

RESOLUTION NO. 1622

A RESOLUTION ACCEPTING A WARRANTY DEED FROM MULTNOMAH COUNTY SCHOOL DISTRICT NO. 7 (AKA REYNOLDS SCHOOL DISTRICT) FOR STREET RIGHT-OF-WAY NEAR WALT MOREY MIDDLE SCHOOL AND AMENDING RESOLUTION NO. 1294.

THE TROUTDALE CITY COUNCIL FINDS AS FOLLOWS:


1. On January 14, 1997, the City Council adopted Resolution No. 1294 accepting a new street right-of-way at Reynolds Middle School (now Walt Morey Middle School) from the Reynolds School District.
2. Resolution No. 1294 contained an exhibit map and legal description of the real property to be dedicated, but it did not contain a deed formally transferring the real property.
3. Once this oversight was brought to the attention of authorities at Reynolds School District, they quickly responded by signing the appropriate Warranty Deed.
4. The City desires to accept this dedication and amend Resolution No. 1294 accordingly.

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

Section 1. Resolution No. 1294 is amended to read as follows: The City Council accepts the dedication of real property from Multnomah County School District No. 7 (aka Reynolds School District) as described on the Warranty Deed attached hereto and made a part hereof. This dedication is accepted as street right-of-way for road purposes.

Section 2. This Resolution is effective upon adoption.

YEAS: 5
NAYS: 0
ABSTAINED: 0


Paul Thalhofer, Mayor
Dated: 7-24-02


Debbie Stickney, City Recorder

Adopted: July 23, 2002

Recorded in the County of Multnomah, Oregon

C. Swick, Deputy Clerk

Total : 39.00

2002-137686 08/02/2002 02:35:17pm ATESB

A37	5	REC	SUR	DOR	OLIS
		25.00	3.00	10.00	1.00

After recording, return to:
City Recorder
City of Troutdale
104 SE Kibling Avenue
Troutdale, OR 97060

Until a change is requested, all tax statements shall be sent to the following address:
City of Troutdale
104 SE Kibling Avenue
Troutdale, OR 97060

WARRANTY DEED—STATUTORY FORM

The Multnomah County School District No. 7, aka Reynolds School District, Grantor, conveys and warrants, free of encumbrances, to the City of Troutdale, Grantee, the real property in Multnomah County, Oregon described in Exhibit A attached hereto and by reference incorporated herein.

The true consideration for this conveyance is not monetary but is other good and valuable consideration.

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.

DATED this 25th day of June 2002.

Multnomah County School District No. 7 (aka Reynolds School District)

Grantor

By: [Signature]

Name (printed or typed): John Deeder

Title: ASSISTANT SUPERINTENDENT

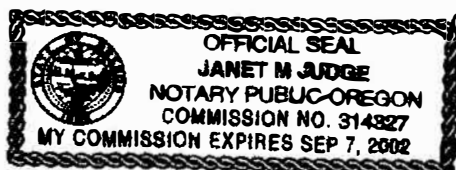
NOTARY ACKNOWLEDGEMENT

STATE OF OREGON)
) ss.
COUNTY OF MULTNOMAH)

The foregoing instrument was acknowledged before me this 25th day of June, 2002, by John Deeder on behalf of Multnomah County School District No. 7, aka Reynolds School District (Grantor).

BEFORE ME:

[Signature]
Notary Public for Oregon
Commission Expires: 9.7.02



(seal)

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CERTIFICATE OF ACCEPTANCE

I, Debbie Stickney, Recorder of the City of Troutdale, hereby certify that the foregoing deed was accepted by the City Council of the City of Troutdale on the 23 day of July, 2002 by Resolution No. 1622.

Dated this 25th day of July, 2002.

Debbie Stickney
City Recorder

(seal)



STATE OF OREGON)
) ss.
COUNT OF MULTNOMAH)

Personally appeared the above named City Recorder and acknowledged the foregoing instrument to be the voluntary act and deed of the CITY OF TROUTDALE.

