

RESOLUTION NO. 4220

A RESOLUTION ACCEPTING THE FOLLOWING DEDICATION:

Grantor

Oak Creek Park, LLC

Purpose

A 60-foot-wide strip of land for drainage way right-of-way uses, more particularly described in attached EXHIBIT "A," shown in the attached EXHIBIT "B," and located in attached vicinity map.

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

DATED THIS 26TH DAY OF JANUARY 2000.



Council President

ATTEST:



City Recorder

DEDICATION DEED

Taxes: Exempt

KNOW ALL MEN BY THESE PRESENTS, that OAK CREEK PARK, LLC, an Oregon limited liability company, hereinafter referred to as the Grantor, does dedicate to the City of Albany for drainage way right-of-way purposes a portion of that real property situated in Linn County, State of Oregon, conveyed to Oak Creek Park, LLC, by deed recorded in MF 1023-972, Linn County Microfilm Deed Records, said dedication being more particularly described as follows:

An 60.0 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.

IN WITNESS WHEREOF, the Grantor has hereunto affixed their signatures this 10th day of DECEMBER, 1999.

GRANTOR: OAK CREEK PARK, LLC, an Oregon limited liability company

By: [Signature] member Gary D. Williamson, Member

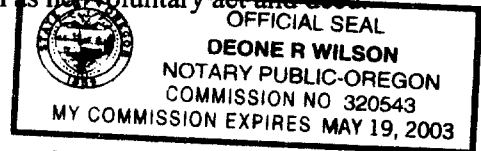
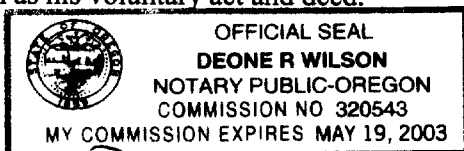
By: [Signature] member Patricia E. Williamson, Member

STATE OF Oregon) County of Marion) ss. City of Salem)

STATE OF Oregon) County of Marion) ss. City of Salem)

The foregoing instrument was acknowledged before me this 14 day of December 1999, by Gary D. Williamson as his voluntary act and deed.

The foregoing instrument was acknowledged before me this 14 day of December 1999, by Patricia E. Williamson as her voluntary act and deed.



[Signature] Notary Public for Oregon My Commission Expires: 5/19/2003

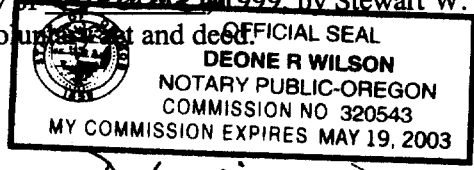
[Signature] Notary Public for Oregon My Commission Expires: 5/19/2003

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

By: Stewart W. Stone, Member
Stewart W. Stone, Member

STATE OF Oregon)
County of Marion) ss.
City of Salem)

The foregoing instrument was acknowledged before me this 14 day of December, 1999, by Stewart W. Stone as his voluntary act and deed.

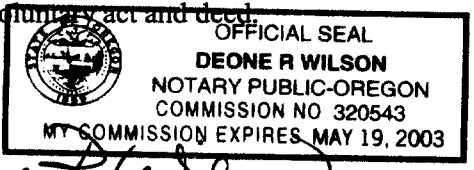


Deone R. Wilson
Notary Public for Oregon
My Commission Expires: 5/19/2003

By: Denise E. Stone, Member
Denise E. Stone, Member

STATE OF Oregon)
County of Marion) ss.
City of Salem)

The foregoing instrument was acknowledged before me this 14 day of December, 1999, by Denise E. Stone as her voluntary act and deed.



Deone R. Wilson
Notary Public for Oregon
My Commission Expires: 5/19/2003

By: The Fowler Family, LLC, Member
By: James W. Fowler, Member
James W. Fowler, Member

STATE OF Oregon)
County of Marion) ss.
City of Salem)

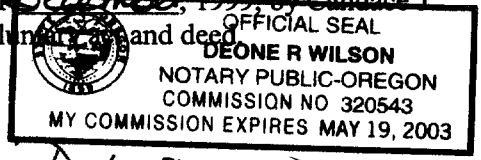
The foregoing instrument was acknowledged before me this 10 day of December, 1999, by James W. Fowler as his voluntary act and deed.

