

PORTLAND DEVELOPMENT COMMISSION
Portland, Oregon

RESOLUTION NO. 6842

**AUTHORIZING DEDICATION OF A PORTION OF CERTAIN
PDC-OWNED PROPERTY LOCATED AT THE CORNER OF
NORTH INTERSTATE AVENUE AND NORTH
KILLINGSWORTH STREET IN THE INTERSTATE CORRIDOR
URBAN RENEWAL AREA TO THE PORTLAND BUREAU OF
TRANSPORTATION FOR USE AS PUBLIC RIGHT-OF-WAY**

WHEREAS, the Portland Development Commission (“PDC”) is undertaking the Killingsworth Station redevelopment pursuant to the Interstate Corridor Urban Renewal Plan adopted August 2000 by the Portland City Council by Ordinance No. 174829 (as amended from time to time, the “Plan”);

WHEREAS, the Plan’s primary goal is to enable redevelopment of the Interstate Corridor Urban Renewal Area (“URA”) to fully utilize its potential as an employment center with the characteristics of a viable neighborhood, including adequate housing, infrastructure, transportation, and supportive businesses, amenities, and services;

WHEREAS, the Plan’s specific transportation goals include providing adequate vehicular access to, from, and within the URA;

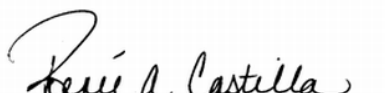
WHEREAS, the Interstate Corridor Transportation Strategy was developed in 2008 and outlines the URA investment priorities for transportation infrastructure; and

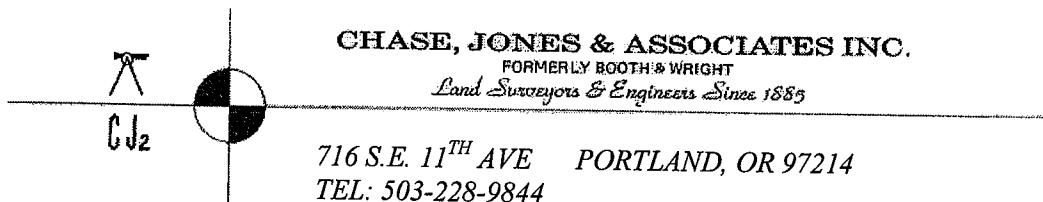
WHEREAS, North Killingsworth Street was improved with URA funds in 2008 and North Interstate Avenue was improved with URA funds in 2004, and each street requires right-of-way dedication as described and shown in Exhibit A attached hereto.

NOW, THEREFORE, BE IT RESOLVED that the PDC Board of Commissioners hereby approves the Deed for Right of Way Purposes in substantially the form attached hereto as Exhibit B, for dedication of certain PDC-owned property to the Portland Bureau of Transportation for use as public right-of-way, located at the corner of North Interstate Avenue and North Killingsworth Street in the Interstate Corridor URA; and

BE IT FURTHER RESOLVED that this resolution shall become effective immediately upon its adoption.

Adopted by the Portland Development Commission on December 8, 2010.


Renee A. Castilla, Recording Secretary



January 29, 2008
revised November 24, 2010
#12017

KILLINGSWORTH DEDICATION (RW 7253)

A tract of land situated in Lot 4, Block 1, North Albina being in the Southwest 1/4 of Section 15, Township 1 North, Range 1 East, of the Willamette Meridian, in the City of Portland, County of Multnomah, and State of Oregon, being more particularly described as follows:

COMMENCING at the Southeast corner of Block 1, North Albina also being the Southeast corner of that tract of land described in line of the Right of Way dedication recorded October 15, 2007 as Fee Number 2007-183019, recorded on October 15, 2007; thence North 90°00'00" West, along the South line said Fee Number 2007-183019 a distance of 100.01 feet to the West line of said Fee Number 2007-183019, said point being the POINT OF BEGINNING; thence North 00°48'15" East, along said West line, a distance of 8.81 feet; thence North 90°00'00" West, parallel with North Killingsworth Street a distance of 80.00 feet to the East Right of Way line of North Interstate Avenue; thence South 00°48'15" West, along said East Right of Way line a distance of 8.81 feet to the South line of said Lot 4; thence South 90°00'00" East along said South line, 80.00 feet to the POINT OF BEGINNING.

