C., 297.33 feet to a point that bears South $01^{\circ} 10' 03''$ West along the east line of the J. Fleming D.L.C., 376.09 feet from the Witness Corner monument set 33.00 feet southerly from the northeast corner of said Fleming D.L.C.; thence South $88^{\circ} 50' 30''$ East, 274.78 feet to said east line of the Iseli property; thence South $0^{\circ} 04' 55''$ East, 269.14 feet to the point of beginning, the above described tract.



PROPERTY SKETCH

WELL SITE, ISELI PROPERTY
W. 1/4 SEC. 19, T1N, R3E., W.M.
MULT. CO. OREG

SCALE: 1"=100'

5-8-80

PETITION ENGINEERING CO., INC.
4145 N. E. CULLY BLVD. - 282-0901
PORTLAND, OREGON 97218

ATTACHMENT NO. 1
PAGE 2 OF 2

WERNER W. ISELI and GERMAINE ISELI, as tenants by the entirety
conveys and warrants to CITY OF PORTLAND, a municipal corporation of the State of Oregon
Grantee, the following described real property free of encumbrances
except as specifically set forth herein situated in Multnomah County, Oregon, to-wit:

SEE ATTACHED EXHIBIT A

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

The said property is free from encumbrances except there is no means of ingress and egress for the reason that these premises are not situated on a legally dedicated road or highway. Property is located within the boundaries of Multnomah County Drainage District and is subject to levies and assessments thereof.

The true consideration for this conveyance is \$47,000.00 (Here comply with the requirements of ORS 43 030)

Dated this day of August, 19 80

Werner W. Iseli

Germaine Iseli

STATE OF OREGON, County of Multnomah) ss. August 19 80
Personally appeared the above named Werner W. Iseli and Germaine Iseli

and acknowledged the foregoing instrument to be their voluntary act and deed

Before me:

(OFFICIAL SEAL)

Notary Public for Oregon—My commission expires:

WARRANTY DEED

Werner & Germaine Iseli

City of Portland

GRANTOR

1800 S. W. 6th

GRANTEE

Portland, OR 97201

GRANTEE'S ADDRESS, ZIP

After recording return to:

PNTI - Alta Andrews

421 S. W. Stark

Portland, OR 97204

NAME, ADDRESS, ZIP

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

City of Portland

1800 S. W. 6th

Portland, OR 97201

NAME, ADDRESS, ZIP

SPACE RESERVED
FOR
RECORDER'S USE

STATE OF OREGON,

County of

I certify that the within instrument was received for record on the day of 19 at o'clock M., and recorded in book/reel/volume No. on page or as document fee file instrument/microfilm No. Record of Deeds of said county.

Witness my hand and seal of County affixed.

By Deputy

A parcel of land located in the west $\frac{1}{4}$ of Section 19, Township 1 North, Range 3 East of the Willamette Meridian, Multnomah County, Oregon and more particularly described as follows:

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AV 48068
\$47,419.00
9-30-80

150329

ORDINANCE NO. 150329

An Ordinance authorizing an agreement between the City of Portland and Werner W. and Germaine Iseli for the purchase of 1.81 acres of real property for \$47,000.00 plus closing costs estimated at \$419.00, to be used for a water production well for the Groundwater Development Program of the Bureau of Water Works, authorizing the drawing and delivery of warrants, accepting a warranty deed and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. It is necessary and desirable to acquire 1.81 acres of real property for the construction, operation and maintenance of a water production well for the Groundwater Development Program.
2. A registered real estate appraiser retained by the Bureau of Water Works appraised the real property at \$47,000.00. Negotiations with the Owners, Werner W. and Germaine Iseli, have been conducted, with the result that both the owners and the Bureau of Water Works are satisfied with the appraised amount as the purchase price, with the City also paying closing costs estimated at \$419.00, which includes title insurance, escrow and recording costs.
3. This purchase and other conditions which are satisfactory to both the Owners and the Bureau of Water Works are described in the agreement and its Attachment No. 1. This real property is described in the deed and its Exhibit "A". Both the agreement and deed documents are similar to the copies attached to the original only hereof, marked Supplements No. 1 and No. 2, respectively, and by this reference made a part hereof.
4. This acquisition, in accordance with the terms of the agreement, has been recommended by the Administrator of the Bureau of Water Works, and approved by the Commissioner-in-Charge.

NOW, THEREFORE, the Council directs:

- a. The Commissioner-in-Charge and the Auditor are hereby authorized to enter into an agreement similar to Supplement No. 1 to purchase the real property described in Supplement No. 2.

ORDINANCE No.

- b. The Mayor and the Auditor are hereby authorized to draw and deliver to Pioneer National Title Insurance Company, 321 S.W. 4th Avenue, Portland, Oregon 97204, a warrant for \$47,419.00 to Escrow Account No. 498354 for purchase of this real property in fee and payment of closing costs, this warrant chargeable to the 1980-81 Budget, BUC No. 18600374, Object Code 610 (Capital Outlay), Project 3700, and, upon payment, to accept the Warranty Deed.

Section 2. The Council declares that an emergency exists because a delay in proceeding with this purchase may result in additional expense to the City, and will unnecessarily deprive the Bureau of Water Works of the benefits of securing said property at an early date; therefore, this Ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, **SEP 3 1980**

Commissioner Ivancie
R.E. Rector:jb
August 21, 1980
186.610
BUC 18600374

Attest:

Charles Spear
Chief Deputy Auditor of the City of Portland

Calendar No. 3202

ORDINANCE No. 150329

Title

An Ordinance authorizing an agreement between the City of Portland and Werner W. and Germaine Iseli for the purchase of 1.81 acres of real property for \$47,000.00 plus closing costs estimated at \$419.00, to be used for a water production well for the Groundwater Development Program of the Bureau of Water Works authorizing the drawing and delivery of warrants, accepting a warranty deed and declaring an emergency.

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Ivancie	1	
Jordan	1	
Lindberg	1	
Schwab	1	
McCready		1

FOUR-FIFTHS CALENDAR	
Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

Filed AUG 27 1980

GEORGE YERKOVICH

Auditor of the CITY OF PORTLAND

Gordon D. Brall
Deputy

INTRODUCED BY
COMMISSIONER IVANCIE
NOTED BY THE COMMISSIONER
Affairs
Finance and Administration
Safety
Utilities
Works
BUREAU APPROVAL
Bureau: WATER WORKS
Prepared By: Date:
R.E. Rector:jb August 21, 1980
Budget Impact Review:
<input type="checkbox"/> Completed <input type="checkbox"/> Not required
Bureau Head: <i>Cari Goebel</i> Cari Goebel, Administrator
CALENDAR
Consent Regular X
NOTED BY
City Attorney
City Auditor
City Engineer