

RESOLUTION NO. 4747

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

Grantor

City of Albany


Purpose

An approximately 27.00 foot-wide right-of-way dedication along 21st Avenue abutting Lexington Park as describe in the attached Exhibit A and as shown on the attached map labeled Exhibit B.

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

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

DATED THIS 14TH DAY OF AUGUST 2002.

  
\_\_\_\_\_  
Mayor

ATTEST:

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

DEDICATION DEED

KNOW ALL MEN BY THESE PRESENTS, that, the City of Albany, Oregon, 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:

An approximately 27.00 foot-wide right-of-way dedication along 21<sup>st</sup> Avenue abutting Lexington Park 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 \$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. Nothing herein shall reduce or limit grantors obligation to pay any costs or assessments which may result from the improvements.

IN WITNESS WHEREOF, the Grantor has hereunto affixed their signature this 23<sup>rd</sup> day of July, 2002.

GRANTOR:

CITY OF ALBANY

By: Ken Thompson  
City Recorder

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 4747 do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 14 day of August, 2002.

Steve Bryant  
City Manager

ATTEST:

Betty Langwell  
City Clerk

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

The foregoing instrument was acknowledged before me this 23<sup>rd</sup> day of July, 2002, by Ken Thompson, City Recorder of the City of Albany, an Oregon Municipality, on behalf of municipality.

Angelia M Sousa  
Notary Public for the State of Oregon  
My Commission Expires: Oct. 17, 2005



Return to: City of Albany Recorder  
My Box 492  
Albany, OR 97321

K &amp; D ENGINEERING, Inc.

Engineers • Planners • Surveyors

**EXHIBIT "A"**21<sup>st</sup> Avenue Dedication Abutting Lexington Park

A portion of that City of Albany tract described by deed recorded in Microfilm Volume 792 Page 746 on March 18, 1996 in Linn County, Oregon that is more particularly described as follows:

Beginning at a 5/8 inch rod on the east right-of-way line of Waterford Street (a 50.00 foot wide right-of-way) that is North 01°39'00" West 579.17 feet from the northwest corner of Lot 229 of "LEXINGTON SUBDIVISION PHASE IV", a subdivision of record in Linn County, Oregon and said point being on the west line of said City of Albany Tract; thence North 01°39'00" West, along said east right-of-way line, 43.13 feet the northwest corner of said tract, which point being on the south right-of-way line of 21<sup>st</sup> Avenue and which point being 16.50 feet southerly, when measured perpendicularly, from the centerline of said 21<sup>st</sup> Avenue; thence North 88°40'37" East, along the south right-of-way line of 21<sup>st</sup> Avenue, 700.00 feet to the northeast corner of said tract; thence South 01°39'30" East, along the east line of said tract, 43.00 feet to a brass screw; thence along the arc of a 16.00 radius non-tangent curve to the left (long chord of which bears North 46°49'37" West 22.83 feet) a distance of 25.41 feet to a brass screw; thence South 88°40'37" West 667.96 feet to a brass screw, thence along the arc of a 16.00 foot non-tangent radius curve to the left (long chord of which bears South 42°59'44" West 22.56 feet) a distance of 25.04 feet to the Point of Beginning.

June 28, 2002  
 21<sup>st</sup> AVENUE R-O-W  
 ABUTTING LEXINGTON PARK  
 (01-26-a) JJC:ls  
 File Ref nlm/winword/legal/01-26 r-o-w

