

RESOLUTION NO. 1136

A RESOLUTION ACCEPTING A DEDICATION OF REAL PROPERTY ADJACENT TO THE PARTITION KNOWN AS KINGS BYWAY PARTITION PLAT NO. 1994-132 LOCATED WITHIN SECTION 36 T1N R3E WM FOR PUBLIC PARK PURPOSES

WHEREAS, Cascade Development Company has partitioned a 1.35 acre parcel, developed three single family lots, and is desirous of preserving and protecting a .53 acre portion of this site, and

WHEREAS, this tract of land has a large stand of mature Douglas fir trees, provides habitat to many native birds and animals, and abuts a city-owned greenway area known as Stuart Park Greenway, is accessible from a public street, and has been given to the City for public park purposes, and

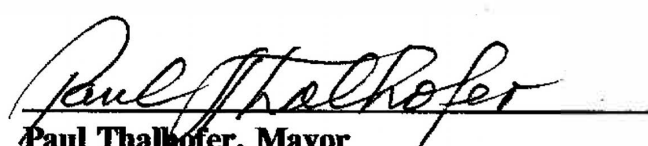
WHEREAS, dedication to the City will provide access to all citizens and will complete another section of the City's trail system, and will allow access for maintenance purposes to a significant natural resource and wildlife habitat area:


NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THAT:

Tract A, Partition Plat No. 1994-132, as shown on the attached Exhibit 'A' in the City of Troutdale, County of Multnomah, State of Oregon is hereby accepted by the City of Troutdale for use by the public for park purposes.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE THIS 22nd DAY OF NOVEMBER 1994.

