

RESOLUTION NO. 1632

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILSONVILLE ACKNOWLEDGING RECORDING AND ACCEPTANCE OF DEEDS FOR PROPERTY PURCHASE AUTHORIZED IN RESOLUTION NO. 1489, DAVID S. YOUNG, GRANTOR, 98083411, AND DAVID S. YOUNG, MARLENE A. YOUNG, AND SHERILYNN J. YOUNG, GRANTORS, 98083412.

WHEREAS, Resolution No. 1489 was adopted July 6, 1998, directing the exercise of an option to purchase property for public purposes, ORS 225.020 and 225.050; and

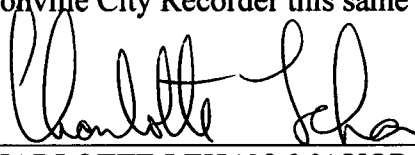
WHEREAS, such property has been duly acquired and title thereto is now vested in the City of Wilsonville; and

WHEREAS, the City Council desires to acknowledge the recording of deeds in the Clackamas County Deed Records and recognize the City's acceptance thereof;

NOW, THEREFORE, THE CITY OF WILSONVILLE RESOLVES AS FOLLOWS:

1. Based upon the above recitals, the City of Wilsonville acknowledges the recording of the deeds and accepts property acquired pursuant to Resolution No. 1489, as described in "Exhibit 1", David S. Young, Grantor, and "Exhibit 2", David S. Young, Marlene A. Young, and Sherilynn J. Young, Grantors. Both Exhibits 1 and 2 are attached hereto and incorporated by reference herein.

ADOPTED by the Wilsonville City Council at a regular Council meeting thereof this 17th day of April, 2000, and filed with the Wilsonville City Recorder this same date.



CHARLOTTE LEHAN, MAYOR

ATTEST:


Sandra C. King, CMC, City Recorder

SUMMARY OF VOTES:

Mayor Lehan	Yes
Councilor Helser	Yes
Councilor Barton	Yes
Councilor Kirk	Yes
Councilor Holt	Yes

AFTER RECORDING RETURN TO:
City of Wilsonville - C.J. Sylvester
8445 SW Elligson Rd.
Wilsonville, OR 97070

**UNTIL A CHANGE IS REQUESTED, ALL
TAX STATEMENTS SHALL BE SENT TO
THE FOLLOWING ADDRESS:**
8445 SW Elligson Rd.
Wilsonville, OR 97070

DEED

DAVID S. YOUNG, Grantor, conveys and specially warrants to CITY OF WILSONVILLE, an Oregon municipal corporation, Grantee, the following described real property free of encumbrances created or suffered by the Grantor except as specifically set forth herein, situated in Clackamas County, Oregon, to-wit:

Parcel I, as described in the attached Exhibit A.

The said property is free of all encumbrances created or suffered by Grantor, except easements, access agreements, roadway agreements, and maintenance agreements of record, and changes (if any) in the location of the Willamette River.

Grantee has inspected the said property; is aware of its farm, household and river uses; and accepts the condition of the said property as is.

Further, **DAVID S. YOUNG, Grantor, conveys to CITY OF WILSONVILLE, an Oregon municipal corporation, Grantee, the following described real property comprising an easement, situated in Clackamas County, Oregon, to-wit:**

Parcel II, as described in the attached Exhibit A.

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We certify this instrument to be a true
Copy _____ recorded 9-4-98
Book _____, Page _____, Fee 98083411
Records of Clackamas County, Oregon.
CHICAGO TITLE INSURANCE COMPANY
By ABRODKE

The true consideration for this conveyance is \$600,000.

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 4th day of September, 1998.

David S. Young
David S. Young

STATE OF OREGON, County of Washougal) ss. 9-4-98, 1998
Personally appeared the above named DAVID S. YOUNG and
acknowledged the foregoing instrument to be his voluntary act and
deed.

Before me:

S M Anderson
Notary Public for Oregon
My Commission Expires: 10-4-2001

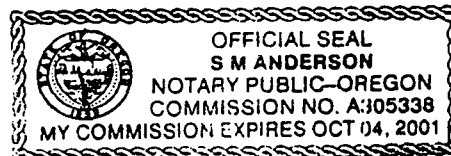


EXHIBIT "A"

LEGAL DESCRIPTION

PARCEL I:

Being a part of the R. V. Short Donation Land Claim in Township 3 South, Range 1 West, Willamette Meridian, in the County of Clackamas and State of Oregon, bounded and described as follows, to-wit:

Beginning at a point on the line between Sections 22 and 23, said township and range, 792.23 feet South 0°03' East of the Northwest corner of said Section 23; running thence South 0°03' East on said section line 604.99 feet to the Southwest corner of M.A. Holbrook Tract as recorded in Book 159, Page 546, Records of Deed for Clackamas County, Oregon; thence North 89°50' East 1239.0 feet along the South boundary of the said Holbrook Tract to the East line of the above mentioned Short DLC; thence North 0°17' West along the East boundary of the said Short DLC 545.7 feet to a point; thence North 87°25' West 1237.9 feet to the place of beginning.