REGISTERED  
 PROFESSIONAL  
 LAND SURVEYOR

*Jack R. Burrell*  
 OREGON  
 JULY 14 91  
 JACK R. BURRELL  
 1630

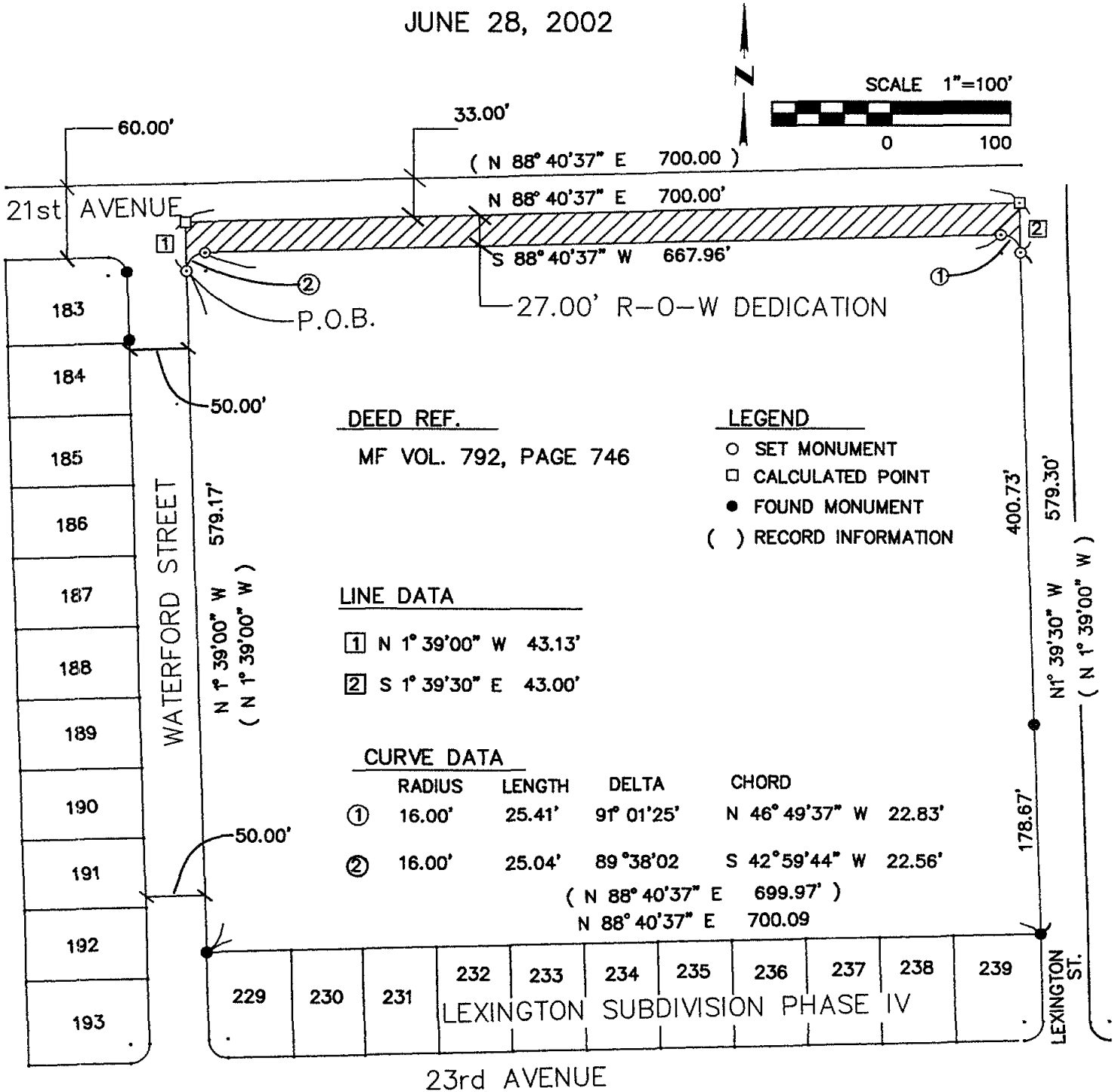
RENEWAL DATE 12/31/03

EXHIBIT "B"

