

RESOLUTION NO. 1321

A RESOLUTION GRANTING A QUITCLAIM DEED RELINQUISHING AN EASEMENT WEST OF THE CENTERLINE OF VACATED SE KIBLING AVENUE IN THE SOUTHWEST QUARTER OF SECTION 25, TOWNSHIP 1 NORTH, RANGE 3 EAST OF THE WILLAMETTE MERIDIAN AS GRANTED TO THE CITY BY FRANK A. WINDUST AND NORMAN L. LARSON AND RECORDED IN BOOK 1940, PAGES 976-980 OF THE MULTNOMAH COUNTY BOOK OF RECORDS

WHEREAS, in 1973, the City vacated that portion of SE Kibling Avenue between SE 2nd Street and SE 3rd Street; and

WHEREAS, during the vacation process, the City did not retain easements for that portion of vacated right-of-way containing City utility lines; and

WHEREAS, in 1986, the City attempted to correct this oversight by having such easements prepared and signed; and

WHEREAS, those easements prepared in 1986 were not signed by the correct property owners; and

WHEREAS, the City now desires to rectify this error by relinquishing one of the improperly signed easements.

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TROUTDALE

That the Quitclaim Deed attached hereto and made a part hereof is granted, thus relinquishing an easement on property west of the centerline of vacated SE Kibling Avenue in the southwest quarter of Section 25, Township 1 North, Range 3 East of the Willamette Meridian as granted by Frank A. Windust and Norman L. Larson and recorded in Book 1940, Pages 976-980 of the Multnomah County Book of Records.

*Ret: City of Troutdale
104 SE Kibling
Troutdale OR
97060-2099*

YEAS: 4
NAYS: 0
ABSTAINED: 0

Paul Thalhofer
Paul Thalhofer, Mayor

4

Dated: 6-13-97

George Martinez
George Martinez, City Recorder

Recorded in the County of Multnomah, Oregon
C. Swick, Deputy Clerk

Adopted: 6-10-97

48.00
97097983 12:04pm 06/30/97

C:RESOL97

001 60003829 06 02
A43 4 5.00 20.00 3.00 0.00 20.00 0.00

QUITCLAIM DEED

THE CITY OF TROUTDALE ("Grantor"), for the consideration hereinafter stated, does hereby remise, release and quitclaim unto Frank A. Windust and Norman L. Larson ("Grantee"), and unto Grantee's heirs, successors, and assigns, all of the Grantor's right, title, and interest in that certain real property (the "Property") with the tenements, hereditaments, and appurtenances thereunto belonging or in anywise appertaining, situated in the County of Multnomah, State of Oregon, described as follows: A 12.00 foot wide strip of land located in the southwest quarter of Section 25, Township 1 North, Range 3 East of the Willamette Meridian, in Multnomah County, City of Troutdale, State of Oregon, being 6.00 feet on each side of the following described centerline:

Beginning at the southwest corner of Block 5, Troutdale First Addition; Thence North 89° 55' 34" West along the north right-of-way line of Southeast Third Street a distance of 47.47 feet to the TRUE POINT OF BEGINNING of this Description; Thence North 00° 00' 41" West a distance of 200.00 feet to the south right-of-way line of Southeast Second Street and to the TERMINUS POINT of this Description, said point being 47.83 feet from the northwest corner of said Block 5.

The purpose of this conveyance is to release and relinquish all of the right, title, and interest of the Grantor in the Property arising by reason of the easement granted by Frank A. Windust and Norman L. Larson to the City of Troutdale, and recorded in the real property records of Multnomah County, Oregon in Book 1940, Pages 976-980.

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

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.

REQUIRED NOTICE: 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.

Dated this 17th day of June, 1997

CITY OF TROUTDALE

By: 

City Recorder

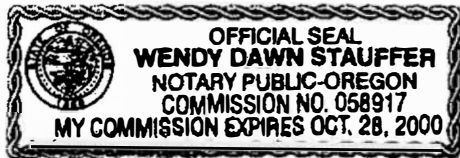
STATE OF OREGON)
) ss.
COUNTY OF MULTNOMAH)

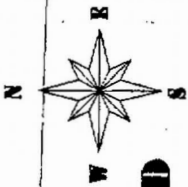
Personally appeared the above named George Martinez, and acknowledged the foregoing instrument to be the voluntary act and deed of the CITY OF TROUTDALE.

BEFORE ME:

Wendy Dawn Stauffer
Notary Public For Oregon
Commission Expires: 10-28-2000

(seal)





AREA REPRESENTED
IN QUITCLAIM DEED

KIRBLING

2ND ST.

SW CORNER OF
BLOCK 5

TRUE
POINT OF
BEGINNING

3RD ST.

BLOCK 5

BLOCK 6

1

3

5

7

2

4

6

8

1

3

5

7

(Vacated by Res #75)

200.00'

N 89-55-34 W

47.47'

N 00-00-41 W

12'

FILE NAME: TROUTBAS
TITLE BLOCK: T88X11
EXTERNAL REFERENCES: NONE
PLOT DATE: 05-16-97
BY: W.H.
PREVIOUS REVISION DATE: NONE



DEPARTMENT OF PUBLIC WORKS
CITY OF TROUTDALE

Quitclaim Deed: Windust/Larson

MULTNOMAH COUNTY, OREGON
MAY, 1997