

RESOLUTION NO. 338

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

WHEREAS, By Resolution #297 the Common Council of the City of Troutdale authorized the purchase of certain real property herein described; and

WHEREAS, Said purchase has been transacted, NOW THEREFORE:

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE:

That the property described below be accepted for ownership and use by the City of Troutdale.

PARCEL I: That portion of the Luther D. Morgan, D.L.C. located in the Northeast 1/4 of Section 12, Township 1 South, Range 3 East, Willamette Meridian, County of Multnomah, State of Oregon, and more particularly described as follows:


BEGINNING at a point which bears South 1°22'13" West 255.25 feet and North 88°10'10" West 1284.60 feet from the Northeast corner of said Section 12, said point lying on the South boundary of that certain tract of land recorded in Book 1184, page 1835, Multnomah County record of Deeds; thence North 2°00'45" West 200.0 feet; thence North 88°10'00" West 300.0 feet; thence South 2°00'45" West 200.0 feet to a point on the South boundary of the above referenced tract; thence South 88°10'00" East along said boundary 300.0 feet, more or less, to the point of beginning.

PARCEL II: A utility and access road located in the Southeast one-quarter of Section 1 and the Northeast one-quarter of Section 12, Township 1 South, Range 3 East, Willamette Meridian, Multnomah County, State of Oregon, more particularly described as follows: BEGINNING at a point which lies 20.0 feet South of the N.W. corner of the L.D. Morgan D.L.C.; thence South 2°00'45" West along the West boundary of said Donation Land Claim 959.20 feet; thence North above referenced West boundary line 934.20 feet to the South right-of-way to County Road No. 638 (Strebin Road); thence North 88°07'45" West along the said right-of-way 25.0 feet to the point of beginning.

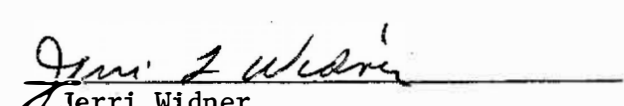
ADOPTED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THIS 22nd DAY OF April, 1980

YEAS: 6

NAYS: 0


R. M. Sturges, Mayor

ATTEST:


Jerri Widner

Finance Director/City Recorder

1-1-74

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That ELMER STURM and OPEN DOOR BAPTIST CHURCH

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:

PARCEL I: That portion of the Luther D. Morgan, D.L.C. located in the Northeast 1/4 of Section 12, Township 1 South, Range 3 East, Willamette Meridian, County of Multnomah, State of Oregon, and more particularly described as follows: BEGINNING at a point which bears South 1°22'13" West 255.25 feet and North 88°10'10" West 1284.60 feet from the Northeast corner of said Section 12, said point lying on the South boundary of that certain tract of land recorded in Book 1084 page 1835, Multnomah County record of Deeds; thence North 2°00'45" West 200.0 feet; thence North 88°10'00" West 300.0 feet; thence South 2°00'45" West 200.0 feet to a point on the South boundary of the above referenced tract; thence South 88°10'00" East along said boundary 300.0 feet, more or less, to the point of beginning.

PARCEL II: A utility and access road located in the Southeast one-quarter of Section 1 and the Northeast one-quarter of Section 12, Township 1 South, Range 3 East, Willamette Meridian, Multnomah County, State of Oregon, more particularly described as follows: BEGINNING at a point which lies 20.0 feet South of the N.W. corner of the L. D. Morgan

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

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 \$13,000.00

However, the actual consideration consists of or includes other property or value given or promised which is the whole part of the consideration (indicate which). (The sentence between the symbols ©, if not applicable, should be deleted. See ORS 93.030.)

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 22nd day of April March, 1980; 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.

(If executed by a corporation, affix corporate seal)

STATE OF OREGON,) County of Multnomah) ss. March, 19 80

Personally appeared the above named ELMER STURM

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

Notary Public for Oregon, My Commission Expires 5/27/80

STATE OF OREGON, County of Multnomah) ss. March, 19 80

Personally appeared pastor and secretary of Open Door Baptist Church

a 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.

Notary Public for Oregon, My commission expires 5/27/80

ELMER STURM and OPEN DOOR BAPTIST CHURCH GRANTOR'S NAME AND ADDRESS CITY OF TROUTDALE GRANTEE'S NAME AND ADDRESS After recording return to: CITY OF TROUTDALE NAME, ADDRESS, ZIP Until a change is requested all tax statements shall be sent to the following address. CITY OF TROUTDALE NAME, ADDRESS, ZIP

STATE OF OREGON,) ss. 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/tee/file/instrument/microfilm No. Record of Deeds of said county. Witness my hand and seal of County affixed. NAME TITLE By Deputy

(description continued)

D.L.C.; thence South $2^{\circ}00'45''$ West along the West boundary of said Donation Land Claim 959.20 feet; thence South $88^{\circ}10'00''$ East 200.0 feet; thence North $2^{\circ}00'45''$ East 25.0 feet; thence North $88^{\circ}10'00''$ West 175.0 feet; thence North $2^{\circ}00'45''$ parallel to the above referenced West boundary line 934.20 feet to the South right-of-way line of County Road No. 638 (Strebin Road); thence North $88^{\circ}07'45''$ West along the said right-of-way line 25.0 feet to the point of beginning.

The Grantors herein each covenant and agree that the within described property is not encumbered by that certain well agreement recorded August 8, 1977, Book 1198, Page 1033, and the Grantors further release the Grantee from any obligations thereunder.