

RESOLUTION NO. 4970

A RESOLUTION ACCEPTING THE FOLLOWING DEDICATION DEED:

Grantor

Knox Butte, LLC

Purpose

Dedication Deed for street and utility purposes for Clover Ridge Road right-of-way.

Grantee

City of Albany

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that it does hereby accept this Dedication Deed; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon passage by the Council and approval by the Mayor.

DATED AND EFFECTIVE THIS 26TH DAY OF MAY 2004.

  
\_\_\_\_\_  
Mayor

ATTEST:

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

DEDICATION DEED

KNOW ALL MEN BY THESE PRESENTS, that Knox Butte LLC, hereinafter referred to as the Grantor, does dedicate to the City of Albany for street and utility right-of-way purposes, all that real property situated in Linn County, State of Oregon, described as follows:

A 5,826 square foot strip of land in Section 4 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 map labeled Exhibit B.

and covenants that the Grantor is the owner of the above described property free of all encumbrances save and except reservations in patents and easements of record, and will warrant and defend the same against all persons who may lawfully claim the same.

The deed granted herein is in consideration of \$22,138.80, 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. Nothing herein shall reduce or limit grantors obligation to pay any costs or assessments which may result from the improvements.

IN WITNESS WHEREOF, the Grantors have thereunto affixed their signatures this 5th day of MAY, 2004.

GRANTOR: KNOX BUTTE LLC

Jock Gibson / Manager Member

Gary Straube / Managing Member

STATE OF OREGON )
County of LANE ) ss.
City of Junction City )

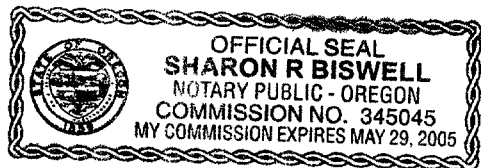
STATE OF OREGON )
County of LANE ) ss.
City of Junction City )

The foregoing instrument was acknowledged before me this 5th day of MAY, 2004, by Jock Gibson, as his voluntary act and deed.

The foregoing instrument was acknowledged before me this 5th day of MAY, 2004, by Gary Straube, as his voluntary act and deed.

Sharon R. Biswell
Notary Public for the State of Oregon
My Commission Expires: MAY 29, 2005

Sharon R. Biswell
Notary Public for the State of Oregon
My Commission Expires: May 29, 2005

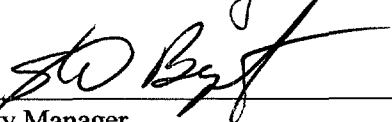


Return to: City of Albany - Recorder
P.O. Box 490, Albany, OR 97321

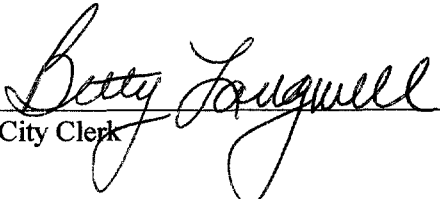
**CITY OF ALBANY:**

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

I, Steve Bryant as City Manager of the City of Albany, Oregon, pursuant to Resolution Number 4970 do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 26 day of May, 2004.

  
\_\_\_\_\_  
City Manager

ATTEST:

  
\_\_\_\_\_  
City Clerk

K &amp; D ENGINEERING, Inc.

*Engineers • Planners • Surveyors***EXHIBIT "A"**

Dedication Description over Knox Butte LLC Tract  
(Tax Lot 900 Map 11S-3W-03B to City of Albany)

A portion of that Knox Butte L.L.C. tract described by deed recorded in Microfilm Volume 1372, Page 897 in the Linn County, Oregon Deed Records on January 9, 2003, being more particularly described as follows:

Beginning at the intersection of the easterly right-of-way line of Clover Ridge Road (a 40.00 foot wide right-of-way also known as County Road 320) with the northerly right-of-way line of Know Butte Road (an 80.00 foot wide right-of-way also known as County Road 7); thence North 00°38'45" West, along said easterly right-of-way line 328.32 feet to a 5/8 inch rod on a northerly line of said Knox Butte L.L.C. tract; thence South 89°56'37" East, along said northerly line, 5.00 feet to a 5/8 inch rod; thence South 00°38'45" East, parallel with and 5.00 feet easterly of the east right-of-way line of said Clover Ridge Road, 20.35 feet to a 5/8 inch rod; thence South 06°21'23" East 201.00 feet to a 5/8 inch rod; thence South 00°38'45" East, parallel with and 25.00 feet easterly of the east right-of-way line of said Clover Ridge Road, 110.00 feet to a 5/8 inch rod on the northerly right-of-way of said Knox Butte Road; thence North 85°53'02" West 25.09 feet to the Point of Beginning.

December 1, 2003  
EXHIBIT "A"  
DEDICATION DESCRIPTION  
PORTION TL 900 TO CITY OF ALBANY  
(03-162) JJC.nm  
File nm\COA\03-162\03-162 a doc



# EXHIBIT "B"

## RIGHT-OF-WAY ACQUISITION OF CLOVER RIDGE ROAD FOR

### CITY OF ALBANY

NE 1/4, SEC. 4, T. 11 S., R. 3 W., W.M.  
CITY OF ALBANY, LINN COUNTY, OREGON  
TAX LOT 900, MAP 11-03-3B

DECEMBER 1, 2003

SIAW TRACT  
(MF 1278-376)

S 89°56'57" E  
5.00'

5'  
S 00°38'45" E  
20.35'

KNOX BUTTE LLC TRACT  
(MF 1372-897)

S 06°21'23" E  
201.00'

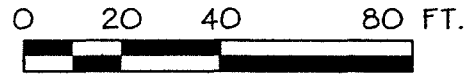
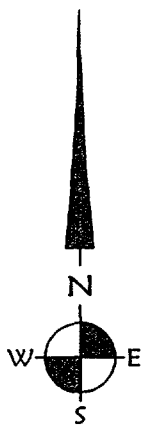
40'  
[N 00°38'45" W]  
CLOVER RIDGE ROAD (COUNTY ROAD 320)  
N 00°38'45" W 328.32'

NEW EAST R-O-W LINE  
OF CLOVER RIDGE RD

AREA TO BE CONVEYED  
TO THE CITY OF ALBANY  
AREA = 5,826 SF

110.00'  
25'

S 00°38'45" E



SCALE: 1" = 40'

STATE OF OREGON  
County of Linn

I hereby certify that the attached  
was received and duly recorded  
by me in Linn County records.

STEVE DRUCKENMILLER  
Linn County Clerk

By [Signature] Deputy PAGE 787

MA 20  
S 10  
ALL  
o

41  
2004 SEP -2 A 11: 21

P.O.B.  
SW CORNER OF  
OX BUTTE LLC TRACT"

N 85°53'02" W  
25.09'

KNOX BUTTE ROAD (COUNTY ROAD 7)



**K & D ENGINEERING, Inc.**  
278 NW Hickory Street P.O. Box 725  
Albany, Oregon 97321  
(541) 928-2583

Resolution No. 4970

Recorded Document Recorder File 4407