

BE IT RESOLVED by the Albany City Council that it hereby accept the following easement and Bargain and Sale Deed.

Grantor

Purpose

Joseph Stacy Stout &  
La Vonne Marie Stout

4' in width easement for the purpose of a public sewer line including installation, repair, maintenance, alteration, and operation of such a sewer line (see attached legal metes and bounds)

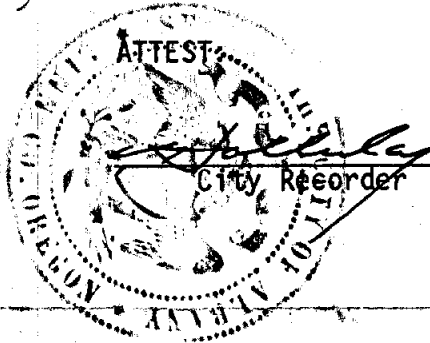
Joseph Stacy Stout &  
La Vonne Marie Stout

A Bargain and Sale Deed for use of street right-of-way for the purpose of ingress to and egress from the public thoroughfare currently known as Chicago Street. (see attached legal metes and bounds)

MF 356, Page 920

DATED this 14th day of March, 1984.

*Donald B. Bauder*  
\_\_\_\_\_  
Mayor



560829

April 4, 1984

STATE OF OREGON  
County of Linn

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

Volume: MF 356 Page: 919

At 8:30 O'clock a.m. *400*

DEL W. RILEY  
Linn County Clerk

By *[Signature]*, Deputy

*City of Albany  
P.O. Box 490  
Albany, Ore  
97321*

1 DALE SMITH  
ATTORNEY AT LAW  
2 JAMES C. PEART  
ASSOCIATE  
3 P.O. BOX 950  
FRUITLAND, ID 83619  
4 (208) 452-4040

VOL 356 PAGE 920

5  
6 GRANT OF EASEMENT

7 JOSEPH STACY STOUT and LA VONNE MARIE STOUT, husband and  
8 wife, of the city of New Plymouth, state of Idaho, in considera-  
9 tion of the agreement of the City of Albany, State of Oregon,  
10 to remove any barrier or restriction on ingress or egress to  
11 certain property they now own over what is currently known as  
12 Chicago Street, hereby grants unto the City of Albany, County  
13 of Linn, State of Oregon, the right, except as herein limited,  
14 to use for the purpose of a public sewer line, including  
15 installation, repair, maintenance, alteration, and operation of  
16 such sewer line, a strip of land four (4) feet in width, the  
17 south line of which is described as follows:

18 Beginning at a point on the south line of that parcel  
19 described in deed recorded in Book 199, Page 348, Linn  
20 County Deed Records which point is 255.75 feet N. 1°36'W.  
21 and 195 feet N. 89° 51' E. of the southwest corner of  
Tract 12 of Ruraldale, Linn County, Oregon; thence N. 89°  
51' E. along the south line of said parcel 63 feet and there  
terminating.

22 DATED this 21 day of November, 1983.

23 *Joseph Stacy Stout*  
24 JOSEPH STACY STOUT  
25 *LaVonne Marie Stout*  
26 LA VONNE MARIE STOUT

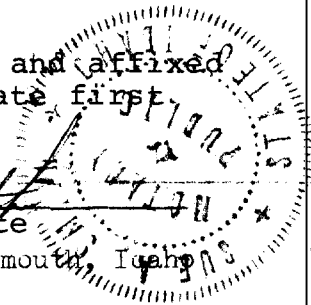
27 \*\*  
GRANT OF EASEMENT -1-  
28

1 STATE OF IDAHO )  
 ) ss.  
2 County of Payette )

3 On this 21 day of November, 1983, before me, the under-  
4 signed, a notary public in and for said state, personally  
5 appeared, Joseph Stacy Stout and La Vonne Marie Stout, husband  
6 and wife, known to me to be the persons whose names are subscribed  
7 to the foregoing Grant of Easement and acknowledged to me that  
8 they executed the same.

9 In Witness Whereof, I have hereunto set my hand and affixed  
10 my official seal the day and year in this certificate first  
11 above written.

*Ann A. Smith*  
Notary for said state  
Residing at: New Plymouth, Idaho



11 STATE OF OREGON )  
12 County of Linn ) ss.  
13 City of Albany )

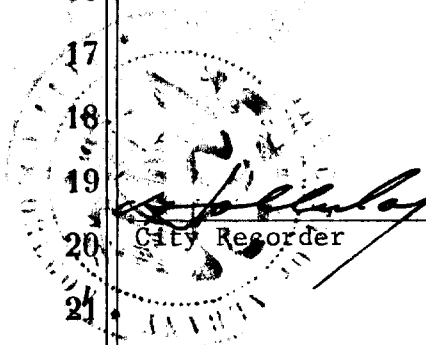
14 I, William B. Barrons, as City Manager of the City of Albany,  
15 Oregon, pursuant to Resolution Number 2450, do hereby accept on behalf  
16 of the City of Albany, the above easement pursuant to the terms thereof.

