

RESOLUTION NO. 2271

INTRODUCED BY COMMISSIONER

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN ON BEHALF
OF THE CITY OF WARRENTON
A DEDICATION DEED DEDICATING ADDITIONAL RIGHT-OF-WAY
ALONG SW CEDAR STREET

WHEREAS, on February 2, 1970, the City Commission of the City of Warrenton vacated a portion of SW Cedar Avenue (formerly Date Street) lying south of the south line of Fourth Street and north of the north line of Fifth Street; and

WHEREAS, on October 1, 1998, the City Commission of the City of Warrenton vacated a portion of SW Date Avenue (formerly Alder St.); and

WHEREAS, these vacations eliminated access to that property located in Block 23, 8-10-21BD, 3900; and


WHEREAS, the City of Warrenton owns the property adjoining the above-described property and desires to convey it to the public for street purposes.

NOW, THEREFORE, the City Commission of the City of Warrenton, does hereby resolved as follows:

Section 1: The City Commission hereby authorizes the Mayor's signature on a dedication deed dedicating the property to the public for street purposes. A copy of the dedication deed is attached hereto as Exhibit A; and incorporated by this reference.


Section 2: This resolution is effective immediately upon its passage.

ADOPTED and PASSED by the City Commission of the City of Warrenton this 26th day of May 2009.



Gilbert Gramson, Mayor

ATTEST



Linda Engbretson, City Recorder

DEDICATION DEED

CITY OF WARRENTON, an Oregon Municipal Corporation

After recording, return to:

Snow & Snow Attorneys

P.O. Box 508

Astoria, OR 97103

Send Tax Statements to Grantee at:

Unchanged

DEDICATION DEED

CITY OF WARRENTON, an Oregon Municipal Corporation, dedicates to the public, the real property situated in the County of Clatsop, State of Oregon, legally described on the attached Exhibit A for a perpetual road way for ingress and egress street and utility purposes. The consideration for this conveyance in terms of dollars is \$0. Situs Address: Vacant Land formerly a part of the formerly known Alder Street, Warrenton, Oregon. Tax Levy Acct: Adjacent to 8-10-21BD-3900. TO HAVE AND TO HOLD the same unto the public forever for the uses and purposes herein stated. The City of Warrenton by the filing, recording and execution below of this Deed acknowledges the acceptance of this conveyance on behalf of the public pursuant to City of Warrenton's Resolution 2271 signed on or about May 26, 2009.

THE PROPERTY DESCRIBED IN THIS INSTRUMENT MAY NOT BE WITHIN A FIRE PROTECTION DISTRICT PROTECTING STRUCTURES. THE PROPERTY IS SUBJECT TO LAND USE LAWS AND REGULATIONS, WHICH, IN FARM OR FOREST ZONES, MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE AND WHICH LIMIT LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 IN ALL ZONES. 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 EXISTENCE OF FIRE PROTECTION FOR STRUCTURES.

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.

IF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IS SUBJECT TO SPECIAL ASSESSMENT UNDER ORS 358.505. ORS 358.515 REQUIRES NOTIFICATION TO THE STATE HISTORIC PRESERVATION OFFICER OF SALE OR TRANSFER OF THIS PROPERTY.

Dated: May 26th, 2009.

CITY OF WARRENTON,
an Oregon Municipal Corporation

By: Gilbert Gramson
Gilbert Gramson, Mayor

ATTEST: Robert Maxfield
Robert Maxfield, City Manager



STATE OF OREGON) ss.
County of Clatsop)

On this 26th day of May 2009, personally appeared Gilbert Gramson and Robert Maxfield, who, each being first duly sworn, did say that he, Gilbert Gramson, is the Mayor of the City of Warrenton, and that he, Robert Maxfield, is the City Manager of the City of Warrenton, a municipal corporation, and that said instrument was signed in behalf of the City by authority of its City Commission and they acknowledged said instrument to be its voluntary act and deed.