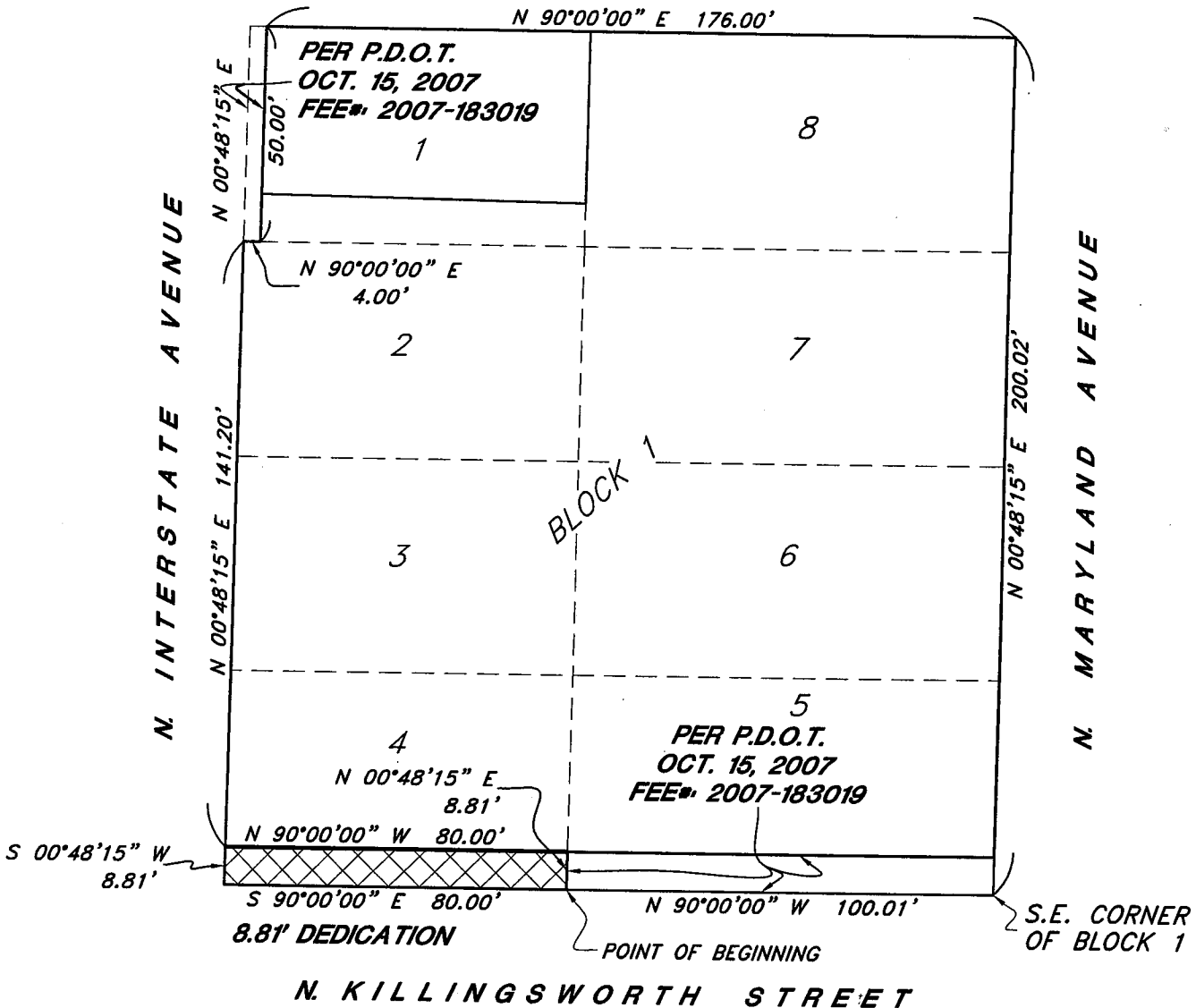
**REGISTERED
PROFESSIONAL
LAND SURVEYOR**

Eric D. Jones

**OREGON
JULY 16, 1982
ERRIC D. JONES
1996**

EX. 6-30-11

N. CHURCH STREET



**RW 7253
STREET DEDICATION**

OF A PART OF
LOT 4, BLOCK 1, "NORTH ALBINA"
SITUATED IN THE
S.W. 1/4 OF SECTION 15, T. 1 N., R 1 E., W.M.
CITY OF PORTLAND, COUNTY OF MULTNOMAH, STATE OF OREGON

