

RESOLUTION NO. 4206

A RESOLUTION ACCEPTING THE FOLLOWING DEDICATION:

Grantor

**M&M Rentals Co., an Oregon Corporation, and
Intermediary, Inc., an Oregon Corporation**

Purpose

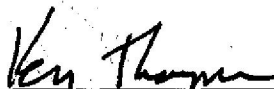
A 5.00-foot wide right-of-way dedication for
transportation purposes, as described on the dedication
deed and shown on Exhibit "B".

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

DATED THIS 8TH DAY OF DECEMBER 1999.


Mayor

ATTEST:



City Recorder

DEDICATION DEED

TAXES: EXEMPT

KNOW ALL MEN BY THESE PRESENTS, that **M & M Rentals Co., An Oregon Corporation and Intermediary, Inc., An Oregon Corporation** hereinafter referred to as the Grantor, does dedicate to the City of Albany for right-of-way purposes a portion of that real property situated in Linn County, State of Oregon, conveyed to Grantor by deed recorded in Microfilm vol. ~~873~~ ¹⁰⁹⁴ -pg. ~~74~~ ³¹⁴, Linn County Deed Records, said dedication being more particularly described as follows:

A portion of land in the Southeast 1/4 of Section 5, Township 11 South, Range 3 West of the Willamette Meridian, in Linn County Oregon, Described as follows:

Beginning at a point South 19°26'00" East 455.93 feet from the intersection of the East line of Lot 1 in Block 4 of Kurre Lakeside Tracts in the City of Albany, Linn County, Oregon and the South right-of-way line of the Southern Pacific Railroad; thence North 62°44'42" East 309.67 feet; thence along a 1065.00 foot radius curve to the left 56.90 feet (chord bears North 61°12'52" East 56.89 feet); thence South 21°38'34" East 5.0 feet more or less to the old right-of-way line of Old Salem Ave.; thence Westerly along said old right-of-way line 367.0 feet more or less to a point South 19°26'00" East of the point of beginning; thence North 19°26'00" West 5.0 feet more or less to the point of beginning.

"See 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.

IN WITNESS WHEREOF, Grantor has hereunto affixed their signatures this 21st day of Sept., 1999.

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

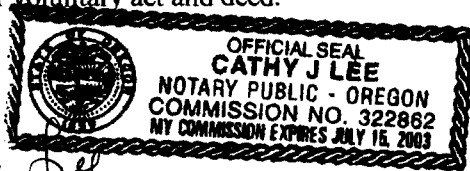
This document is being rerecorded to correct the Microfilm vol number and page number on page one previously recorded in Vol 1079 page 124 on December 14, 1999.

GRANTOR:

[Signature]
Richard M. Mikesell, President
M & M Rentals Co.,
An Oregon Corporation

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

The foregoing instrument was acknowledged before me this 21st day of September, 1999, by Richard M. Mikesell, President of M & M Rentals Co., An Oregon Corporation. as their voluntary act and deed.



Cathy J. Lee
Notary Public for Oregon
My Commission Expires: 7/15/03

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 4206, do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 9 day of December, 1999.

[Signature]
City Manager

ATTEST:
[Signature]
City Recorder

[Signature]
Richard D. Perdue President
Intermediary, Inc.
An Oregon Corporation

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

The foregoing instrument was acknowledged before me this 20th day of September, 1999, by Richard D. Perdue, President of Intermediary, Inc. An Oregon Corporation. as their voluntary act and deed.

Cathy J. Lee
Notary Public for Oregon
My Commission Expires: 7/15/03

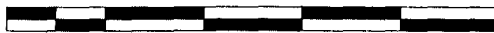




VICINITY MAP
5.00' R.O.W. DEDICATION -- N SIDE OF SALEM AVE.
FROM M&M RENTALS CO. AND INTERMEDIARY INC.
TO CITY OF ALBANY



