

RESOLUTION # 217

A RESOLUTION ACCEPTING DEEDED PROPERTY FOR OWNERSHIP AND USE BY THE CITY OF TROUTDALE:

WHEREAS, on September 21, 1977, Commonwealth Properties, Inc; Franz B. Drinker and Dorothy S. Drinker; J. Russell Sherman and Virginia M. Sherman; Texas Independent Oil Co., Inc., Arizona, transferred to the City of Troutdale the following parcel:

A tract of land in Section 36, Township 1 North, Range 3 East, of the Willamette Meridian, in the City of Troutdale, in Multnomah County, Oregon, said tract being more described as follows:

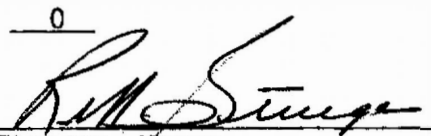
Beginning at a point on the southerly line of Lot 1, Block 3, of Rainbow Ridge, recorded on July 16, 1976 in Plat Book 1206 at Page 39, in said county and state, said point bears North 89° 44' 45" West 769.64 feet from the southeast corner of the John Douglass D.L.C.; thence from said Point of Beginning South 89° 44' 45" East 250 feet, more or less, to a point where the south line of said Douglass D.L.C. intersects the channel of the creek known as Beaver Creek; thence southerly up the middle of the channel of said Beaver Creek following the meanderings thereof to a point which is 15.00 feet easterly when measured at right angle to the easterly right-of-way of Troutdale Road (C.R. No. 533-50); thence northerly and parallel with the easterly right-of-way of said Troutdale Road to the southwest corner of Lot 17 of the recorded Plat of "Corbeth"; thence along the southerly and easterly boundary lines of said "Corbeth" the following courses: South 84° 37' 28" East 156.22 feet; South 88° 08' 46" East 162.81 feet; South 84° 37' 28" East 85.00 feet; South 64° 04' 07" East 271.37 feet; North 09° 14' 46" West 151.40 feet non-radially to a point on a 50.00 foot radius curve to the left (the radius point bears North 03° 30' 25" West); thence easterly 10.02 feet along the arc of said curve through a central angle of 11° 28' 42"; thence South 09° 14' 46" East 145.00 feet; North 53° 11' 44" East 159.74 feet; North 07° 17' 51" East 180.52 feet; North 16° 58' 26" East 240.00 feet; North 06° 47' 53" East 106.72 feet; North 09° 17' 47" West 99.93 feet; North 22° 11' 34" West 136.65 feet; thence North 27° 42' 38" East 281.86 feet to the Point of Beginning.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THAT the preceding tract of land be accepted by the City of Troutdale.

PASSED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THIS 16th DAY OF January, 1979.

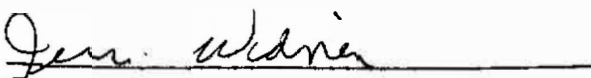
YEAS: 6

NAYS: 0



R.M. Sturges, Mayor

ATTEST:



Jerri Widner, Finance Director/City Recorder

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS, THAT THE CITY OF TROUTDALE, a Municipal corporation of the State of Oregon, hereinafter called grantor, for the consideration hereinafter stated, ~~has hereby granted, sold and quitclaim~~ unto Commonwealth Properties Inc. hereinafter called grantee, and unto grantee's heirs, successors and assigns all of the grantor's right, title and interest in that certain real property with the tenements, hereditaments and appurtenances thereunto belonging to in anywise appertaining, situated in the County of Multnomah, State of Oregon, described as follows, to-wit:

A strip of land twenty (20.0) feet wide, situate in Section 36, Township 1 North, Range 3 East of the Willamette Meridian, in the County of Multnomah and State of Oregon, the centerline of which is described as follows, to-wit:

Beginning at a point on the northerly line of a twenty-six and one-half (26½) acre, more or less, tract of land conveyed by deed from Troutdale Farms, Inc. to Franze B. Drinker and wife, J. Russell Sherman and wife, and Texas Independent Oil Co., Inc., recorded 30 December, 1964, in Book 200, Page 450, Deed records; said point is 846.88 feet west of the Southeast corner of the John Douglass D.L.C.; thence S 13°17'05" W. 130.51 feet; thence S. 63° 54' 05" W, 190.82 feet; thence S 36° 41' 10" E. 251.50 feet; thence S. 6° 15' 40" E. 162.00 feet; thence S 21° 15' 05" W. 239.45 feet; thence S. 49° 25' 20" W. 260.00 feet; thence N. 76° 28' 55" W. 217.18 feet; thence N. 83° 03' 25" W. 212.10 feet; thence N. 88° 27' 10" W. 127.38 feet more or less to the easterly line of Troutdale Road.

To have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

The true and actual consideration for this transfer, stated in terms of dollars, is \$1.00. However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration.

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 20th day of September, 1977; it has caused its name to be signed and seal affixed by its Mayor and Recorder duly authorized thereto by order of its City Council.

R. M. Sturges
R. M. Sturges, Mayor

Betty Bergstrom
Betty Bergstrom, Recorder

(S E A L)

STATE OF OREGON, County of Multnomah) ss. 20, 1977

Personally appeared R. M. STURGES and BETTY BERGSTROM, who being duly sworn, each for himself and not one for the other, did say that the former is the Mayor and that the latter is the Recorder of THE CITY OF TROUTDALE, a Municipal corporation and that the seal affixed to the foregoing instrument is the corporate seal of said municipal corporation and that said instrument was signed and sealed in behalf of said municipal corporation by authority of its City Council; and each of them acknowledged said instrument to be their voluntary act and deed.