BEFORE ME: Teresa Ann Hall
Notary Public for Oregon
Commission Expires: Sept 12, 2003

(seal)

ENGINEERING
PLANNING
SURVEYING
LAND DEVELOPMENT

KENT W. COX and ASSOCIATES, INC.
Consulting Engineers — Land Surveyors

204 N.E. KELLY AVENUE
GRESHAM, OREGON 97030
(503) 667-4464
FAX (503) 665-9634



EXHIBIT A

Registration:
Oregon
Idaho
Washington

Affiliations:
American Society of Civil Engineers
Professional Land Surveyors of Oregon
American Congress of Surveying and Mapping

VARIABLE WIDTH-PUBLIC-STREET
RIGHT-OF-WAY DESCRIPTION
FILE NO. 96 041RD
REVISED NOVEMBER 10, 1996

A TRACT OF LAND LOCATED IN THE SOUTHWEST ONE-QUARTER OF SECTION 35, TOWNSHIP 1 NORTH, RANGE 3 EAST OF THE WILLAMETTE MERIDIAN, CITY OF TROUTDALE, MULTNOMAH COUNTY, STATE OF OREGON, AND WITHIN THE WILLIAM C. MITCHELL DONATION LAND CLAIM AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

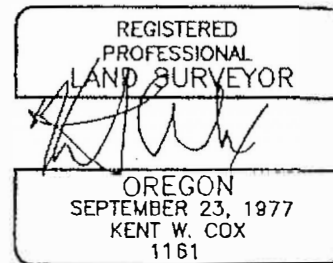
COMMENCING AT A POINT ON THE NORTH LINE OF THE WILLIAM C. MITCHELL DONATION LAND CLAIM THAT IS 891.00 FEET SOUTH $88^{\circ}12'46''$ EAST OF THE NORTHWEST CORNER OF SAID MITCHELL DONATION LAND CLAIM, SAID POINT BEING MARKED BY A BRASS SCREW SET IN CONCRETE, SAID POINT FURTHER BEING AN ANGLE POINT ALONG THE EAST LINE OF THE DULY RECORDED SUBDIVISION OF "GORGE VIEW"; THENCE SOUTH $88^{\circ}12'46''$ EAST ALONG THE SAID NORTH LINE OF THE WILLIAM C. MITCHELL DONATION LAND CLAIM, SAID NORTH LINE ALSO BEING THE SOUTH LINE OF LOT 7, BLOCK 2 OF SAID "GEORGE VIEW" AND THE SOUTH LINE OF THE DULY RECORDED SUBDIVISION OF "TETON RIDGE", A DISTANCE OF 536.74 FEET TO THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION SAID POINT ALSO BEING THE SOUTHEAST CORNER OF LOT 8, BLOCK 2 OF SAID "TETON RIDGE" AND A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF S.W. SUNDIAL AVENUE, A 50.00 FOOT WIDE PUBLIC STREET; THENCE SOUTH $88^{\circ}12'46''$ EAST ALONG LAST SAID SOUTH LINE A DISTANCE OF 50.00 FEET TO THE SOUTHWEST CORNER OF LOT 1, BLOCK 4, OF SAID "TETON RIDGE" AND TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF SAID S.W. SUNDIAL AVENUE; THENCE SOUTH $01^{\circ}47'14''$ WEST A DISTANCE OF 15.50 FEET TO A POINT OF CURVATURE; THENCE SOUTHEASTERLY 32.99 FEET ALONG THE ARC OF A 21.00 FOOT RADIUS CIRCULAR CURVE TO THE LEFT, THROUGH A CENTRAL ANGLE OF $90^{\circ}00'00''$ (LONG CHORD BEARS SOUTH $43^{\circ}12'46''$ EAST A DISTANCE OF 29.70 FEET) TO A POINT OF TANGENCY; THENCE SOUTH $88^{\circ}12'46''$ EAST PARALLEL TO AND 36.50 FEET SOUTH OF THE SOUTH LINE OF SAID "TETON RIDGE" AND ITS EASTERLY PROJECTION A DISTANCE OF 133.40 FEET TO A POINT OF CURVATURE; THENCE SOUTHEASTERLY 123.86 FEET ALONG THE ARC OF A 115.00 FOOT RADIUS CIRCULAR CURVE TO THE RIGHT THROUGH A CENTRAL ANGLE OF $61^{\circ}42'34''$ (LONG CHORD BEARS SOUTH $57^{\circ}21'30''$ EAST A DISTANCE OF 117.96 FEET) TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF A 16.50 FOOT WIDE PUBLIC ROADWAY, AS DESCRIBED IN BOOK 1376, PAGE 1014 RECORDED AUGUST 22, 1979 IN THE MULTNOMAH COUNTY RECORDERS OFFICE; THENCE SOUTH $00^{\circ}27'31''$ WEST ALONG THE WEST RIGHT-OF-WAY LINE OF SAID 16.50 FOOT ROADWAY A DISTANCE OF 221.96 FEET TO A POINT OF NON-TANGENCY; THENCE SOUTHWESTERLY 2.23 FEET ALONG THE ARC OF A 325.00 FOOT RADIUS NON-TANGENT CIRCULAR CURVE TO THE RIGHT THROUGH A CENTRAL ANGLE OF $00^{\circ}23'38''$ (LONG CHORD BEARS SOUTH $16^{\circ}37'56''$ WEST A DISTANCE OF 2.23 FEET) TO A POINT OF TANGENCY; THENCE SOUTH $16^{\circ}47'42''$ WEST 80.11 FEET TO A POINT OF CURVATURE; THENCE SOUTHEASTERLY 38.48 FEET ALONG THE ARC OF A 21.00 FOOT RADIUS CIRCULAR CURVE TO THE LEFT, THROUGH A CENTRAL ANGLE OF $105^{\circ}00'00''$ (LONG CHORD BEARS SOUTH $35^{\circ}42'18''$ EAST A DISTANCE OF 33.32 FEET) TO A POINT OF TANGENCY ON THE

