

RESOLUTION NO. 3648

A RESOLUTION AUTHORIZING THE TRANSFER OF TITLE ON PROPERTY IDENTIFIED AS 10-3W-33DC, TAX LOT #1900, TO HABITAT FOR HUMANITY TO PARTITION INTO THREE RESIDENTIAL BUILDING LOTS AND TO CONSTRUCT AFFORDABLE HOUSING.

WHEREAS, the Albany City Council Finance Committee has found that Habitat for Humanity provides necessary affordable housing; and

WHEREAS, the City of Albany has found that it has available an undeveloped residential lot in the East Albany neighborhood that had been obtained through foreclosure on an unpaid lien; and

WHEREAS, it is the desire of the City Council to utilize this property to its fullest extent by dividing this property into three separate building lots; and


WHEREAS, it is appropriate to donate this property to Habitat for Humanity prior to the minor land partitioning.

NOW, THEREFORE, BE IT RESOLVED that the Albany City Council hereby authorizes the transfer of title on property identified as 10-3W-33DC, Tax Lot #1900, to Habitat for Humanity to partition into three residential building lots and to construct affordable housing.

DATED THIS 22ND DAY OF MAY 1996.

  
\_\_\_\_\_  
Council President

ATTEST:

  
\_\_\_\_\_  
City Recorder

F:\DATA\WPDATA\FINANCE\HABITAT.RES

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C.S. \_\_\_\_\_  
PARTITION PLAT No. 1996-

**PARTITION PLAT  
FOR  
CITY OF ALBANY/HABITAT FOR HUMANITY**

LOCATED IN THE  
SW 1/4 SE 1/4 SEC. 33, T. 10 S., R. 3 W., W.M.  
CITY OF ALBANY, LINN COUNTY, OREGON

APRIL 12, 1996

**NARRATIVE:**

**PURPOSE:**

THE PURPOSE OF THIS SURVEY IS TO COMPLETE AN APPROVED LAND PARTITION. CITY OF ALBANY CASE No. PA-03-96.

**BOUNDARY DETERMINATION:**

POINTS "A" AND "B" WERE HELD TO ESTABLISH THE SOUTH RIGHT-OF-WAY LINE OF ELEANOR AVENUE. POINT "C" WAS HELD AND RECORDED DISTANCE WAS USED TO ESTABLISH THE SOUTHWEST CORNER OF TRACT 24 OF "SUOTELL ACRES".

**PUBLIC UTILITY AN SERVICE EASEMENT STATEMENT:**

A PERPETUAL EASEMENT IS RESERVED FOR DRAINAGE, UTILITY AND SERVICE INSTALLATION, AND FOR MAINTENANCE AND REPLACEMENT OVER AND UNDER THE GROUND AS SHOWN AND MARKED ON THE ATTACHED MAP. THIS RESERVATION SHALL INCLUDE THE RIGHT OF INGRESS AND EGRESS FROM ANY AND ALL PUBLIC EASEMENTS IN ANY MANNER NECESSARY FOR THE PURPOSE OF CONSTRUCTION, MAINTENANCE, OR REMOVAL OF UTILITY AND SERVICE EQUIPMENT PROVIDED THAT UNDER THE TERMS OF THE CITY FRANCHISE AGREEMENT THE UTILITY OR SERVICE USING THIS EASEMENT SHALL RESTORE THE PROPERTY AS NEAR AS PRACTICABLE TO ITS CONDITION PRIOR TO SAID INSTALLATION OR MAINTENANCE.

**APPROVALS:**

THIS PLAT APPROVED THIS 7<sup>th</sup> DAY OF June, 1996.

BY: James A. Smith, Community Development Director  
COMMUNITY DEVELOPMENT DIRECTOR, CITY OF ALBANY

THIS PLAT APPROVED THIS 7<sup>th</sup> DAY OF June, 1996.

BY: Michael A. Yeager, Public Works Director  
PUBLIC WORKS DIRECTOR, CITY OF ALBANY

THIS PLAT APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 1996.