Deone R. Wilson
Notary Public for Oregon
My Commission Expires: 5/19/2003

By: Candace J. Fowler, Member
Candace J. Fowler, Member

STATE OF Oregon)
County of Marion) ss.
City of Salem)

The foregoing instrument was acknowledged before me this 10 day of December, 1999, by Candace J. Fowler as her voluntary act and deed.



Deone R. Wilson
Notary Public for Oregon
My Commission Expires: 5/19/2003

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 4220, do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 26 day of January, 2000.

Steve Bryant
City Manager

ATTEST:

Ken Thompson
City Recorder

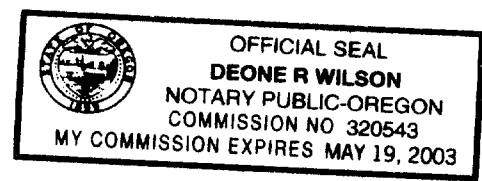


EXHIBIT "A"

60-FOOT WIDE DRAINAGE WAY RIGHT-OF-WAY DEDICATION

A 60-foot wide strip of land dedicated to the City of Albany for a public drainage way right-of-way that is located in a portion of that Oak Creek Park LLC property identified as Tract I by deed recorded in MF Volume 1023, Page 972 of the Linn County Deed Records on April 1, 1999. The herein described strip being located in Section 24, Township 11 South, Range 4 West, Willamette Meridian, Linn County, Oregon, and the centerline of which is more particularly described as follows:

Beginning at a point on the west line of said Tract I which point being North 87°41'00" West 1452.00 feet and North 01°19'41" East 135.23 feet from the southeast corner of Jarvis Briggs Donation Land Claim No. 83 in said township and range; thence North 23°06'29" East 68.93 feet; thence North 41°25'19" East 258.48 feet; thence North 15°47'19" East 361.05 feet; thence North 06°36'58" West 191.80 feet; thence North 10°17'03" East 289.67 feet; thence North 75°45'07" East 95.41 feet; thence North 01°19'54" East 70.22 feet; thence North 42°16'49" East 86.40 feet, more or less to the centerline of the Calapooia River.