EXCEPT the West 20 feet thereof conveyed for private roadway.

AND FURTHER EXCEPTING THEREFROM that portion included in Quit Claim Deed to Joe Bernert Towing Co., Inc. recorded December 29, 1987 as Recorder's Fee No. 87057703.

PARCEL II:

TOGETHER WITH an easement for road and utility purposes over the following described parcel:

A tract of land situated in Section 23, Township 3 South, Range 1 West, of the Willamette Meridian, in the County of Clackamas and State of Oregon, being more particularly described as follows, to wit:

A strip of land 60.00 feet in width and heretofore known as the Industrial Way Road easement, the centerline intersection of said 60.00 foot strip of land with the centerline of Market Road No. 6 (also known as Wilsonville Road), which intersection is North 89°56' East along the centerline of Market Road No. 6, 1278.43 feet from the Northwest corner of said Section 23, Township 3 South, Range 1 West, of the Willamette Meridian, in the County of Clackamas and State of Oregon, from said place of beginning; thence leaving said centerline of Market Road No. 6, South 31°36' East along the centerline of said 60.00 foot strip of land 263.90 feet; thence South 17°48' East 64.49 feet; thence South 10°22' West, 145.34 feet to the intersection of the North line of the Bailey D.L.C. No. 45; the same point of intersection being South 89°55' East 163.15 feet from the Northwest corner of the Thomas Bailey D.L.C. No. 45; thence South 10°22' West 906.74 feet along the centerline of said 60.00 foot strip of land South to the point of intersection of said centerline with the West line of said Thomas Bailey D.L.C.

AFTER RECORDING RETURN TO:
City of Wilsonville - C.J. Sylvester
8445 SW Elligson Rd.
Wilsonville, OR 97070

UNTIL A CHANGE IS REQUESTED, ALL
TAX STATEMENTS SHALL BE SENT TO
THE FOLLOWING ADDRESS:
8445 SW Elligson Rd.
Wilsonville, OR 97070

DEED

DAVID S. YOUNG, MARLENE A. YOUNG, and SHERILYNN J. YOUNG, as tenants in common, each to an equal and undivided 1/3 interest, Grantors, convey and specially warrant to CITY OF WILSONVILLE, an Oregon municipal corporation, Grantee, the following described real property free of encumbrances created or suffered by the Grantors except as specifically set forth herein, situated in Clackamas County, Oregon, to-wit:

Parcel I, as described in the attached Exhibit A.

The said property is free of all encumbrances created or suffered by Grantors, except easements, access agreements, roadway agreements, and maintenance agreements of record, and changes (if any) in the location of the Willamette River.

Grantee has inspected the said property; is aware of its farm, household and river uses; and accepts the condition of the said property as is.

Further, DAVID S. YOUNG, MARLENE A. YOUNG, and SHERILYNN J. YOUNG, as tenants in common, each to an equal and undivided 1/3 interest, Grantors, convey to CITY OF WILSONVILLE, an Oregon municipal corporation, Grantee, the following described real property comprising an easement, situated in Clackamas County, Oregon, to-wit:

Parcel II, as described in the attached Exhibit A.

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We certify this instrument to be a true
Copy _____ recorded 9-4-98
Book _____, Page _____, Fee 98083412
Records of Clackamas County, Oregon.

CHICAGO TITLE INSURANCE COMPANY
By ABYDKE

The true consideration for this conveyance is \$1,475,000.

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 4 day of September, 1998.

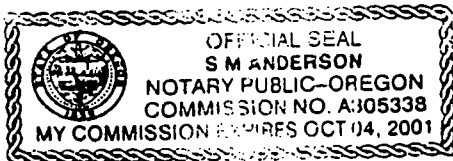
David S. Young
David S. Young

Marlene A. Young
Marlene A. Young

Sherilynn J. Young
Sherilynn J. Young

STATE OF OREGON, County of Clackamas ss. 9-4-98, 1998
Personally appeared the above named DAVID S. YOUNG and acknowledged the foregoing instrument to be his voluntary act and deed.

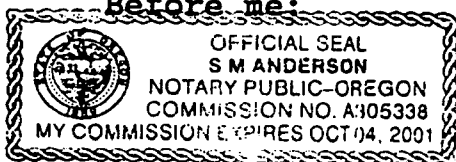
Before me:



S M Anderson
Notary Public for Oregon
My Commission Expires: 10-4-2001

STATE OF OREGON, County of Clackamas ss. 9-4-98, 1998
Personally appeared the above named MARLENE A. YOUNG and acknowledged the foregoing instrument to be her voluntary act and deed.

Before me:



S M Anderson
Notary Public for Oregon
My Commission Expires: 10-4-2001

STATE OF OREGON, County of Clackamas ss. 9-4-98, 1998
Personally appeared the above named SHERILYNN J. YOUNG and
acknowledged the foregoing instrument to be her voluntary act and
deed.