VARIABLE WIDTH PUBLIC STREET
RIGHT-OF-WAY DESCRIPTION
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WESTERN EXTENSION OF THE NORTH RIGHT-OF-WAY LINE OF S.W. 26TH STREET, THENCE SOUTH $88^{\circ}12'18''$ EAST ALONG SAID WESTERN EXTENSION A DISTANCE OF 3.49 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF SAID 16.50 FOOT PUBLIC ROADWAY THENCE; SOUTH $00^{\circ}27'31''$ WEST ALONG SAID WEST RIGHT-OF-WAY LINE A DISTANCE OF 50.00 FEET; THENCE NORTH $88^{\circ}12'18''$ WEST ALONG THE WESTERLY EXTENSION OF THE SOUTH RIGHT-OF-WAY LINE OF S.W. 26TH STREET A DISTANCE OF 4.66 FEET TO A POINT OF CURVATURE; THENCE SOUTHWESTERLY 38.48 FEET ALONG THE ARC OF A 21.00 FOOT RADIUS CIRCULAR CURVE TO THE LEFT, THROUGH A CENTRAL ANGLE OF $105^{\circ}00'00''$ (LONG CHORD BEARS SOUTH $39^{\circ}17'16''$ WEST A DISTANCE OF 33.32 FEET) TO A POINT OF TANGENCY; THENCE SOUTH $13^{\circ}12'18''$ EAST A DISTANCE OF 108.17 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE OF SAID 16.50 FOOT WIDE PUBLIC ROADWAY; THENCE SOUTH $00^{\circ}27'31''$ WEST ALONG LAST SAID WEST RIGHT-OF-WAY LINE A DISTANCE OF 206.27 FEET; THENCE NORTH $88^{\circ}12'46''$ WEST A DISTANCE OF 33.50 FEET; THENCE NORTH $00^{\circ}27'31''$ EAST 98.69 FEET TO A POINT OF CURVATURE; THENCE NORTHERLY 65.58 FEET ALONG THE ARC OF A 275.00 FOOT RADIUS CIRCULAR CURVE TO THE LEFT, THROUGH A CENTRAL ANGLE OF $13^{\circ}39'50''$ (LONG CHORD BEARS NORTH $06^{\circ}22'23''$ WEST A DISTANCE OF 65.43 FEET) TO A POINT OF TANGENCY; THENCE NORTH $13^{\circ}12'18''$ WEST A DISTANCE OF 139.79 FEET TO A POINT OF CURVATURE; THENCE NORTHWESTERLY 19.12 FEET ALONG THE ARC OF A 21.00 FOOT RADIUS CIRCULAR CURVE TO THE LEFT, THROUGH A CENTRAL ANGLE OF $52^{\circ}10'09''$ (LONG CHORD BEARS NORTH $39^{\circ}17'22''$ WEST A DISTANCE OF 18.47 FEET) TO A POINT OF REVERSE CURVATURE; THENCE NORTHWESTERLY 14.42 FEET ALONG THE ARC OF A 54.00 FOOT RADIUS CIRCULAR CURVE TO THE RIGHT THROUGH A CENTRAL ANGLE OF $15^{\circ}17'57''$ (LONG CHORD BEARS NORTH $57^{\circ}43'28''$ WEST A DISTANCE OF 14.38 FEET) TO A POINT OF REVERSE CURVATURE; THENCE NORTHWESTERLY 19.47 FEET ALONG THE ARC OF A 21.00 FOOT RADIUS CIRCULAR CURVE TO THE LEFT, THROUGH A CENTRAL ANGLE OF $53^{\circ}07'48''$ (LONG CHORD BEARS NORTH $76^{\circ}38'24''$ WEST A DISTANCE OF 18.78 FEET) TO A POINT OF TANGENCY; THENCE SOUTH $76^{\circ}47'42''$ WEST A DISTANCE OF 8.00 FEET; THENCE NORTH $13^{\circ}12'18''$ WEST A DISTANCE OF 48.00 FEET; THENCE NORTH $76^{\circ}47'42''$ EAST A DISTANCE OF 8.00 FEET TO A POINT OF CURVATURE; THENCE NORTHEASTERLY 19.47 FEET ALONG THE ARC OF A 21.00 FOOT RADIUS CIRCULAR CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF $53^{\circ}07'48''$ (LONG CHORD BEARS NORTH $50^{\circ}13'48''$ EAST A DISTANCE OF 18.78 FEET) TO A POINT OF REVERSE CURVATURE; THENCE NORTHEASTERLY 42.69 FEET ALONG THE ARC OF A 54.00 FOOT RADIUS CIRCULAR CURVE TO THE RIGHT THROUGH A CENTRAL ANGLE OF $45^{\circ}17'57''$ (LONG CHORD BEARS NORTH $46^{\circ}18'52''$ EAST A DISTANCE OF 41.59 FEET) TO A POINT OF REVERSE CURVATURE; THENCE NORTHEASTERLY 19.12 FEET ALONG THE ARC OF A 21.00 FOOT RADIUS CIRCULAR CURVE TO THE LEFT, THROUGH A CENTRAL ANGLE OF $52^{\circ}10'09''$ (LONG CHORD BEARS NORTH $42^{\circ}52'46''$ EAST A DISTANCE OF 18.47 FEET) TO A POINT OF CURVATURE; THENCE NORTH $16^{\circ}47'42''$ EAST A DISTANCE OF 80.82 FEET TO A POINT OF TANGENCY; THENCE NORTHERLY 78.41 FEET ALONG THE ARC OF A 275.00 FOOT RADIUS CIRCULAR CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF $16^{\circ}20'10''$ (LONG CHORD BEARS NORTH $08^{\circ}37'40''$ EAST A DISTANCE OF 78.14 FEET) TO A POINT OF TANGENCY THAT IS 37.50 FEET WESTERLY OF, WHEN MEASURED AT RIGHT ANGLES TO, THE WEST RIGHT-OF-WAY LINE OF SAID 16.50 FOOT PUBLIC RIGHT-OF-WAY; THENCE NORTH $00^{\circ}27'31''$ EAST PARALLEL TO AND 37.50 FEET WEST OF, WHEN MEASURED AT RIGHT ANGLES TO, SAID LAST WEST RIGHT-OF-WAY LINE A DISTANCE OF 80.55 FEET TO A POINT OF CURVATURE; THENCE NORTHWESTERLY 100.59 FEET ALONG THE ARC OF A 35.00 FOOT RADIUS CIRCULAR CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF $88^{\circ}40'18''$ (LONG CHORD BEARS NORTH $43^{\circ}52'38''$ WEST A DISTANCE OF 90.85 FEET) TO A POINT OF TANGENCY THAT IS 86.50 FEET SOUTH OF, WHEN MEASURED AT RIGHT ANGLES TO, THE EASTERLY

