

RESOLUTION NO. 4683

A RESOLUTION ACCEPTING THE FOLLOWING DEDICATION:

Grantor

**THE GERALDINE MILLER KIMBALL
REVOCABLE LIVING TRUST, Jack E.
Miller, Trustee**

Purpose

A permanent dedication to the City of Albany for street and utility right-of-way purposes described in the attached "Dedication Deed to the City of Albany" and, shown in the attached "Exhibit A".

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

DATED THIS 24TH DAY OF APRIL 2002.



Mayor

ATTEST:



City Recorder

DEDICATION DEED

KNOW ALL MEN BY THESE PRESENTS, that THE GERALDINE MILLER KIMBALL REVOCABLE LIVING TRUST, Jack E. Miller, Trustee, hereinafter referred to as the Grantor, does dedicate to the City of Albany for street and utility 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 Volume 659-255, Linn County Deed Records, said dedication being more particularly described as follows

A portion of that tract of land identified above, as described in the attached legal description labeled "Dedication Deed to the City of Albany" and shown on the attached map labeled "Exhibit A," dedicated to the City of Albany for right-of-way uses

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 \$44,361.20, 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 that may result from the improvements.

IN WITNESS WHEREOF, Grantor has hereunto affixed their signatures this 17 day of APRIL 2002.

GRANTOR: THE GERALDINE MILLER KIMBALL REVOCABLE LIVING TRUST

Jack E. Miller TRUSTEE

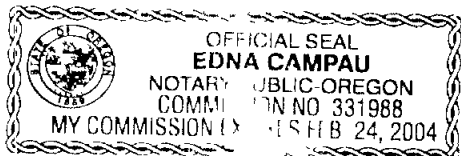
Jack E. Miller, Trustee

STATE OF OREGON)
County of LINN) ss
City of Albany)

The foregoing instrument was acknowledged before me this 17th day of APRIL 2002 by Jack Miller, Trustee, for THE GERALDINE MILLER KIMBALL REVOCABLE LIVING TRUST as their voluntary act and deed.

Edna Campau

Notary Public for Oregon
My Commission Expires: Feb. 24, 2004



CITY OF ALBANY:

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

I, Steve Bryant, City Manager of the City of Albany, Oregon, pursuant to Resolution Number 4683, do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 24th day of April 2002

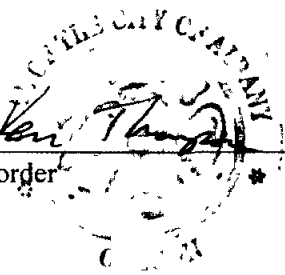
SP Bryant

City Manager

ATTEST

Ken Thompson

City Recorder



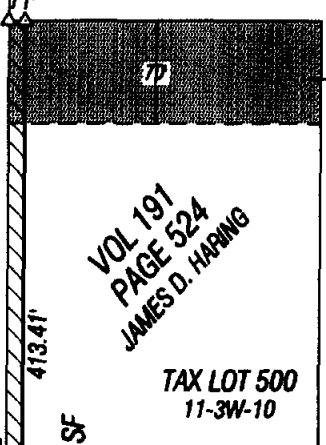
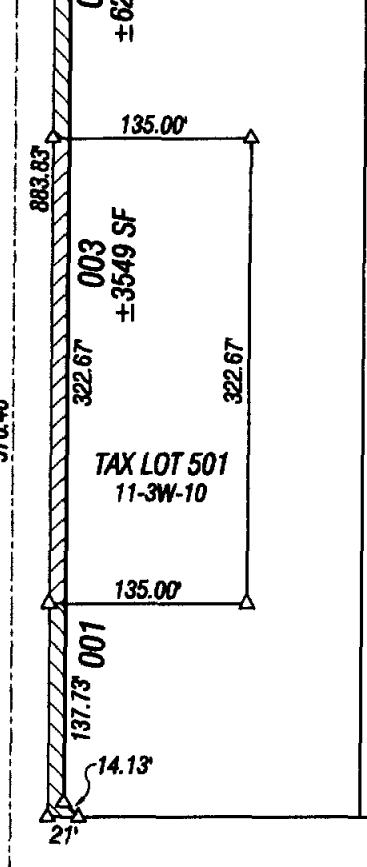
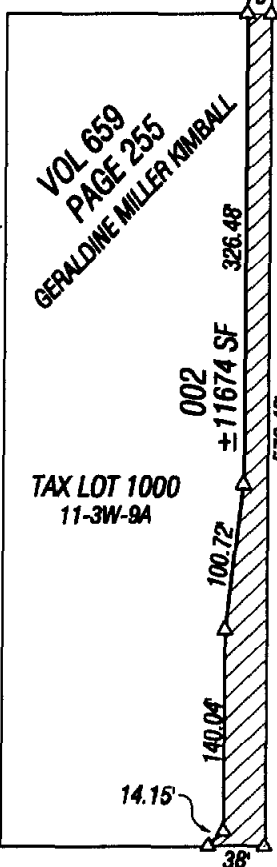
Return to Recorder, P.O. Box 490, Albany, OR 97321



