

RESOLUTION NO. 5369

A RESOLUTION ACCEPTING THE FOLLOWING RIGHT-OF-WAY DEDICATION:

Grantor

City of Albany

Purpose

Right-of-way dedication of a 1 foot wide barrier strip at the South terminus of Cleveland Street (Pine Street) to provide street and utility access to property south of the deadend of Cleveland Street.

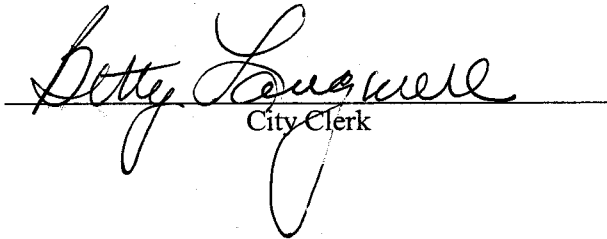
NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that it does hereby accept this right-of-way dedication deed.

DATED AND EFFECTIVE THIS 10TH DAY OF JANUARY 2007.



Mayor

ATTEST:



City Clerk

RIGHT-OF-WAY DEDICATION

KNOW ALL MEN BY THESE PRESENTS, that the City of Albany, hereinafter referred to as Grantor, hereby dedicates to the City of Albany, a Municipal Corporation, hereinafter called "City" for right-of-way purposes, portions of that real property situated in Linn County, Oregon, conveyed to Grantors on the subdivision plat of Derringer Subdivision, and being more particularly described as follows:

A 1.00 foot by 50.23 foot strip of land in Section 8 of Township 11 South in Range 3 West of Willamette Meridian, City of Albany, Linn County, Oregon as described in the attached Exhibit A and as shown on the attached maps labeled Exhibits B and C.

The Grantor covenants that they are lawfully seized and possessed of the real property above described and that they have a good and lawful right to convey it or any part thereof and that they will forever warrant and defend the same against all persons who may lawfully claim the same.

The right-of-way dedicated herein is in consideration of \$1.00, receipt of which is acknowledged by the Grantor, and in further consideration of the public improvements to be placed upon said property and the benefits grantors may obtain therefrom.

IN WITNESS WHEREOF, the Grantor has hereunto fixed their hand and seal the day and year written below.

GRANTOR:

City of Albany

Wes Hare
Wes Hare

City Manager

STATE OF OREGON)
County of _____) ss.
City of _____)

The instrument was acknowledged before me this _____ day of _____, 2007, by Wes Hare, City Manager, on behalf of the City of Albany.

Notary Public for Oregon
My Commission Expires: _____

CITY OF ALBANY:

STATE OF OREGON)
County of Linn) ss.
City of Albany)

I, Wes Hare, as City Manager of the City of Albany, Oregon, pursuant to Resolution Number 5369 do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 10 day of January, 2007.

Wes Hare
City Manager

ATTEST:
Betty Longwell
City Clerk

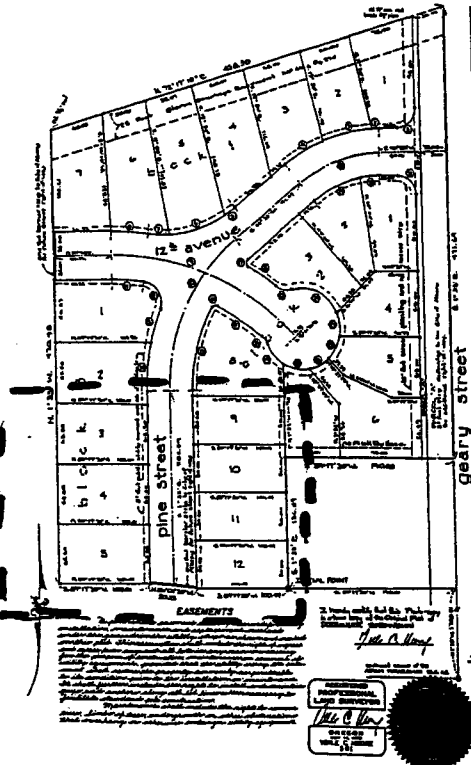
Exhibit A

Legal Description for Right-of-Way dedication

The one foot wide barrier strip at the South terminus of Pine Street (Cleveland Street) in Derringer Subdivision, a subdivision recorded on December 7, 1978 in Linn County, Oregon, Book of Plats Volume 17, Page 3 and recorded as County Survey number 16590. As shown on the attached maps labeled Exhibits B and C.