100 0 100 200 300 400 Feet



Subject Property



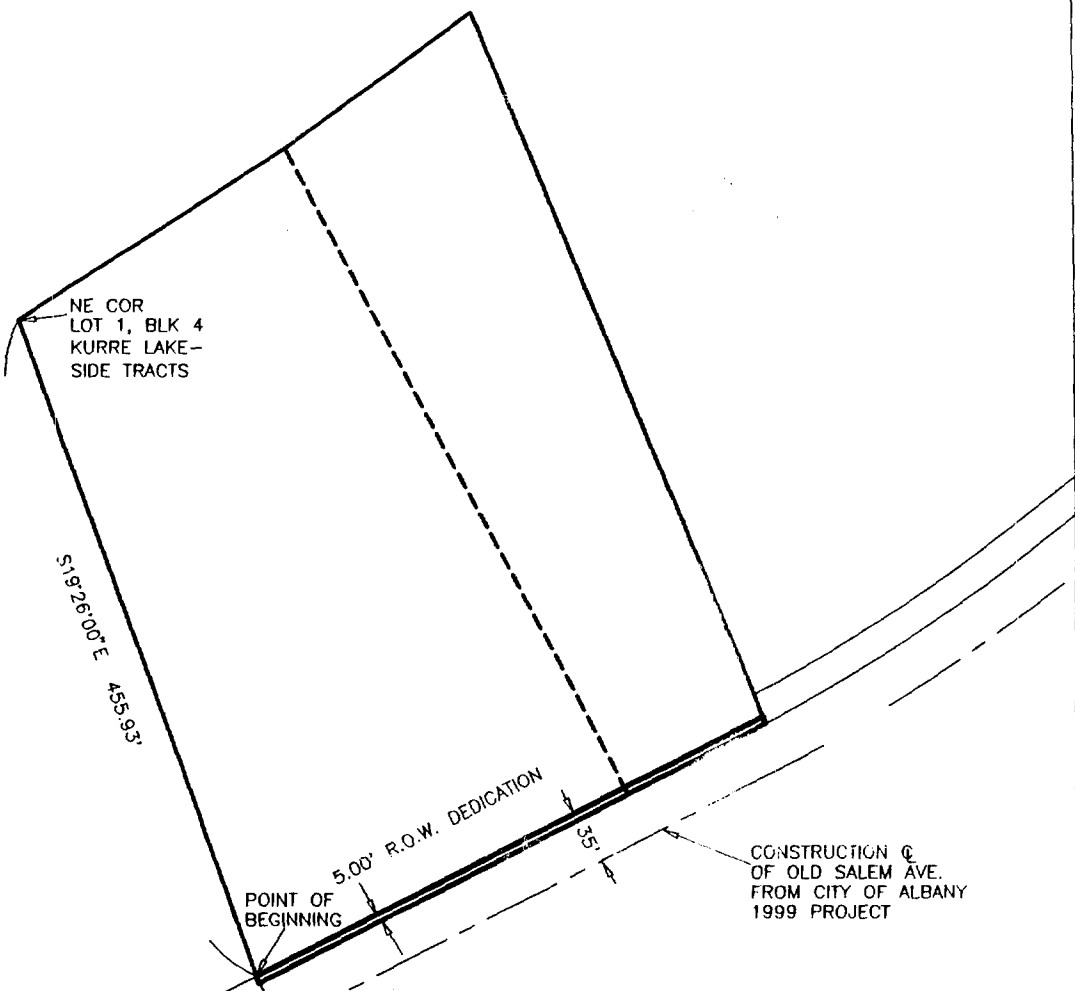
Parcel Boundaries

EXHIBIT B

ADDITIONAL 5 FT. OF RIGHT-OF-WAY ALBANY, LINN COUNTY, OREGON

SCALE: 1" = 100'

JUNE 28, 1999



NE COR
LOT 1, BLK 4
KURRE LAKE-
SIDE TRACTS

S19°26'00"E 455.93'

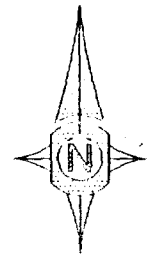
POINT OF BEGINNING
5.00' R.O.W. DEDICATION
35'

CONSTRUCTION OF
OF OLD SALEM AVE.
FROM CITY OF ALBANY
1999 PROJECT

OLD SALEM AVE.

ENGINEER 8072 SURVEYOR 1366

JAMES F. UDELL
ENGINEERING & SURVEYING
63 EAST ASH ST.
LEBANON, OREGON
97355
PH. (541) 451-5125
FAX (541) 451-1366



SCALE: 1"=100'

CUM_ROW

30
FEB 24 2 09 PM '00

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 MF 1091
By *PA*, Deputy PAGE 555

30
DEC 14 1 53 PM '99

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 MF 1079
By *PA*, Deputy PAGE 124

Resolution No. 4206

Recorded Document Recorder File No. 3516