BY:
CHASE, JONES & ASSOCIATES INC.
716 S. E. 11TH AVE. PORTLAND, OREGON 97214
PHONE (503) 228-9844

PROJECT NO.: 12017 SCALE: 1"=40'
DATE: NOV. 15, 2007 1/4 SEC NO. 2429

REVISED: NOV. 24, 2010

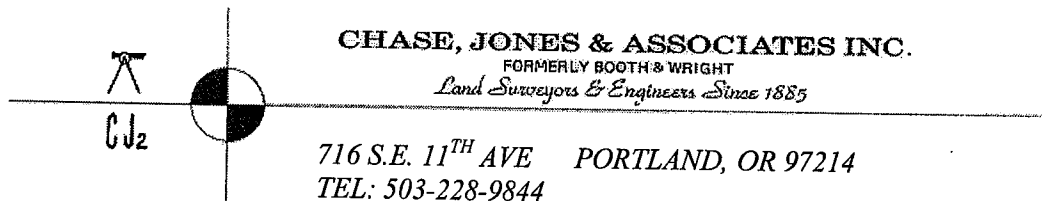
REGISTERED
PROFESSIONAL
LAND SURVEYOR

Eric D. Jones

OREGON
JULY 16, 1982
ERRIC D. JONES
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EXPIRES: 6-30-11





January 29, 2008
Revised November 24, 2010
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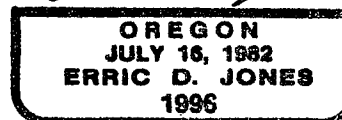
INTERSTATE DEDICATION (RW 7253)

A tract of land situated in Lots 2, 3 and 4, Block 1, North Albina being in the Southwest 1/4 of Section 15, Township 1 North, Range 1 East, of the Willamette Meridian, in the City of Portland, County of Multnomah, and State of Oregon, being more particularly described as follows:

COMMENCING at the Southeast corner of said Block 1, also being the Southeast corner of that tract of land described in line of the Right of Way dedication recorded October 15, 2007 as Fee Number 2007-183019, recorded on October 15, 2007; thence North 90°00'00" West, along the South line said Fee Number 2007-183019 a distance of 100.01 feet to the West line of said Fee Number 2007-183019; thence North 00°48'15" East, along said West line, a distance of 8.81 feet; thence North 90°00'00" West, parallel with North Killingsworth Street a distance of 80.00 feet to the East Right of Way line of North Interstate Avenue, said point being the POINT OF BEGINNING; thence North 00°48'15" East, along said East Right of Way line a distance of 141.20 feet to the Westerly extension of the South line of the parcel of land conveyed in the Bargain and Sale Deed recorded April 30, 2009 as Fee Number 2009-059363; thence North 90°00'00" East along said Westerly extension and said South line, a distance of 5.00 feet to a line parallel with and 5.00 feet from the said East line of North Interstate Avenue; thence South 00°48'15" West along said parallel line, a distance of 141.20 feet; thence North 90°00'00" West parallel with the said North line of North Killingsworth street, a distance of 5.00 feet to the POINT OF BEGINNING.

