

RESOLUTION NO. 5371

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

Grantor

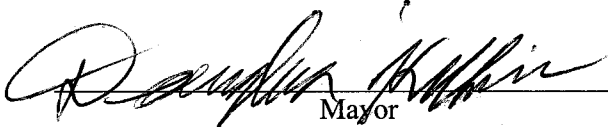
Scenic Development Company, LLC

Purpose

Right-of-way 10 foot radius dedication at Scenic Drive and 24th Avenue NW for Cornerstone Estates subdivision.

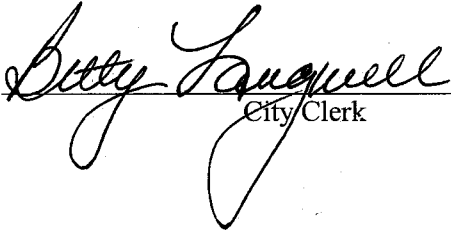
NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that it does hereby accept this right-of-way dedication deed.

DATED AND EFFECTIVE THIS 10TH DAY OF JANUARY 2007.



Mayor

ATTEST:



City Clerk

RIGHT-OF-WAY DEDICATION

KNOW ALL MEN BY THESE PRESENTS, that Scenic Development Company, LLC, hereinafter referred to as Grantor, hereby dedicate to the City of Albany, a Municipal Corporation, hereinafter called "City" for right-of-way purposes, portions of that real property situated in Benton County, Oregon, conveyed to Grantors by deed recorded in M408737-06, Benton County deed records, and being more particularly described as follows:

A 10 foot radius at the southeast corner of 24th and Scenic Drive NW as described in the attached Exhibit A and as shown on the attached maps labeled Exhibits B and C.

The Grantor covenants that they are lawfully seized and possessed of the real property above described and that they have a good and lawful right to convey it or any part thereof and that they will forever warrant and defend the same against all persons who may lawfully claim the same.

The right-of-way dedicated 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.

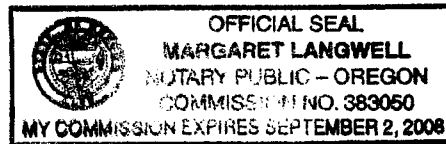
IN WITNESS WHEREOF, the Grantor has hereunto fixed their hand and seal the day and year written below.

GRANTOR:

Jeffrey R. Gould
Jeffrey Gould, Managing Member of
Scenic Development Company, LLC

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

The foregoing instrument was acknowledged before me this 27 day of December, 2006, by Jeffrey Gould, Managing Member of Scenic Development Company, LLC as his/her voluntary act and deed.



Margaret Langwell
Notary Public for Oregon
My Commission Expires Sept. 2, 2008

CITY OF ALBANY:

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

I, Wes Hare as City Manager of the City of Albany, Oregon, pursuant to Resolution Number 5321, do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 10 day of January 2007.

Wes Hare
City Manager

ATTEST:

Betty Langwell
City Clerk

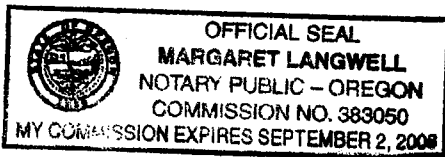
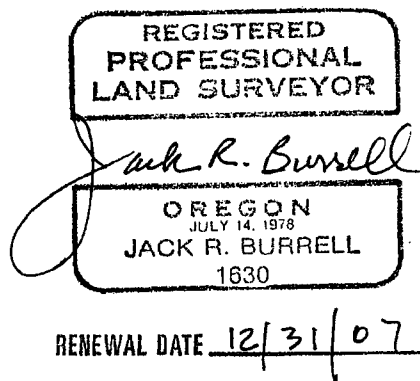


EXHIBIT "A"

Beginning at a 5/8 inch rod on the east right-of-way line of Scenic Drive (a 60 foot wide right-of-way also known as County Road No. 14410) and which point being North 00°13'16" West 87.53 feet from the southwest corner of Parcel 1 of Partition Plat No. 2006-56, a partition of record in Benton County, Oregon; thence North 00°13'16" West, along said east right-of-way line, 9.97 feet to a 1/2 inch pipe on the south right-of-way line of 24th Avenue (a 60 foot wide right-of-way); thence North 89°37'59" East, along said south right-of-way line, 9.97 feet to a 5/8 inch rod; thence along the arc of a 10.00 foot radius curve to the left (chord bears South 44°42'22" West 14.12 feet) a distance of 15.68 feet to the Point of Beginning.