BY: \_\_\_\_\_  
LINN COUNTY SURVEYOR

TAXES ON THE ABOVE DESCRIBED PROPERTY HAVE BEEN PAID IN FULL TO THIS DATE: \_\_\_\_\_ DATE

BY: \_\_\_\_\_  
LINN COUNTY TAX COLLECTOR

I HEREBY CERTIFY THAT THE WITHIN PARTITION PLAT WAS RECEIVED AND DULY RECORDED BY ME IN THE LINN COUNTY "RECORD OF PARTITION PLATS" AS PLAT No. \_\_\_\_\_ ON THIS DAY OF \_\_\_\_\_ 1996, AT \_\_\_\_\_ O'CLOCK \_\_\_\_\_ M; TARGET SHEET RECORDED IN DEED RECORDS # \_\_\_\_\_ PAGE \_\_\_\_\_

STEVE DRUCKENBILDER BY: \_\_\_\_\_  
LINN COUNTY CLERK

**SURVEYOR'S CERTIFICATE:**

I, ANDREW FOSTER, A REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF OREGON, HAVE CORRECTLY SURVEYED AND MARKED WITH PROPER MONUMENTS THE LANDS AS REPRESENTED, AND HAVE SET A PROPER MONUMENT TO INDICATE THE INITIAL POINT, AND HAVE ACCURATELY DESCRIBED THE TRACT OF LAND UPON WHICH THE PARCELS ARE LAID OUT AS FOLLOWS:

BEGINNING AT THE INITIAL POINT, A 5/8 INCH BY 30 INCH STEEL ROD AT THE SOUTHWEST CORNER OF LOT 24, "SUOTELL ACRES"; A SUBDIVISION OF RECORD IN SECTION 33, TOWNSHIP 10 SOUTH, RANGE 3 WEST, OF THE WILLAMETTE MERIDIAN, LINN COUNTY, OREGON; THENCE SOUTH 88°49'19" WEST 131.48 FEET; THENCE NORTH 01°15'00" WEST 243.96 FEET TO A 3/4 INCH IRON PIPE ON THE SOUTH LINE OF ELEANOR AVENUE, A 30.00 FOOT WIDE RIGHT-OF-WAY; THENCE NORTH 88°30'33" EAST 204.53 FEET TO A 1/2 INCH IRON ROD; THENCE SOUTH 00°20'28" WEST 122.53 FEET; THENCE SOUTH 88°39'10" WEST 72.135 FEET; THENCE SOUTH 02°24'46" EAST 122.31 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.9341 ACRES OF LAND, MORE OR LESS.

**DECLARATION:**

STATE OF OREGON }  
COUNTY OF LINN } 55

THE CITY OF ALBANY, A MUNICIPALITY IN THE STATE OF OREGON, IS THE OWNER OF THE SUBJECT PROPERTY AND HAVE CAUSED THIS PARTITION PLAT TO BE PREPARED AND THE PROPERTY TO BE PARTITIONED IN ACCORDANCE WITH CHAPTER 92 OF THE OREGON REVISED STATUTES.

THE FOLLOWING DEDICATIONS IS BEING CREATED BY THIS PARTITION PLAT:

**STREET RIGHT-OF-WAY DEDICATION:**

1. A 10.00 FOOT WIDE STRIP ABUTTING ELEANOR AVENUE AS SHOWN ON HEREIN ATTACHED PLAT.

**PUBLIC UTILITY EASEMENTS:**

1. A 7.00 FOOT WIDE PUBLIC UTILITY AND SERVICE EASEMENT ALONG THE NORTHERLY PORTION OF PARCELS 1 AND 2 AND ALONG THE SOUTHERLY PORTION OF PARCELS 3 AS SHOWN ON HEREIN ATTACHED PLAT.

THE 30 FOOT WIDE RIGHT-OF-WAY DEDICATION AND THE 7 FOOT WIDE PUBLIC UTILITY EASEMENTS AS DESCRIBED ABOVE AND AS SHOWN ON THE ATTACHED PLAT ARE HEREBY DEDICATED TO THE PUBLIC FOREVER AND ARE SUBJECT TO THE TERMS SHOWN HEREON.

