

RESOLUTION NO. 4000

A RESOLUTION ACCEPTING THE FOLLOWING DEDICATION:

Grantor

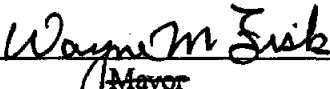
James A. Volkman

Purpose

A permanent dedication to the City of Albany, eight feet in even width, for right-of-way purposes.


NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that it does hereby accept this dedication.

DATED THIS 12TH DAY OF AUGUST 1998.




Mayor
Council President

ATTEST:



City Recorder



DEDICATION DEED

KNOW ALL MEN BY THESE PRESENTS, that James A. Volkman, hereinafter referred to as the Grantor, does dedicate to the City of Albany for planter strip and sidewalk right-of-way purposes that real property situated in Linn County, State of Oregon, conveyed to James A. Volkman by deed recorded in MF 393-603, Linn County Microfilm Deed Records; and also a portion of that real property situated in Linn County, State of Oregon, conveyed to James A. Volkman by deed recorded in MF 317-349 Linn County Microfilm Deed Records said dedication being more particularly described as follows:

An 8.0 foot wide strip of land dedicated to the City of Albany for right-of-way uses as described in the attached legal description labeled Exhibit A and shown on the attached map labeled Exhibit B.

and covenants that the Grantor is the owner of the above described properties 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 grantor may obtain therefrom. Nothing herein shall reduce or limit Grantor obligation to pay any costs or assessments which may result from the improvements.

The Grantor hereby assumes full responsibility for earthwork, grading, landscaping or retaining wall improvements at back of new sidewalk in consideration of \$2,088.00.

IN WITNESS WHEREOF, the Grantor has hereunto affixed his signature this 31st day of July, 1998.

GRANTOR:

James A. Volkman
James A. Volkman

CITY OF ALBANY:

STATE OF OREGON)
County of Linn) ss.
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 4000, do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 12 day of August, 1998.

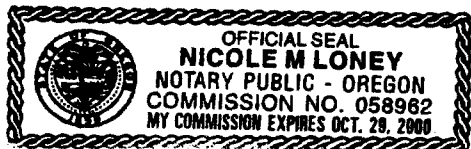
The foregoing instrument was acknowledged before me this 29 day of July, 1998, by James A. Volkman as his voluntary act and deed.

Nicole M. Loney
Notary Public for Oregon
My Commission Expires: 12-29-00

Steve Bryant
City Manager

ATTEST:

[Signature]
City Recorder

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

EXHIBIT "A"

VOLKMAN TO THE CITY OF ALBANY

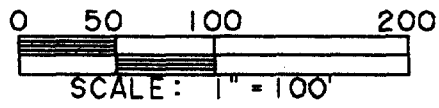
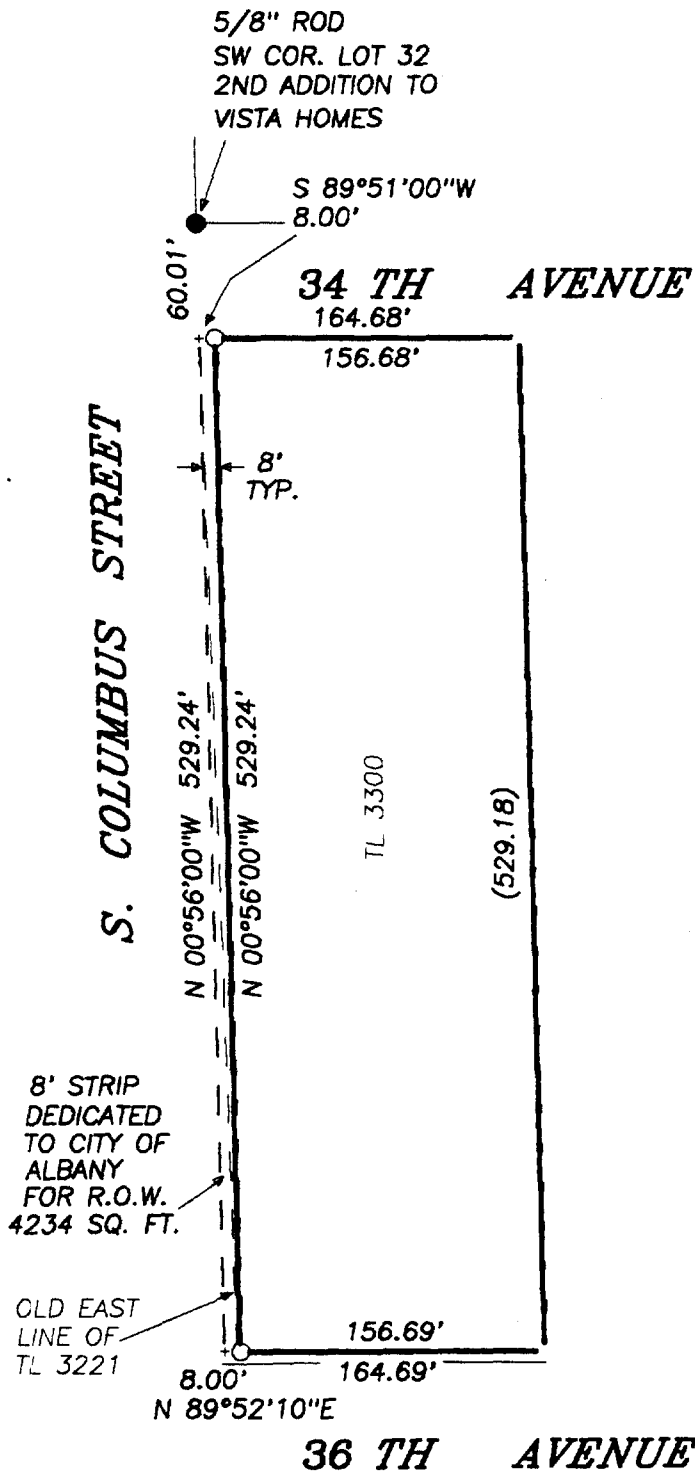
July 30, 1998

RIGHT-OF-WAY DEDICATION

A tract of land being a portion of Lot 3 of Rural Dale, a subdivision in the City of Albany, lying in Section 17, T 11S, R 3W, W.M., Linn County, Oregon, being more particularly described as follows:

Beginning at the intersection of the East right-of-way line of South Columbus Street and the North right-of-way line of 34th Avenue, being also the northwest corner of that certain tract conveyed to James A. Volkman per Microfilm Volume 317, Page 349, Linn County Microfilm Records, lying S 0°56'00" E 60.01 feet from a 5/8" iron rod at the southwest corner of Lot 32, Second Addition to Vista Homes, a subdivision in the City of Albany; thence along the East right-of-way line of South Columbus Street S 0°56'00" E 529.24 feet to the North line of a certain one foot wide strip of land conveyed to the City of Albany per Microfilm Volume 651, Page 742, said Microfilm Records; thence leaving said right-of-way line N 89°52'10" E 8.00 feet to a 5/8" iron rod; thence leaving the boundary of said strip N 0°56'00" W 529.24 feet to a 5/8" iron rod on the South line of said 34th Street right-of-way; thence S 89°51'00" W 8.00 feet to the point of beginning; containing 4,234 square feet, more or less.

EXHIBIT "B"



8
Aug 27 10 01 AM '98

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 MF 968
Linn County Clerk

By *PA*, Deputy PAGE 535

Resolution No. 4000

Recorded Document Recorder File No. 3212