GOLDFISH FARM ROAD CR. NO. 328
RIGHT OF WAY VARIES

70' STORM SEWER EASEMENT
TO THE CITY OF ALBANY
VOL 312, PAGE 76

PROPERTY SUBJECT TO EASEMENT
TO THE STATE OF OREGON RECORDED
IN BOOK 153, PAGE 481, WHICH GRANTS
RIGHT TO ACCESS PROPERTY IN ORDER
TO CLEAN AND LOWER THE CREEK WHICH
RUNS OVER AND ACROSS THE PROPERTY.



U.S. HIGHWAY 20
RIGHT OF WAY VARIES

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Leonard L. Smith

OREGON
SEPTEMBER 28, 1977
LEONARD L. SMITH
1928

RENEWAL 6/30/2002

PacWest
Engineering

1530 NINTH AVE. SE
ALBANY, OR. 97321
TEL 1-800-926-7634
FAX 541-926-7539

Client:
CITY OF ALBANY

Drawn:
M. RUETTIGERS

Calc'd:
M. RUETTIGERS

Field:
N/A

Checked:
B. SMITH

Project:
01-052

Drawing No.:
01-052.DWG

Date:
1/10/02

Scale:
N/A

Page Of
1 1

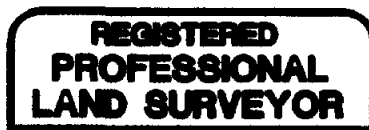
DEDICATION DEED TO THE CITY OF ALBANY

002

A portion of that certain tract of land described in Volume 659, Page 255 of Linn County Deed Records described as follows

Commencing at the Northeast corner of that certain tract of land described in Volume 659, Page 255, thence westerly on the North line of said tract 20 feet to the intersection with the westerly right of way line of Goldfish Farm Road, said point being the **True Point of Beginning**; thence southerly along said westerly right of way 576 48 feet to the intersection with the northerly right of way of U S Highway 20, thence westerly along said northerly right of way 38 00 feet to a point, thence northeasterly leaving said northerly right of way 14 15 feet to a point lying 28 00 feet, when measured at right angles, from said westerly right of way, thence northerly parallel to and 28 00 feet west of said westerly right of way 140 04 feet to a point, thence northeasterly 100 72 feet to a point lying 16 00 feet, when measured at right angles, from said westerly right of way, thence northerly parallel to and 16 00 feet west of said westerly right of way 326 48 feet to a point on the North line of said tract of land, thence easterly 16 00 feet along said north line to the point of beginning, all lying in the NW ¼ of Section 10, Township 11 South, Range 03 West, Willamette Meridian, Linn County, Oregon and containing 11674 square feet, more or less

For reference purposes, this tract of land can be seen on tax assessors map 11-3W-9A tax lot 1000, and on the attached exhibit 'A'



Leonard L. Smith



RENEWAL 6/30/2002

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 *[Signature]* Deputy

M
R 15
S 70
A 77
O

MF 1287

PAGE 342

36

2002 APR 26 P 2: 36

Resolution No. 4683

Recorded Document Recorder File No. 4099