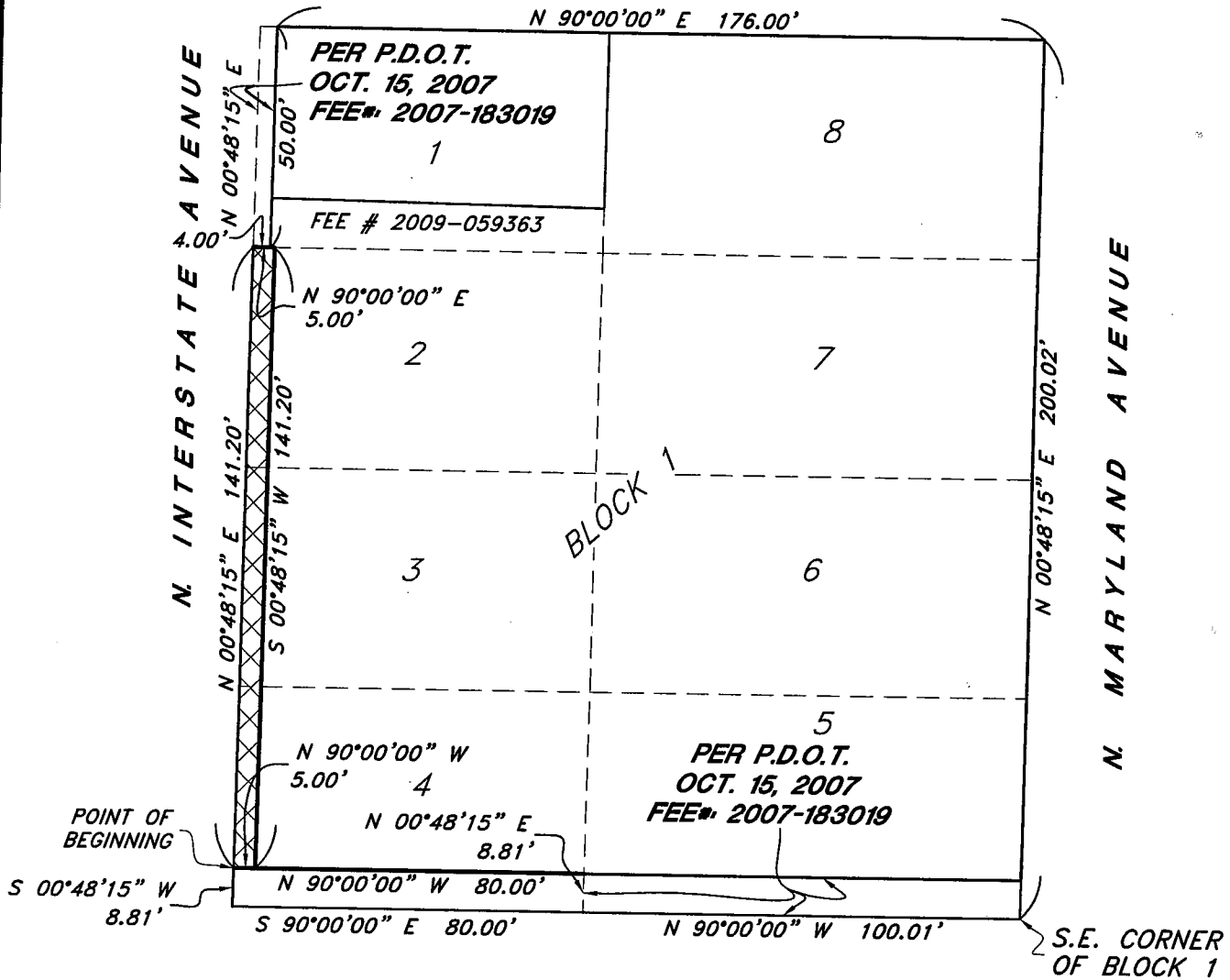


Erric D. Jones



EX-C-30-11

N. CHURCH STREET



N. KILLINGSWORTH STREET

**RW 7253
STREET DEDICATION**

OF A PART OF
LOTS 2, 3 & 4, BLOCK 1, "NORTH ALBINA"
SITUATED IN THE
S.W. 1/4 OF SECTION 15, T. 1 N., R 1 E., W.M.
CITY OF PORTLAND, COUNTY OF MULTNOMAH, STATE OF OREGON

BY:
CHASE, JONES & ASSOCIATES INC.
716 S. E. 11TH AVE. PORTLAND, OREGON 97214

PHONE (503) 228-9844
PROJECT NO.: 12017 SCALE: 1"=40'
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REGISTERED
PROFESSIONAL
LAND SURVEYOR

Erric D. Jones

OREGON
JULY 16, 1982
ERRIC D. JONES
1996

EXPIRES: 6-30-11



DEED FOR RIGHT-OF-WAY PURPOSES

KNOW ALL PERSONS BY THESE PRESENTS, that the **City of Portland, acting by and through its Portland Development Commission**, the duly designated urban renewal agency of the City of Portland, Oregon, as Grantor, in consideration of the sum of One and no/100 Dollars (\$1.00), and other good and valuable consideration, to it paid by the City of Portland, a municipal corporation of the State of Oregon, the receipt whereof is hereby acknowledged, hereby conveys unto the City of Portland, which purchases pursuant to its eminent domain power and authority, an easement for public street and right of way purposes in the real property situated in the City of Portland, County of Multnomah, and State of Oregon, being particularly described as follows ("subject property"):

A strip of land over and across a portion of property situated in the southwest one-quarter of Section 15, T1N, R1E, W.M., in the City of Portland, County of Multnomah, State of Oregon, said strip being the west 1.00 feet of that certain parcel of land described in Document No. 2009-059363 as depicted on Exhibit A attached hereto and by this reference made a part hereof. Contains 10.00 square feet, more or less.