Before me:

S M Anderson
Notary Public for Oregon
My Commission Expires: 10-4-2001

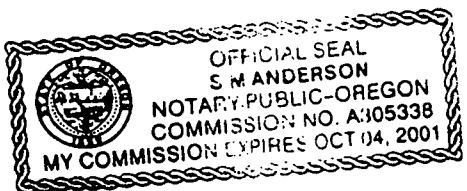


EXHIBIT "A"

PARCEL I:

Legal Description

A tract of land in a portion of the Robert V. Short DLC No.46 located in the Northwest and Southwest one-quarters of Section 23, Township 3 South, Range 1 West of the Willamette Meridian, in the County of Clackamas and State of Oregon, described as follows:

Beginning at a point on the North line of said Section 23, that bears East a distance of 20.00 feet from the Northwest corner of said Section 23; thence South $0^{\circ}03'00''$ East, parallel with and 20 feet Easterly of the West line of said Section 23, a distance of 1397.22 feet to an interior angle corner in the Northerly line of that tract of land conveyed to Hardy S. Young by Deed, described in and recorded under Fee Number 74-10618 Clackamas County Deed Records; thence North $89^{\circ}51'$ East, along said Young's North line, a distance of 580.00 feet to a 5/8 inch iron rod at the Northwest corner of that tract of land conveyed as a Tract I to Joe Bernert Towing Company, Inc., in a contract recorded under Fee Number 75-9882, Deed Records; thence South $0^{\circ}03'$ East, along the Westerly line of said Towing Company Tract, a distance of 220.00 feet to a 5/8 inch iron rod at the Northeast corner of that tract of land conveyed to Joe Bernert Towing Company, Inc., by a contract described in and recorded under Fee Number 90-2243, Deed Records; thence South $89^{\circ}51'$ West, along the Northerly line of last said tract, a distance of 60.00 feet to a 5/8 inch iron rod; thence South $77^{\circ}08'26''$ West, along last said Towing Company Tract, a distance of 492.25 feet to a 5/8 inch iron rod; thence South $0^{\circ}03'$ East, along the Westerly line of last said tract, a distance of 141.69 feet to a 5/8 inch iron rod; thence South $49^{\circ}54'37''$ East, along a Westerly line of last said tract, a distance of 659.97 feet to a 5/8 inch iron rod at an angle corner in said Westerly line; thence South $9^{\circ}47'13''$ East, along said Westerly line, a distance of 747.37 feet to a 5/8 inch iron rod, being the South corner of said Fee Number 90-2243, said South corner being on the West line of said Tract I of Fee Number 75-9882; thence South $0^{\circ}03'$ East, along the West line of said Tract I, a distance of 225.18 feet, more or less, to the South line of said Fee Number 74-10618; thence South $83^{\circ}31'40''$ West, along the South line of said Fee Number 74-10618, a distance of 517.54 feet, more or less, to the mouth of a ravine; thence South $77^{\circ}46'41''$ West, continuing along the South line of Fee Number 74-10618, a distance of 79.72 feet to the Southwest corner thereof; thence North, along the Westerly line of said Fee Number 74-10618, a distance of 966.90 feet to a point; thence North $58^{\circ}00'$ West, a distance of 117.48 feet to a point on the West line of said Section 23; thence North $0^{\circ}03''$ West, along said West section line, a distance of 2299.44 feet to the Northwest corner of said Section 23; thence East a distance of 20.00 feet returning to the point of beginning.

PARCEL II:

TOGETHER WITH an easement for road and utility purposes over the following described parcel:

A tract of land situated in Section 23, Township 3 South, Range 1 West, of the Willamette Meridian, in the County of Clackamas and State of Oregon, being more particularly described as follows, to wit:

A strip of land 60.00 feet in width and heretofore known as the Industrial Way Road easement, the centerline intersection of said 60.00 foot strip of land with the centerline of Market Road No. 6 (also known as Wilsonville Road), which intersection is North $89^{\circ}56'$ East along the centerline of Market Road No. 6, 1278.43 feet from the Northwest corner of said Section 23, Township 3 South, Range 1 West, of the Willamette Meridian, in the County of Clackamas and State of Oregon, from said place of beginning; thence leaving said centerline of Market Road No. 6, South $31^{\circ}36'$ East along the centerline of said 60.00 foot strip of land 263.90 feet; thence South $17^{\circ}48'$ East 64.49 feet; thence South $10^{\circ}22'$ West, 145.34 feet to the intersection of the North line of the Bailey D.L.C. No. 45; the same point of intersection being South $89^{\circ}55'$ East 163.15 feet from the Northwest corner of the Thomas Bailey D.L.C. No. 45; thence South $10^{\circ}22'$ West 906.74 feet along the centerline of said 60.00 foot strip of land South to the point of intersection of said centerline with the West line of said Thomas Bailey D.L.C.