

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON
RESOLUTION NO. 2023-003**

Authorizing the Acquisition of Certain Real Property for the N.W. Morgan Road Project, in Unincorporated West Multnomah County.

The Multnomah County Board of Commissioners Finds:

- a. In October of 2020, the County became aware of a partially blocked culvert outlet on N.W. Morgan Road resulting in excessive runoff and pooling of water that required immediate emergency repair work. Pursuant to ORS 35.350, the County took immediate possession of property for repair work due to the threat of damage to persons or property.
- b. To facilitate the emergency repair, impacted property owners granted permits of entry so project crews could perform the necessary work. It is now necessary to compensate the property owners in accordance with Federal and State laws, and TRS-01, and obtain permanent right of way easements for this project.
- c. It is necessary for Multnomah County to acquire the real property interests described in attached Exhibit A (the "Property") for purposes of constructing, operating, maintaining, repairing, replacing, and reconstructing road facilities which includes culverts, approaches, access, slopes, and drainage facilities on a portion of N.W. Morgan, situated in unincorporated West Multnomah County (the "Project").
- d. The Project has been planned and located in a manner that is most compatible with the greatest public good and the least private injury.

The Multnomah County Board of Commissioners Resolves:

1. It is necessary to acquire the Property described in Exhibit A for purposes of the Project.
2. Multnomah County Transportation Division (Division) is directed to begin negotiations to acquire the Property in accordance with all applicable laws, rules, and regulations governing such acquisition. Legal counsel is directed to assist the Division as necessary in such negotiations.
3. The County Engineer in coordination with the County Attorney is authorized to negotiate and settle the acquisition of this property.

ADOPTED this 12th day of January, 2023.

**BOARD OF COUNTY COMMISSIONERS
FOR MULTNOMAH COUNTY, OREGON**



Jessica Vega Pederson

Jessica Vega Pederson, Chair

REVIEWED:

JENNY M. MADKOUR, COUNTY ATTORNEY
FOR MULTNOMAH COUNTY, OREGON

By

Courtney Lords

Courtney Lords, Senior Assistant County Attorney

SUBMITTED BY:

Lee Girard, Interim Director, Department of Community Services

EXHIBIT A

SLOPE AND DRAINAGE EASEMENT

A tract of land, as shown on attached Exhibit B, located in the Southeast One-Quarter of Section 12, Township 2 North, Range 2 West, of the Willamette Meridian, Multnomah County, Oregon, and being a portion of Parcel 3 described in that Bargain and Sale Deed to Albert Hoppert, as trustee of the Albert Hoppert Trust under trust agreement dated May 25, 2016, said Bargain and Sale Deed recorded on March 16, 2017, as Document Number 2017-032196, Multnomah County Deed Records, said tract being more particularly described as follows:

Commencing at 5/8" iron rod on the southerly right of way line of Morgan Road (County Road No. 1591A) at the Northwest Corner of Parcel 2 of said Document Number 2017-032196;

Thence along the existing right of way line of said Morgan Road, N65°56'08"E, 34.07 feet to the **Point of Beginning** of said tract;

Thence leaving the southerly right of way line of said Morgan Road, S53°04'08"E, 71.07 feet;

Thence N73°56'31"E, 45.75 feet;

Thence N52°39'52"E, 40.33 feet;

Thence N48°28'55"E, 38.22 feet;

Thence N34°41'32"E, 47.25 feet to the Northeast Corner of Parcel 3 of said Document Number 2017-032196 and a point on the southerly right of way line of said Morgan Road at the beginning of a 208.80 foot radius non tangent curve to the left having a central angle of 27°19'29";

Thence along said southerly right of way line and the arc of said non tangent curve to the left (the long chord of which bears S79°35'53"W, 98.64') 99.58 feet;

Thence continuing along said southerly right of way line S65°56'08"W, 100.03 feet to the Point of Beginning.

The parcel of land to which this description applies contains 9,200 square feet more or less.

This legal description along with the basis of bearings thereof, was prepared based on that Survey recorded as Survey Number 61848, Multnomah County Survey Records.