TO HAVE AND TO HOLD, the same easement to the City of Portland for the uses and purposes aforesaid forever.

- A. Grantor represents that to the best of its knowledge after appropriate inquiry under the circumstances, the subject property is in compliance with all local, State and Federal environmental laws and regulations.
- B. Grantor represents that it has disclosed all knowledge of any release of hazardous substances onto or from the subject property, and disclosed any known report, investigation, survey, or environmental assessment regarding the subject property. "Release" and "hazardous substance" shall have the meaning as defined under Oregon law.

R/W # 7253

After Recording Return to :

1N1E15CC TL 16300

106/800/Priscilla Partch

Tax Statement shall be sent to:

No Change

- C. Grantor warrants, to the best of its knowledge, that there are no underground storage tanks, as defined under Oregon law, presently on or under the subject property.
- D. It is understood and agreed that the City, by accepting this dedication, is not accepting any liability for any release of hazardous substances onto or from the subject property, and that the Grantor is not attempting to convey any such liability.
- E. To the extent permitted by Oregon law, the Grantor, its successors and assigns, agree to defend, indemnify and hold harmless the City, its officers, agents, and employees against all liabilities, damages, losses, claims, demands, actions, and suits (including attorney fees and costs) resulting from the presence or release of hazardous substances onto or from the subject property. This provision shall not apply to a release of hazardous substances onto or from the subject property caused by the officers, agents or employees of the City. Any action taken pursuant to this provision shall not constitute an admission of liability or waiver of any defenses to liability.
- F. Grantor represents and warrants that it has the authority to grant this easement, that the subject property is free from all liens and encumbrances that would materially affect the easement grant, and that they will defend the same to the City against all claims and demands of all persons whomsoever.
- G. Grantor agrees that the consideration recited herein is just compensation for the subject property or property rights conveyed, which includes damage to the property remainder, if any, resulting from the acquisition or use of said subject property or property rights.

IN WITNESS WHEREOF, the Grantor above named, has pursuant to resolution of its Board of Commissioners, duly and legally adopted, caused these presents to be signed by its Chair and Secretary, this _____ day of _____, 20__.

PORTLAND DEVELOPMENT COMMISSION,
the duly designated urban renewal agency of the City
of Portland, Oregon

John C. Mohlis, Acting Chair

Bertha Ferran, Acting Secretary

APPROVED AS TO LEGAL SUFFICIENCY:

By: _____
Portland Development Commission Legal Counsel

STATE OF OREGON

County of Multnomah

This instrument was acknowledged before me on _____, 20____,
by Charles A. Wilhoite and John C. Mohlis, Chair and Secretary of the Portland Development
Commission, the duly designated urban renewal agency of the City of Portland, Oregon.

