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RESOLUTION NO. 1361

**A RESOLUTION GRANTING A BARGAIN AND SALE DEED TO
DALTON F. WILLIAMS, JR., AND REGENIA A. WILLIAMS
TO CORRECT A BOUNDARY ENCROACHMENT**

WHEREAS, the City of Troutdale is the owner of a tract of land being a portion of Tax Lot 1100 on Multnomah County Tax Map 1N3E25 INDEX; and,

WHEREAS, Dalton F. Williams, Jr. and Regenia A. Williams are the owners of an adjacent property to the north identified as Tax Lot 400 on Multnomah County Tax Map 1N3E25CA, containing a single family dwelling; and,

WHEREAS, the driveway to the Williams' home encroaches onto the property owned by the City of Troutdale; and,

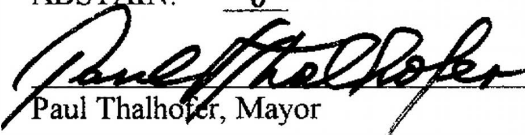
WHEREAS, the Williamses have used this driveway encroachment to access their property since 1978, and because of the duration of this encroachment the Williamses could claim ownership of the driveway area through an adverse possession proceeding; and,

WHEREAS, now that both parties are aware of this encroachment they desire to correct it by a conveyance of the area of encroachment along with a property line adjustment.

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

The attached Bargain and Sale Deed for the property described in Exhibit A be given to Dalton F. Williams Jr. and Regenia A. Williams, and that a property line adjustment be recorded with Multnomah County to legally correct the common boundary between the two properties.

YEA: 7
NAY: 0
ABSTAIN: 0


Paul Thalhofer, Mayor

Dated: 1-30-98


George Martinez, City Recorder

Adopted: 1-27-98

Please Return to: George Martinez
City Recorder
City of Troutdale
104 SE Kibling Ave.
Troutdale, Or. 97060

EXHIBIT A

Legal Description Lot Line Adjustment

BEING a tract of land located in the Southwest One-Quarter and the Southeast One-Quarter of Section 25, Township 1 North, Range 3 East, Willamette Meridian, City of Troutdale, Multnomah County, Oregon, being more particularly described as follows:

Beginning at the most northerly northeast corner of Tract 4 described in Deed Document Number 94-180812, recorded on December 15, 1994 in the Multnomah County Deed Records, said corner being a 5/8" iron rod with yellow plastic cap marked "G & L Land Surveying, Inc." in the west right-of-way line of the Historic Columbia River Highway; thence along the arc of a 2835.00 foot radius non-tangent curve to the right, and said west right-of-way line, 16.45 feet through a central angle of 00° 19' 57" (chord bears S 40° 05' 42" E 16.45 feet) to a 5/8" iron rod with yellow plastic cap marked "G & L Land Surveying, Inc."; thence S 58° 07' 44" W 95.86 feet to a 1/2" iron pipe; thence S 80° 07' 34" W 51.84 feet to a 5/8" iron rod with yellow plastic cap marked "G & L Land Surveying, Inc." in the north line of said Tract 4; thence N 62° 58' 44" E, along said north line, 170.00 feet to the Point of Beginning. Containing 0.065 acres more or less.

The basis of bearings for this legal description is Survey No. 54,380 filed in the Multnomah County Survey Records.