Before me: Linda Engbretson
Notary Public for Oregon

May 22, 2009

DESCRIPTION OF A PORTION OF VACATED LARCH STREET,
COMMONLY KNOWN AS S.W. CEDAR AVENUE,
TO BE RE-DEDICATED TO THE PUBLIC
BY THE CITY OF WARRENTON, OREGON

Beginning at the southwest corner of Lot 14, Block 22 in the plat of W.C. Smith's Warrenton, County of Clatsop, State of Oregon; thence N66°07'W 40.00 feet to the center line of vacated Larch Street, commonly known as S.W. Cedar Avenue; thence N23°53'E along said center line 99.08 feet to the south boundary of Date Street, also commonly known as S.W. Cedar Avenue, as dedicated to the public by deed of dedication recorded in Book 226, Page 387, Record of Deeds, County of Clatsop, State of Oregon; thence southerly along the south boundary of Date Street to an intersection with the east boundary of Larch Street; thence S23°53'W 4.92 feet to the point of beginning.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

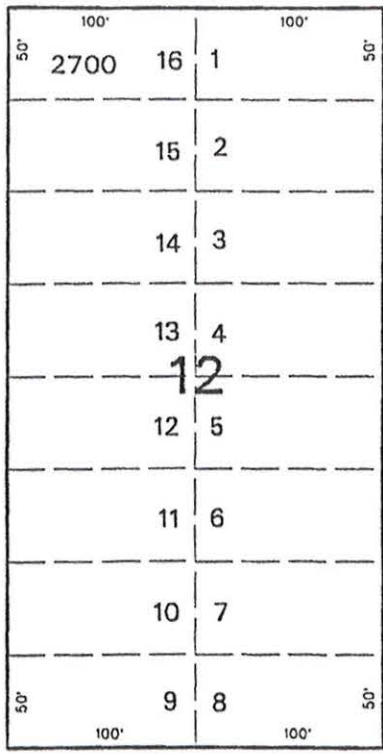
Karl F. Foeste

OREGON
July 12, 1968
KARL F. FOESTE
0849

Renews 1/1/2010

(PINE ST.)

ELM



ST.

(ALDER ST.)

DATE

30-04

S.W.

CEDAR

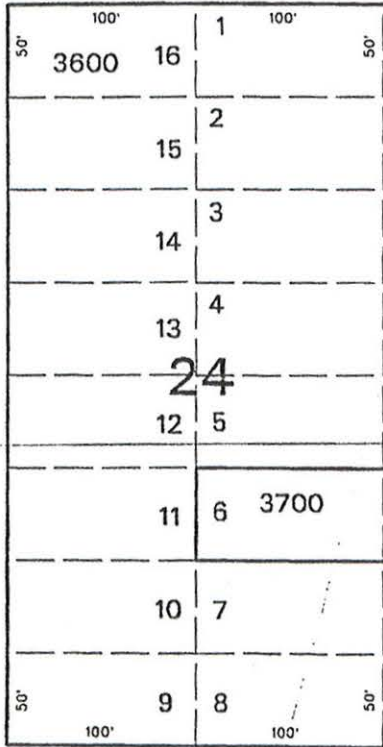
3RD

CEDAR

6TH

ST.

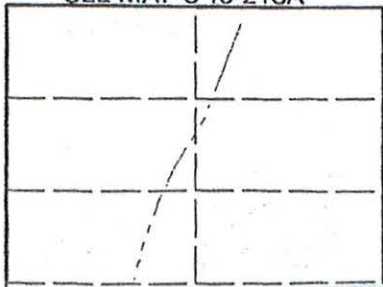
S.W.



S.W.

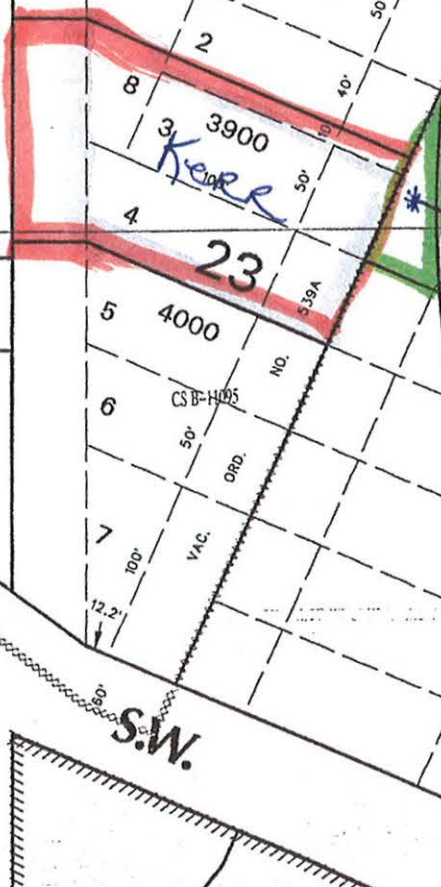
ST.

SEE MAP 8 10 21CA



S.W.

S.W.



here

*city TX 1160

WARRANTY

CI.