17 Dated: March 15, 1984.

CITY OF ALBANY, OREGON

*William B Barrons*  
City Manager

*[Signature]*  
City Recorder



560830

At 8:30 O'clock a.m.

DEL W. RILEY  
Linn County Clerk

April 4, 1984

STATE OF OREGON  
County of Linn

By [Signature], Deputy

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

Volume: MF 356 Page: 920

1-1-74

BARGAIN AND SALE DEED



KNOW ALL MEN BY THESE PRESENTS, That JOSEPH STACY STOUT and LA VONNE MARIE STOUT, husband and wife, hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto the City of Albany, a municipal corporation hereinafter called grantee, and unto grantee's heirs, successors and assigns all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, situated in the County of Linn, State of Oregon, described as follows, to-wit:

For the use of street right-of-way, Beginning at a point on the South line of that parcel described in deed recorded in Book 199, Page 348, Linn County Deed Records which rod is 255.75 feet N. 1° 36' W. and 320.24 feet N. 89° 51' E. of the Southwest corner of Tract 12 of Ruraldale, Linn County, Oregon; thence N. 0° 09' W. 97.97 feet to a 5/8" iron rod on the North line of said parcel; thence N. 89° 51' E. along the north line of said parcel 36.87 feet to the Northeast corner of said parcel; thence S. 1° 13' 36" E. 97.99 feet to the Southeast corner of said parcel; thence S. 89° 51' W. 38.71 feet to the point of beginning. Containing 0.085 acre.

Grantor reserves unto himself an easement across the entire above described property (hereafter referred to as serviant estate) for the purpose of ingress to and egress from the dominant estate to that public thoroughfare currently known as Chicago Street. The dominant estate is described as follows, to-wit:

(Continued on back)

THIS INSTRUMENT DOES NOT GUARANTEE THAT ANY PARTICULAR USE MAY BE MADE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT. A BUYER SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$.....

ⓐ However, the actual consideration consists of or includes other property or value given or promised which is the whole part of the consideration (indicate which). ⓑ (The sentence between the symbols ⓐ, if not applicable, should be deleted. See ORS 93.030.)

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this 14 day of December, 19 83; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

*Joseph Stacy Stout*  
 JOSEPH STACY STOUT  
*La Vonne Marie Stout*  
 LA VONNE MARIE STOUT

(If executed by a corporation, affix corporate seal)

(If the signer of the above is a corporation, use the form of acknowledgment opposite.)  
 STATE OF ~~OREGON~~ IDAHO

(ORS 194.570)

County of ~~Clatsop~~ Bayette )  
 ) ss.  
 The foregoing instrument was acknowledged before me this 14 day of December 14, 19 83, by JOSEPH STACY STOUT and LA VONNE MARIE STOUT

STATE OF OREGON, County of ..... ) ss.

The foregoing instrument was acknowledged before me this ..... , 19....., by ..... , president, and by ..... secretary of

a ..... corporation, on behalf of the corporation.

Notary Public for Oregon

My commission expires: .....

(SEAL)

My commission expires: 7-15-84 Idaho

(SEAL)

GRANTOR'S NAME AND ADDRESS

GRANTEE'S NAME AND ADDRESS

After recording return to:

NAME, ADDRESS, ZIP

Until a change is requested all tax statements shall be sent to the following address:

NAME, ADDRESS, ZIP

STATE OF OREGON, ) ss.

County of .....

I certify that the within instrument was received for record on the ..... day of ....., 19....., at ..... o'clock ..... M., and recorded in book/reel/volume No..... on page ..... or as fee/file/instrument/microfilm/reception No....., Record of Deeds of said county.

Witness my hand and seal of County affixed.

NAME TITLE

By ..... Deputy

SPACE RESERVED FOR RECORDER'S USE

Beginning at a 5/8" iron rod on the South line of that parcel described in deed recorded in Book 199, Page 348, Linn County Deed Records which is 255.75 feet N. 1° 36' W. and 188.39 feet N. 89° 51' E. of the South-west corner of Tract 12 of Ruraldale, Linn County, Oregon; thence N. 1° 09' W. 97.98 feet to a 5/8" iron rod on the North line of said parcel; thence N. 89° 51' E. along the north line of said parcel 133.56 feet to a 5/8" iron rod; thence S. 0° 09' E. 97.97 feet to the South line of said parcel; thence S. 89° 51' W. 131.85 feet to the point of beginning. Containing 0.200 acre.

to that public thoroughfare now known as Chicago Street.

560831

April 4, 1984

STATE OF OREGON  
County of Linn

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

Volume: MF 356 Page: 922

At 8:30 O'clock a.m. <sup>800</sup>

DEL W. RILEY  
Linn County Clerk

By [Signature], Deputy

Resolution No. 2450

Recorded Document Recorder File No. 1523