Exhibit B

ENLARGED AREA



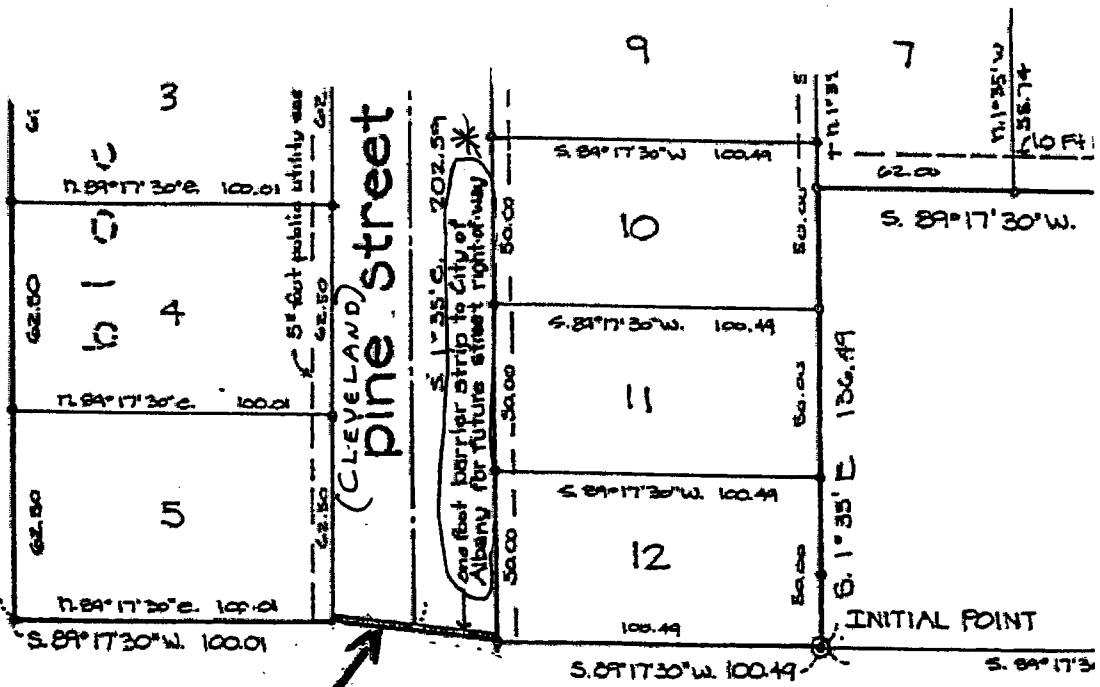
C.S. 16590

derringer subdivision

Northwest Quarter of Section 8
Township 12 South, Range 1 West, W.B.M.
Albany, Lincoln County, Oregon
Scale: 1" = 80 Feet August 18, 1978

ACKNOWLEDGMENT
I, the undersigned, being duly qualified as a Notary Public in and for the State of Oregon, do hereby certify that the foregoing is a true and correct copy of the original of the above and foregoing plat of the Derringer Subdivision, as the same appears on the records of the County of Lincoln, Oregon, and that the same has been duly recorded in my office.

SURVEYOR'S CERTIFICATE
I, the undersigned, being duly qualified as a Professional Land Surveyor in the State of Oregon, do hereby certify that the foregoing is a true and correct copy of the original of the above and foregoing plat of the Derringer Subdivision, as the same appears on the records of the County of Lincoln, Oregon, and that the same has been duly recorded in my office.