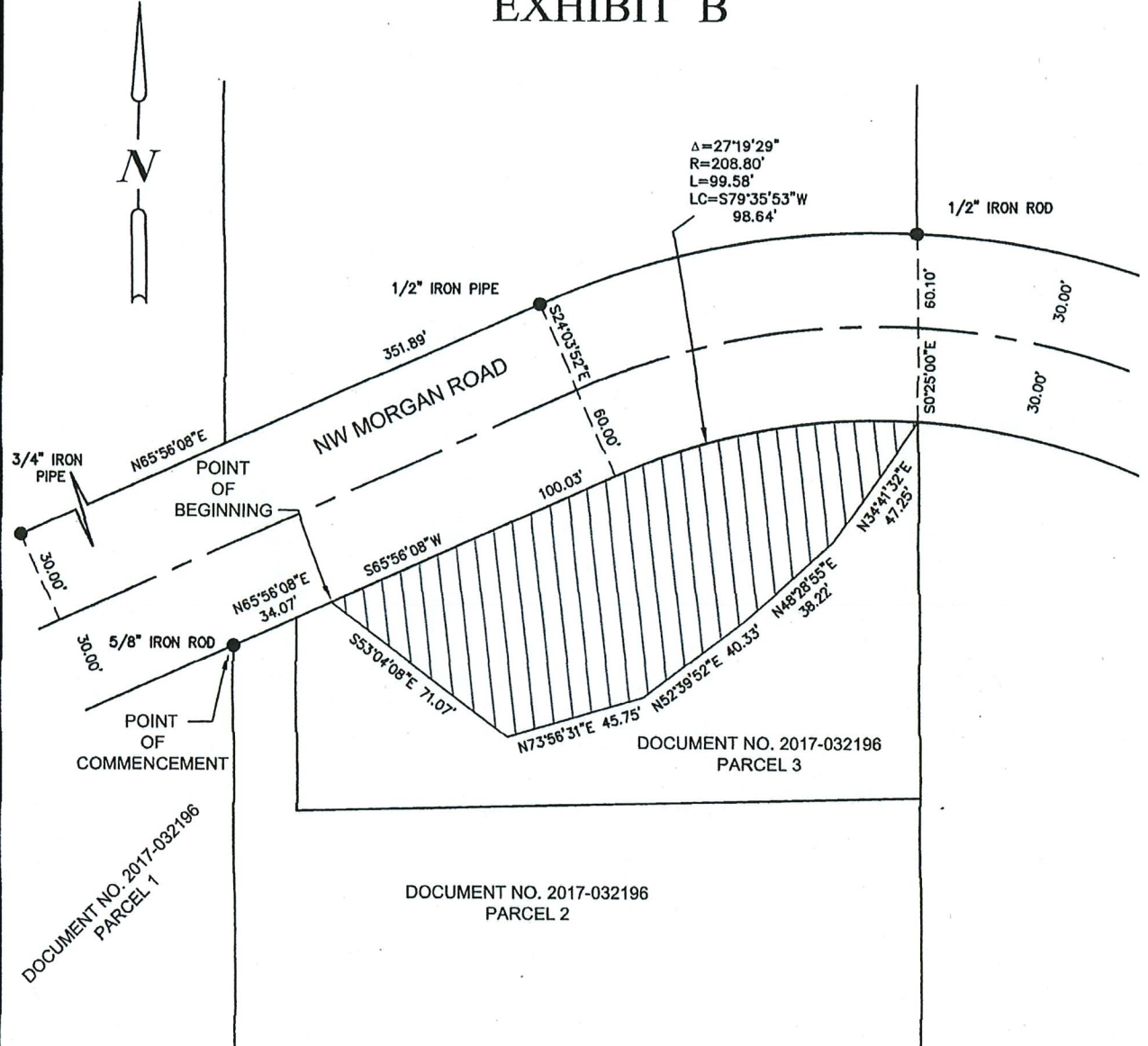
REGISTERED
PROFESSIONAL
LAND SURVEYOR

JSC 7-21-22

OREGON
JUNE 30, 1997
JAMES S. CLAYTON
2832

RENEWAL DATE: 1-1-24

EXHIBIT B




DOCUMENT NO. 2017-032196
PARCEL 1

DOCUMENT NO. 2017-032196
PARCEL 2

DOCUMENT NO. 2017-032196
PARCEL 3

LEGEND

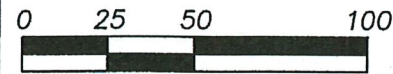
- - DENOTES FOUND MONUMENTS HELD AS SHOWN AND NOTED ON SURVEY NUMBER 61848, MULTNOMAH COUNTY SURVEY RECORDS.
-  - SLOPE AND DRAINAGE EASEMENT (9,200 SQUARE FEET)

REGISTERED
PROFESSIONAL
LAND SURVEYOR

James S. Clayton 7-21-22

OREGON
JUNE 30, 1997
JAMES S. CLAYTON
2832

RENEWAL DATE: 1-1-24



SCALE: 1" = 50'



DEPARTMENT OF COMMUNITY SERVICES
COUNTY SURVEYOR'S OFFICE
1600 S.E. 190TH AVE.,
PORTLAND, OR. 97233-5910

COUNTY SURVEYOR

NW MORGAN RD DRAINAGE PROJECT