YEA: 6
NAYS: 0
ABSTAINED: 0

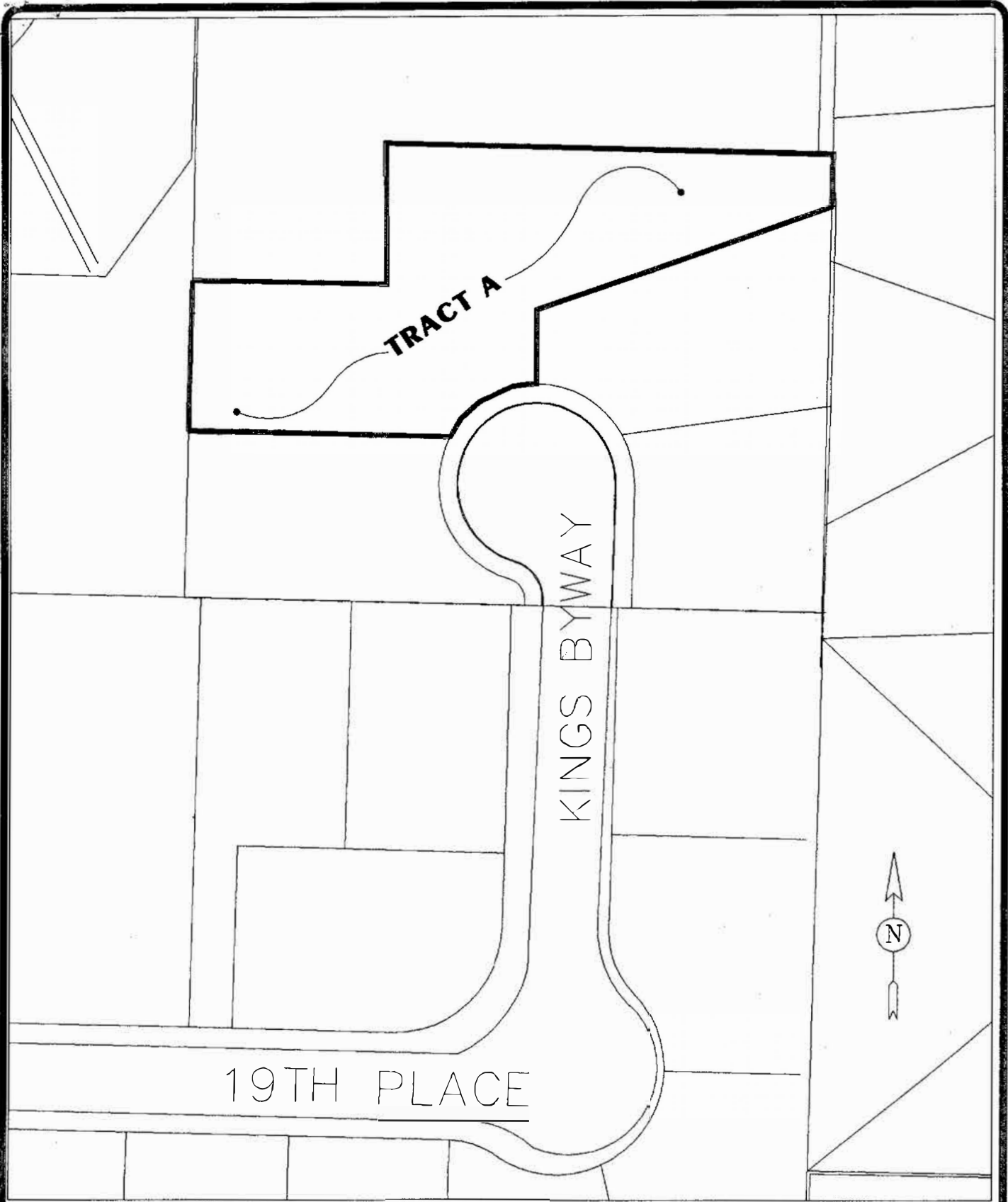

Paul Thalhofer, Mayor
Dated: 11-23-94

ATTEST:

George Martinez
City Recorder

D:\RES&ORD\KINGSBYW

Ret: City Troutdale
104 SE Kipling St
Troutdale OR
97060

1043



19TH PLACE



DEPARTMENT OF COMMUNITY DEVELOPMENT

**CITY OF TROUTDALE
EXHIBIT "A"
KINGS BYWAY**

MULTNOMAH COUNTY, OREGON
SEPTEMBER 1994

FILE NAME: *KNGS_BWY*
 TITLE BLOCK: *TBBX11*
 EXTERNAL REFERENCES: *NONE*
 PLOT DATE: *09-21-94*
 BY: *J.M.*
 PREVIOUS REVISION DATE: *NONE*

NK NA

SPECIAL WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That CASCADE DEVELOPMENT COMPANY

hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto THE CITY OF TROUTDALE

hereinafter called grantee, and unto grantee's heirs, successors and assigns all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in the County of MULTNOMAH, State of Oregon, described as follows, to-wit:

TRACT "A" PARTITION PLAT 1994-132

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

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

And the grantor hereby covenants to and with the grantee and grantee's heirs, successors and assigns that the real property is free from encumbrances created or suffered thereon by grantor and that grantor will warrant and defend the same and every part and parcel thereof against the lawful claims and demands of all persons claiming by, through, or under the grantor.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 0.00

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

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

In Witness Whereof, the grantor has executed this instrument this 15th day of August, 1994; if a corporate grantor, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized thereto by order of its board of directors.

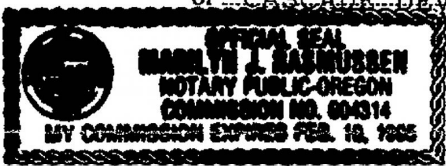
THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES, AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Cascade Development Company
by Guy Wolcott - Pres.

STATE OF OREGON, County of Multnomah) ss.
This instrument was acknowledged before me on August 15, 1994,
by _____

This instrument was acknowledged before me on August 15, 1994,
by GUY R. WOLCOTT

as PRESIDENT
of CASCADE DEVELOPMENT COMPANY



Marilyn J. Rasmussen
Notary Public for Oregon
My commission expires 2-10-95

CASCADE DEVELOPMENT COMPANY
P.O. BOX 2007
GRESHAM, OREGON 97030
Grantor's Name and Address

CITY OF TROUTDALE
104 SE KIBLING STREET
TROUTDALE, OREGON 97060-2099
Grantee's Name and Address

After recording return to (Name, Address, Zip):
CITY OF TROUTDALE
104 SE KIBLING STREET
TROUTDALE, OREGON 97060-2099

Until requested otherwise send all tax statements to (Name, Address, Zip):
CITY OF TROUTDALE
104 SE KIBLING STREET
TROUTDALE, OREGON 97060-2099

STATE OF OREGON }
Multnomah County ss.

I, a Deputy for the Recorder of Conveyances, in and for said County, do hereby certify that the within instrument writing was received for record and recorded in the records of said County

95 JUL - 5 AM 11:01
RECORDING SECTION
MULTNOMAH CO. OREGON
95 78860
Vol / Page

witness my hand and seal of office affixed.
Recorder of Conveyance

C Swick
Dept.

53