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PROJECTION OF THE SOUTH LINE OF SAID "TETON RIDGE"; THENCE NORTH $88^{\circ}12'46"$ WEST PARALLEL TO AND 86.50 FEET SOUTH OF, WHEN MEASURED AT RIGHT ANGLES TO, THE SOUTH LINE OF SAID "TETON RIDGE" AND ITS EASTERLY PROJECTION A DISTANCE OF 133.40 FEET TO A POINT OF CURVATURE; THENCE NORTHWESTERLY 111.53 FEET ALONG THE ARC OF A 71.00 FOOT RADIUS CURVE TO THE RIGHT THROUGH A CENTRAL ANGLE OF $90^{\circ}00'00"$ (LONG CHORD BEARS NORTH $43^{\circ}12'46"$ WEST A DISTANCE OF 100.41 FEET) TO A POINT OF TANGENCY THAT IS SOUTH $01^{\circ}47'14"$ WEST FROM THE ABOVE REFERENCED TRUE POINT OF BEGINNING; THENCE NORTH $01^{\circ}47'14"$ EAST A DISTANCE OF 15.50 FEET TO THE ABOVE REFERENCED TRUE POINT OF BEGINNING. CONTAINING 52,333 SQUARE FEET MORE OR LESS. THE BASIS FOR BEARINGS AND DISTANCES FOR THIS DESCRIPTION IS BOUNDARY SURVEY NUMBER 49405 ON FILE IN THE MULTNOMAH COUNTY SURVEYOR'S OFFICE.



RENEWS: 12/31/97