SITE MAP

LOCATED IN THE  
NW. 1/4, SEC. 16, T 11 S, R 3 W, W.M., CITY OF ALBANY, LINN CO., OREGON

JUNE 28, 2002

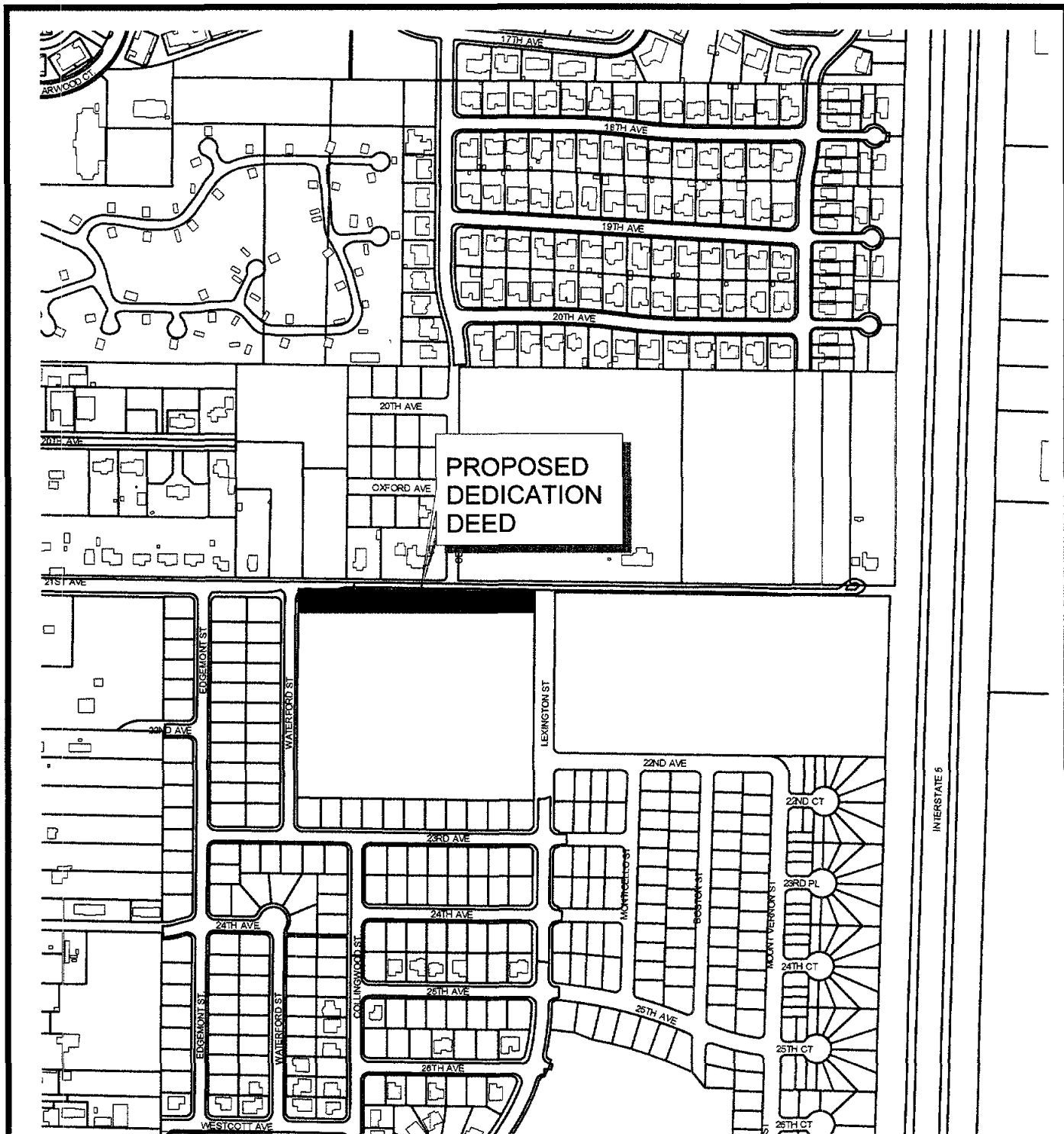


REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Jack R. Burrell*

OREGON  
JULY 14, 1978  
JACK R. BURRELL  
1630

RENEWAL DATE: 12/31/03



# VICINITY MAP

## LEXINGTON PARK

August 1, 2002



Gordon Steffensmeier

Engineering

angles J VAV\_PROJ/SITE\_MAP APR



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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 CS, Deputy

M  
R 22  
S 10  
A 11  
O

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MF 1336

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Recorded Document Recorder File No. 4115