BEFORE ME:

NOTARY PUBLIC FOR OREGON

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That COMMONWEALTH PROPERTIES, INC., an Oregon corporation; FRANZ B. DRINKER and DOROTHY S. DRINKER, as tenants by their entirety; J. RUSSELL SHERMAN and VIRGINIA M. SHERMAN, as tenants in common; and TEXAS INDEPENDENT OIL COMPANY, INC., an Arizona corporation, hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by CITY OF TROUTDALE, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of MULTNOMAH and State of Oregon, described as follows, to-wit:

A tract of land in Section 36, Township 1 North, Range 3 East, of the Willamette Meridian, in the City of Troutdale, in Multnomah County, Oregon, said tract being more described as follows:

Beginning at a point on the southerly line of Lot 1, Block 3, of Rainbow Ridge, recorded on July 16, 1976 in Plat Book 1206 at Page 39, in said county and state, said point bears North $89^{\circ}44'45''$ West 769.64 feet from the southeast corner of the John Douglass D.L.C.; thence from said Point of Beginning South $89^{\circ}44'45''$ East 250 feet, more or less, to a point where the south line of said Douglass D.L.C. intersects the channel of the creek known as Beaver Creek; thence southerly up the middle of the channel of said Beaver Creek following the meanderings thereof to a point which is 15.00 feet easterly when measured at right angle to the easterly right-of-way of Troutdale Road (C.R. No. 533-50); thence northerly and parallel with the easterly right-of-way of said Troutdale Road to the southwest corner of Lot 17 of the recorded Plat of "Corbeth"; thence along the southerly and easterly boundary lines of said "Corbeth" the following courses: South $84^{\circ}37'28''$ East 156.22 feet; South $88^{\circ}08'46''$ East 162.81 feet; South $84^{\circ}37'28''$ East 85.00 feet; South $64^{\circ}04'07''$ East 271.37 feet; North $09^{\circ}14'46''$ West 151.40 feet non-radially to a point on a 50.00 foot radius curve to the left (the radius point bears North $03^{\circ}30'25''$ West); thence easterly 10.02 feet along the arc of said curve through a central angle of $11^{\circ}28'42''$; thence South $09^{\circ}14'46''$ East 145.00 feet; North $53^{\circ}11'44''$ East 159.74 feet; North $07^{\circ}17'51''$ East 180.52 feet; North $16^{\circ}58'26''$ East 240.00 feet; North $06^{\circ}47'53''$ East 106.72 feet; North $09^{\circ}17'47''$ West 99.93 feet; North $22^{\circ}11'34''$ West 136.65 feet; thence North $27^{\circ}42'38''$ East 281.86 feet to the Point of Beginning.

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances.

and that

grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$1.00.

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 21 day of September, 19 77; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

COMMONWEALTH PROPERTIES, INC.

Ernest E. Platt
Ernest E. Platt, Vice President

Elizabeth B. Underwood
Elizabeth B. Underwood, Asst. Sec.

Franz B. Drinker
Franz B. Drinker

Corothy F. Drinker
Corothy F. Drinker

J. Russell Sherman
J. Russell Sherman

Virginia M. Sherman
Virginia M. Sherman

TEXAS INDEPENDENT OIL CO., INC.

W. G. ...
Name, Address, Zip

Grantor's Name and Address

Grantee's Name and Address

After recording return to:

Name, Address, Zip

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

Name, Address, Zip

State of Oregon, County of Multnomah) ss.

September 2, 1977.

Personally appeared ERNEST E. PLATT and ELIZABETH B. UNDERWOOD who, being duly sworn, each for himself and not one for the other, did say that the former is the Vice President and that the latter is the Assistant Secretary of COMMONWEALTH PROPERTIES, INC., an Oregon corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

BEFORE ME:

(OFFICIAL SEAL)

[Signature]
Notary Public of Oregon

My Commission Expires: March 15, 1978

STATE OF OREGON,)
) ss.
County of Multnomah)
September 2, 1977

Personally appeared the above named FRANZ B. DRINKER and JUDITH S. DRINKER and acknowledged the foregoing instrument to be their voluntary act and deed.

BEFORE ME:

(OFFICIAL SEAL)

[Signature]
Notary Public of Oregon

My Commission Expires: March 15, 1978

STATE OF CALIFORNIA)
) ss.
County of SANTA BARBARA)
September 12, 1977

Personally appeared the above named J. RUSSELL SHERMAN and acknowledged the foregoing instrument to be his voluntary act and deed.

BEFORE ME:



[Signature]
Notary Public of California

My Commission Expires: October 4, 1978

STATE OF California)
) ss.
County of Los Angeles)
September 16, 1977

Personally appeared the above named VIRGINIA J. SHERMAN and acknowledged the foregoing instrument to be her voluntary act and deed.

BEFORE ME:



[Signature]
Notary Public of California

My Commission Expires:

State of Arizona)
County of Maricopa) ss.

Subscribed and sworn to before me this 21 day of June, 1977

Personally appeared Harold Steele
who, being duly sworn, each for himself and not one for the
other, did say that the former is the president of
ARIZONA INDEPENDENT OIL CO., INC., an Arizona corporation,
and that the seal affixed to the foregoing instrument is the
corporate seal of said corporation and that said instrument
was signed and sealed in behalf of said corporation by authority
of its board of directors; and each of them acknowledged said
instrument to be its voluntary act and deed.

BEFORE ME:

William S. Senter
Notary Public for Arizona

My Commission Expires: 8-27-81