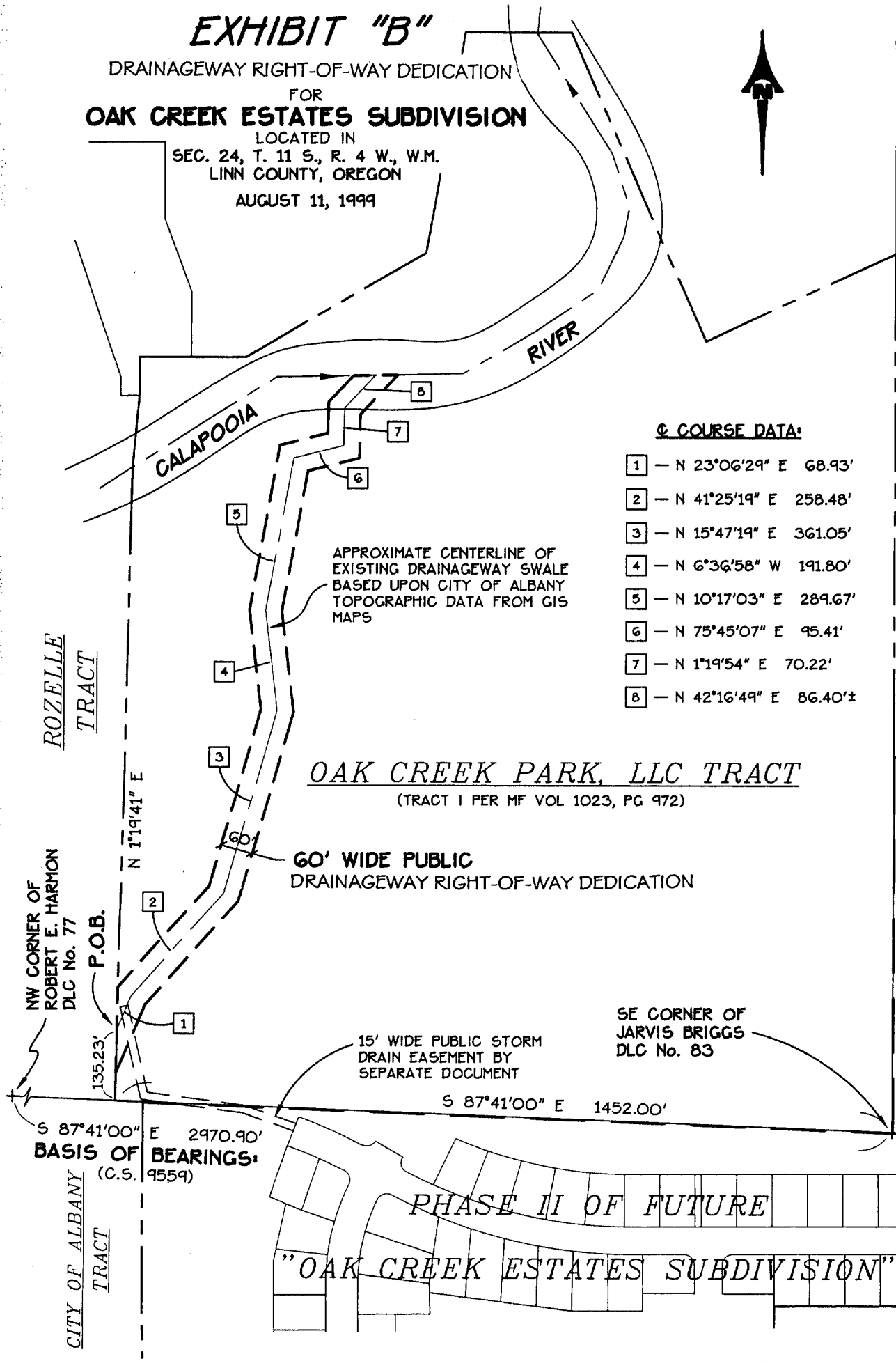
The southwesterly terminus of the herein described dedication strip is the westerly line of said Oak Creek Park LLC Tract I. The northerly terminus is the centerline of the Calapooia River.

The location of the above described centerline is intended to follow an existing drainage swale. The location of the existing drainage swale is based upon City of Albany topographic maps using current GIS information. The herein described dedication is subject to review and potential revision at such time as more precise alignment data becomes available. Said revision will be initiated by the Grantor at no additional cost to the Grantee.

EXHIBIT "B"

**DRAINAGEWAY RIGHT-OF-WAY DEDICATION
FOR
OAK CREEK ESTATES SUBDIVISION**

LOCATED IN
SEC. 24, T. 11 S., R. 4 W., W.M.
LINN COUNTY, OREGON
AUGUST 11, 1999



☉ COURSE DATA:

- 1 - N 23°06'29" E 68.93'
- 2 - N 41°25'19" E 258.48'
- 3 - N 15°47'19" E 361.05'
- 4 - N 6°36'58" W 191.80'
- 5 - N 10°17'03" E 289.67'
- 6 - N 75°45'07" E 95.41'
- 7 - N 1°19'54" E 70.22'
- 8 - N 42°16'49" E 86.40'±

APPROXIMATE CENTERLINE OF
EXISTING DRAINAGEWAY SWALE
BASED UPON CITY OF ALBANY
TOPOGRAPHIC DATA FROM GIS
MAPS

OAK CREEK PARK, LLC TRACT

(TRACT 1 PER MF VOL 1023, PG 972)

**60' WIDE PUBLIC
DRAINAGEWAY RIGHT-OF-WAY DEDICATION**

15' WIDE PUBLIC STORM
DRAIN EASEMENT BY
SEPARATE DOCUMENT

SE CORNER OF
JARVIS BRIGGS
DLC No. 83

NW CORNER OF
ROBERT E. HARMON
DLC No. 77

P.O.B.