BY: \_\_\_\_\_  
CITY MANAGER DATE

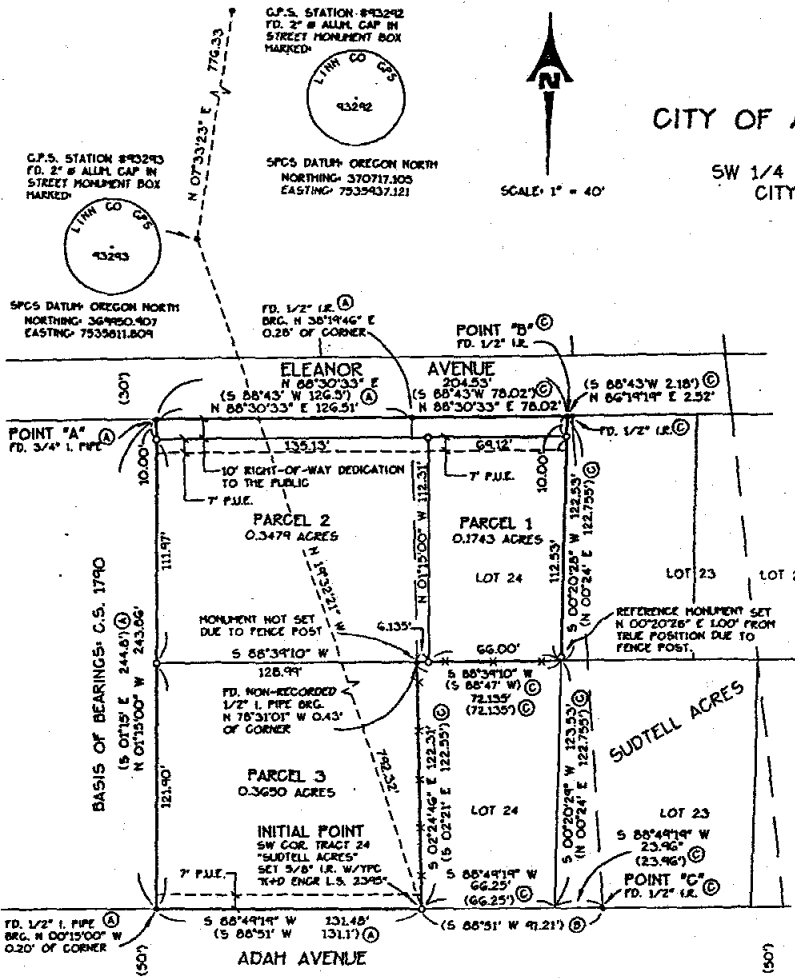
**ACKNOWLEDGEMENT:**

STATE OF OREGON }  
COUNTY OF LINN } 55

THIS IS TO CERTIFY THAT ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 1996, BEFORE ME, A NOTARY PUBLIC IN AND FOR SAID STATE AND COUNTY, PERSONALLY APPEARED THE WITHIN NAMED STEVE DRYANT, WHO, BEING DULY SWORN, DID SAY THAT HE IS THE IDENTICAL PERSON NAMED IN THE FOREGOING INSTRUMENT AND IS ACKNOWLEDGED SAID INSTRUMENT TO BE HIS VOLUNTARY ACT AND DEED.

**WATER AVAILABILITY DECLARATION:**

AT THE TIME OF THIS PLATTING, PUBLIC WATERLINES WERE NOT AVAILABLE TO SERVE THESE PARCELS.

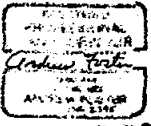


**REFERENCES:**

- (1) C.S. 1790
- (2) C.S. 474-A
- (3) C.S. 2251

**LEGEND:**

- FOUND RECORD MONUMENT AS NOTED. (NOTE: ALL PIPE DIAMETERS ARE INSIDE DIAMETERS).
- SET 5/8" x 30" STEEL ROD WITH YELLOW PLASTIC CAP STAMPED "W-4 ENGR L.S. 2395" UNLESS OTHERWISE NOTED.
- ( ) DENOTES RECORD DATA AS NOTED.
- FD. FOUND
- IR. IRON ROD
- X- 4" HIGH CHAIN-LINK FENCE



FILED 4610-HELPING R.J.R.  
PROF. No. 96-30 4/12/96  
ENGINEERING, INC.  
276 N.W. HENRY STREET  
POST OFFICE BOX 723  
ALBANY, OREGON 97321

OLU TRACT

10-3W-33DC, TAX LOT #1900

RELOCATED PACIFIC HIGHWAY

N 7° 00' E

CENTURY

DR.

580° 43' E 185' FROM CENTRALINE STA. U.S. 1034-0000

5100	34.95'
5101	34.95'
5000	37.1128'
4900	34.3'
4800	34.3'
4700	34.3'
4600	34.3'
4500	34.3'
4400	34.3'
4300	35.24'
4200	35.24'
4201	35.24'
4100	35.24'

ADAH

AVENUE

ELEANOR AVE

**1900**  
SUBJECT PROPERTY  
1.34 A

UDTEL

8-370