I hereby certify this is a true copy DERRINGER

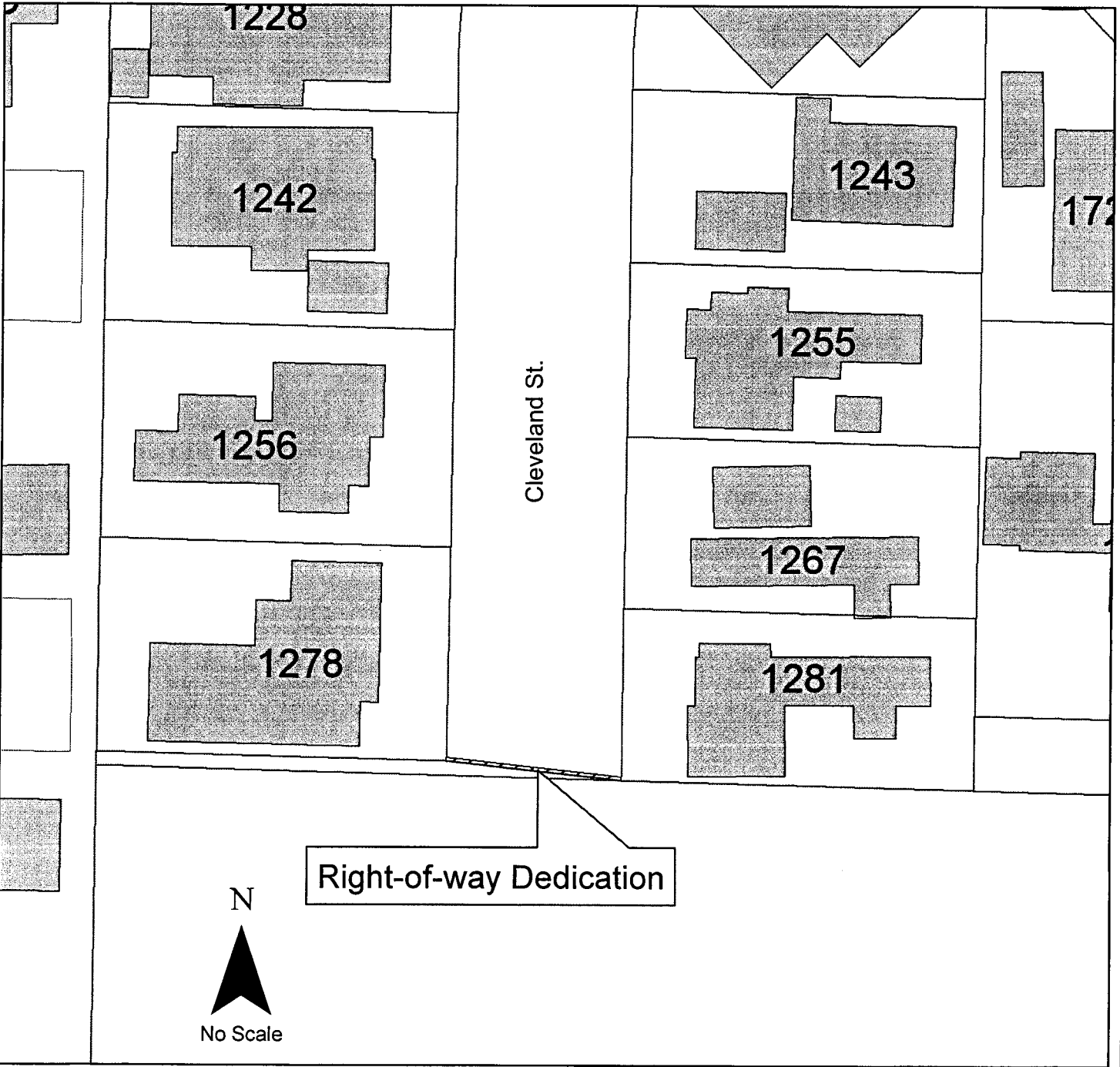
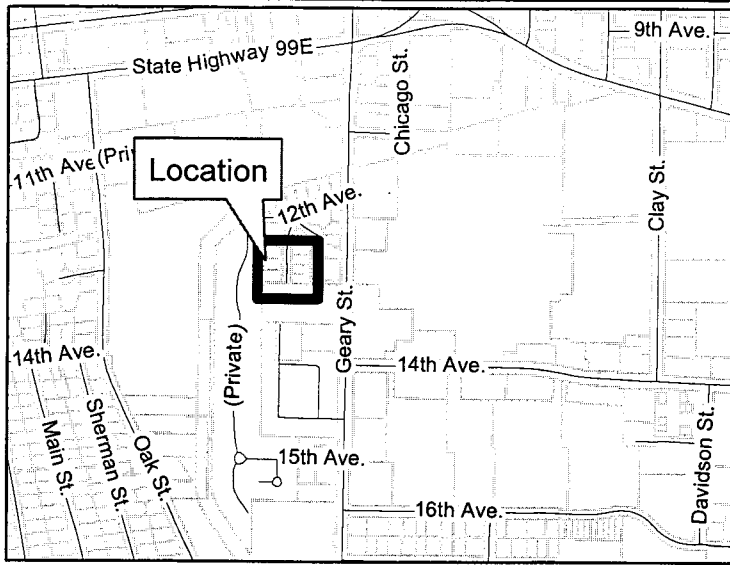
1-foot wide strip being dedicated as public right-of-way

EXHIBIT C

Right-of-way dedication of a 1 foot barrier strip at the South terminus of Cleveland Street (Pine Street) to provide street and utility access to property south of the deadend of Cleveland Street.



Geographic Information Services



LINN COUNTY
Recording Cover Sheet
All Transactions, ORS: 205.234

LINN COUNTY, OREGON
E-ROW
Cnt=1 Stn=1 COUNTER 01/17/2007 11:04:00 AM
\$30.00 \$11.00 \$10.00
\$51.00



I, Steve Druckenmiller, County Clerk for Linn County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.

Steve Druckenmiller - County Clerk



After Recording Return To:

City of Albany Recorder

PO Box 490

Albany, OR 97321

All Tax Statements Should Be Sent To:

NA

1. Name/Title of Transaction - by ORS 205.234 (a)

RIGHT OF WAY DEDICATION

2. Grantor/Direct Party - required by ORS 205.125(1)(b) and ORS 205.160

City of Albany

3. Grantee/Indirect Party - required by ORS 205.125(1)(a) and ORS 205.160

City of Albany

4. True and Actual Consideration (if there is one), ORS 93.030

\$1.00

Resolution No. 5369

Recorded Document Recorder File No. 4860