CITY OF ALBANY
TRACT

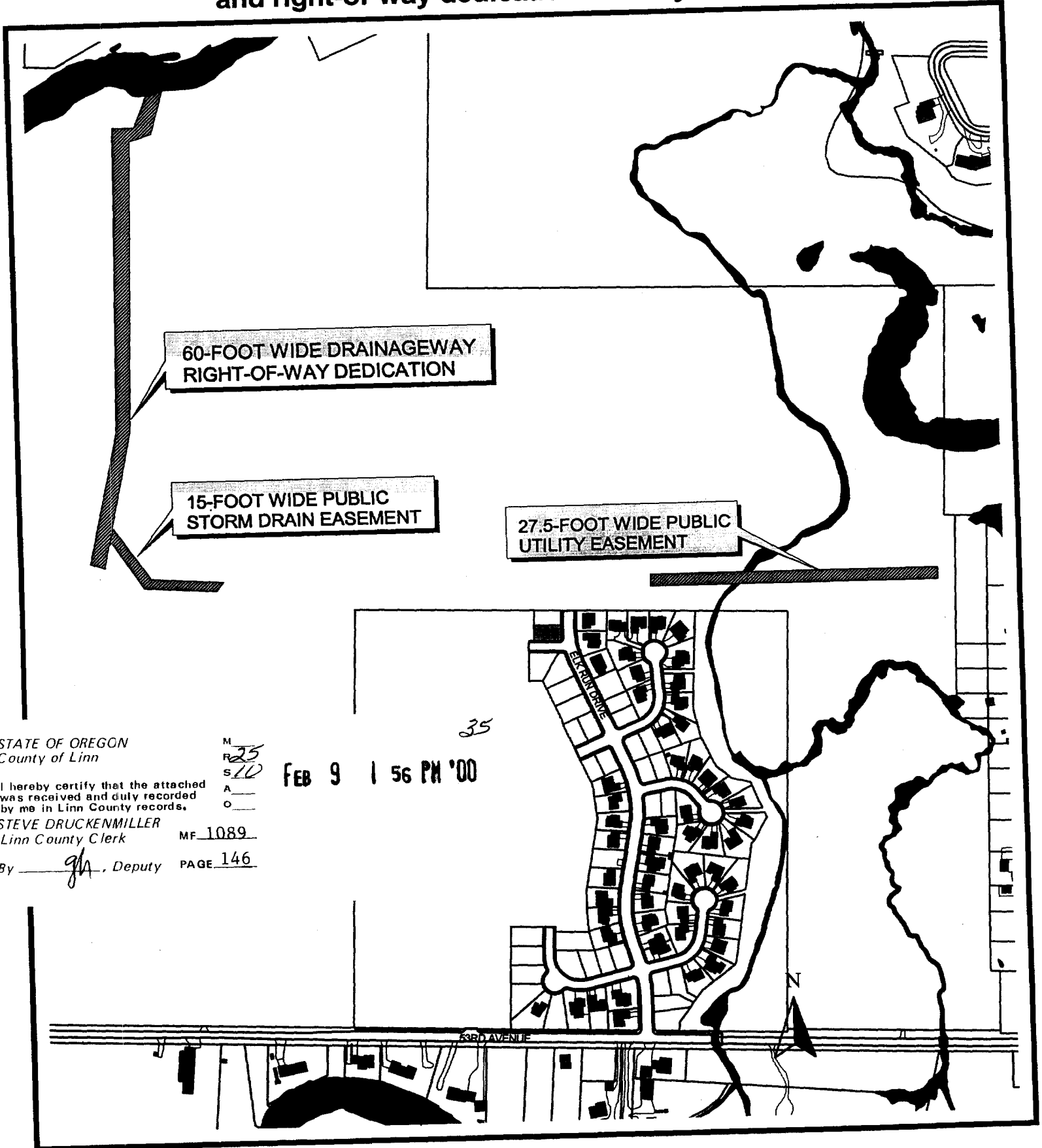
S 87°41'00" E 2970.90'
BASIS OF BEARINGS:
(C.S. 9559)

S 87°41'00" E 1452.00'

PHASE II OF FUTURE

"OAK CREEK ESTATES SUBDIVISION"

Vicinity Map Oak Creek Park public utility easements and right-of-way dedications to City of Albany



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 gh, Deputy

MF 1089

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R 25
S 10
A
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FEB 9 1 56 PM '00

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33RD AVENUE

Resolution No. 4220

Recorded Document Recorder File No. 3543