Notary Public for Oregon
My Commission expires _____

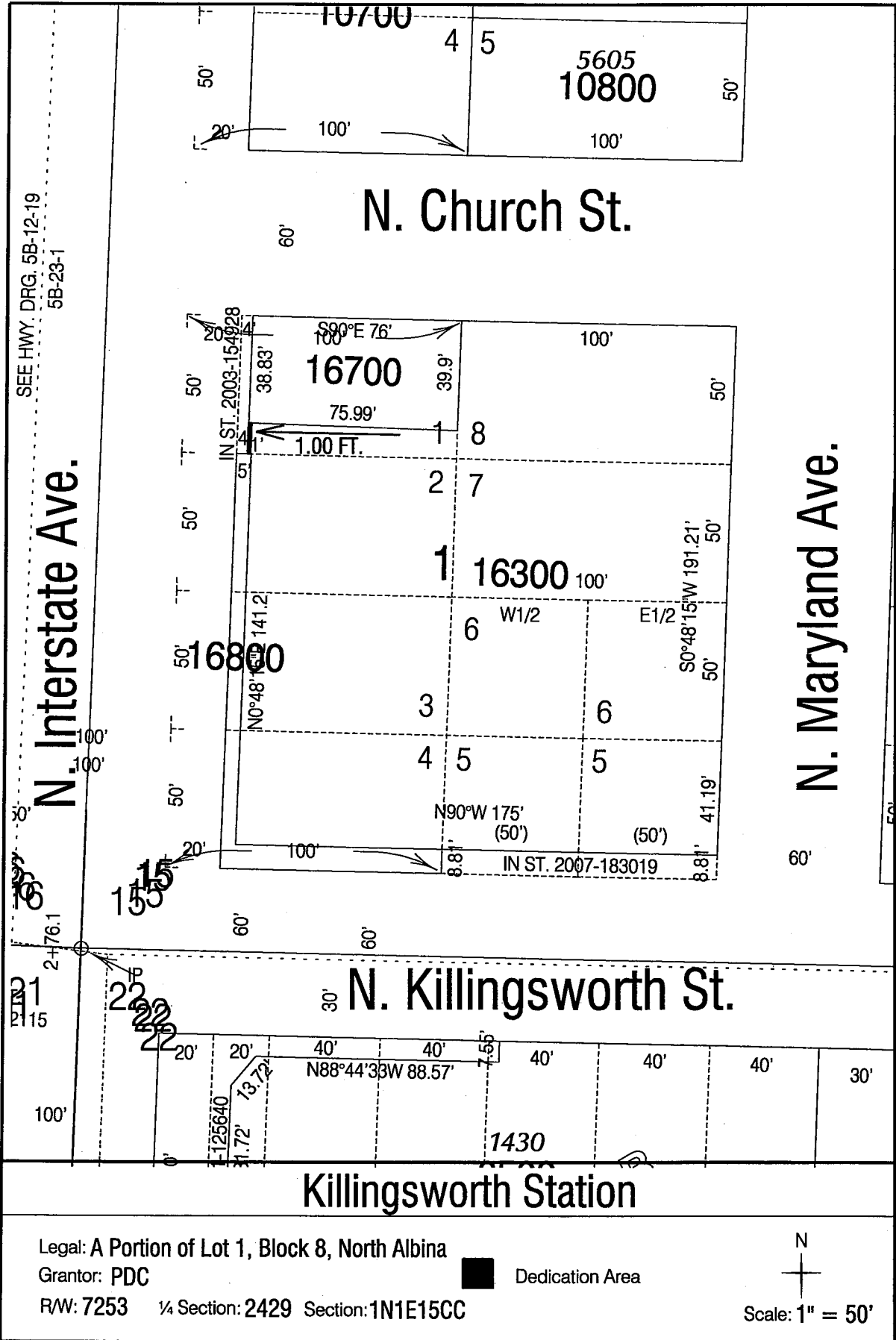
Approved as to form:

City Attorney

Approved:

City Engineer or his designee

EXHIBIT A



Legal: A Portion of Lot 1, Block 8, North Albina
 Grantor: PDC
 R/W: 7253 ¼ Section: 2429 Section: 1N1E15CC

■ Dedication Area

N
 +
 Scale: 1" = 50'

PDC

PORTLAND DEVELOPMENT COMMISSION

Resolution Number 6842

Title:

AUTHORIZING DEDICATION OF A PORTION OF CERTAIN PDC-OWNED PROPERTY LOCATED AT THE CORNER OF NORTH INTERSTATE AVENUE AND NORTH KILLINGSWORTH STREET IN THE INTERSTATE CORRIDOR URBAN RENEWAL AREA TO THE PORTLAND BUREAU OF TRANSPORTATION FOR USE AS PUBLIC RIGHT-OF-WAY


Adopted by the Portland Development Commission on December 8, 2010.

PRESENT FOR VOTE	COMMISSIONERS	VOTE		
		Yea	Nay	Abstain
<input checked="" type="checkbox"/>	Chair Scott Andrews	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Commissioner Aneshka Dickson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Commissioner John Mohlis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	Commissioner Steven Straus	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	Commissioner Charles Wilhoite	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Consent Agenda		<input checked="" type="checkbox"/> Regular Agenda		

Certification

The undersigned hereby certifies that:

The attached resolution is a true and correct copy of the resolution as finally adopted at a Board Meeting of the Portland Development Commission and duly recorded in the official minutes of the meeting.


Renee A. Castilla, Recording Secretary

Date: February 10, 2011