January 2, 2007

EXHIBIT "A"

(05-181-A) JRB:ls

File Ref: nlm/shared documents/legals/05-181-A Exhibit A desc.doc

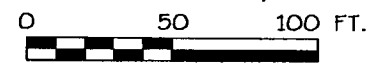
EXHIBIT "B" RIGHT-OF-WAY DEDICATION MAP

LOCATED IN

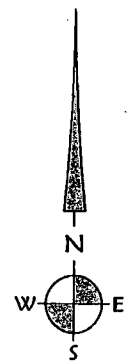
PARCEL 1 OF PARTITION PLAT NO. 2006-56
IN NW 1/4 SECTION 35, T. 10 S., R. 4 W.
W.M., CITY OF ALBANY, BENTON COUNTY, OREGON
JANUARY 2, 2007

REGISTERED
PROFESSIONAL
LAND SURVEYOR
Jack R. Burrell
OREGON
JULY 14, 1978
JACK R. BURRELL
1630

RENEWAL DATE 12/31/07



ORIG. SCALE: 1" = 50'

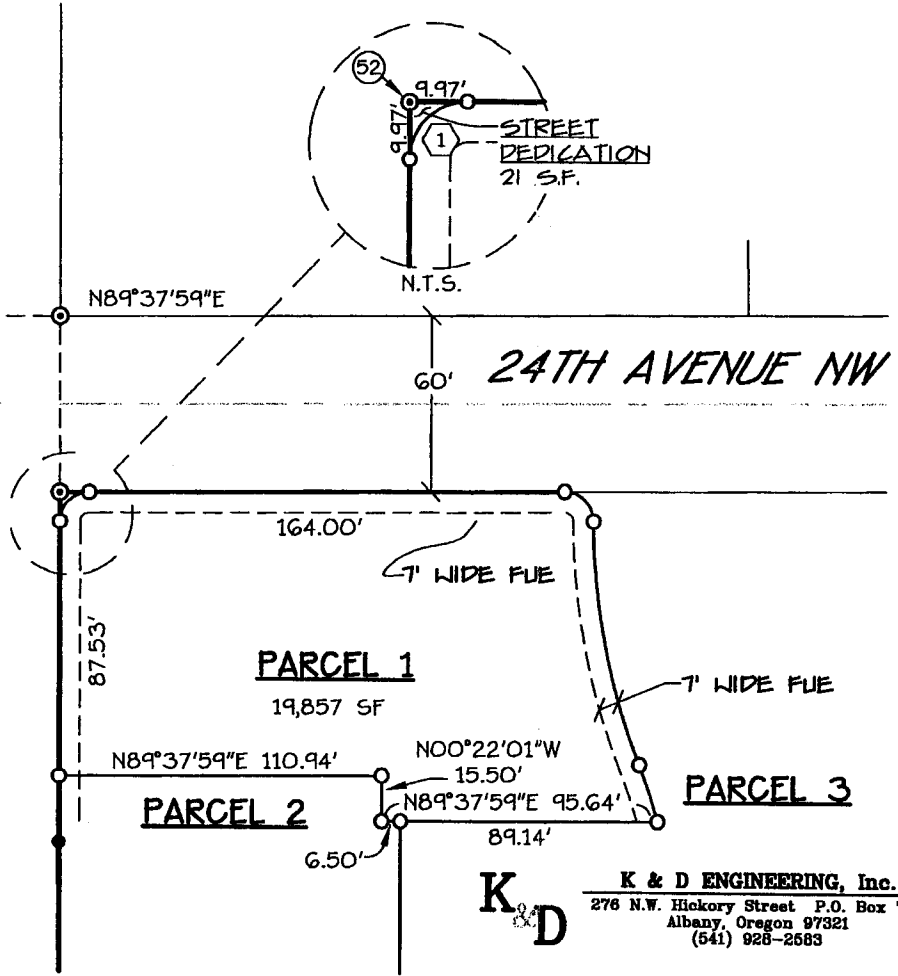


CURVE TABLE

CURVE	RADIUS	LENGTH	CHORD	DELTA
(1)	10.00'	15.68'	S44°42'22"W 14.12'	89°51'15"

Date: 1/2/2007 Time: 12:32
View: EXHIBIT Scale: 1=50
File: p\2005\05-181-A\dwg\181-EX.dwg (Paul C)

SCENIC DRIVE NW C.R. No. 14410



K & D ENGINEERING, Inc.
276 N.W. Hickory Street P.O. Box 726
Albany, Oregon 97321
(541) 928-2583

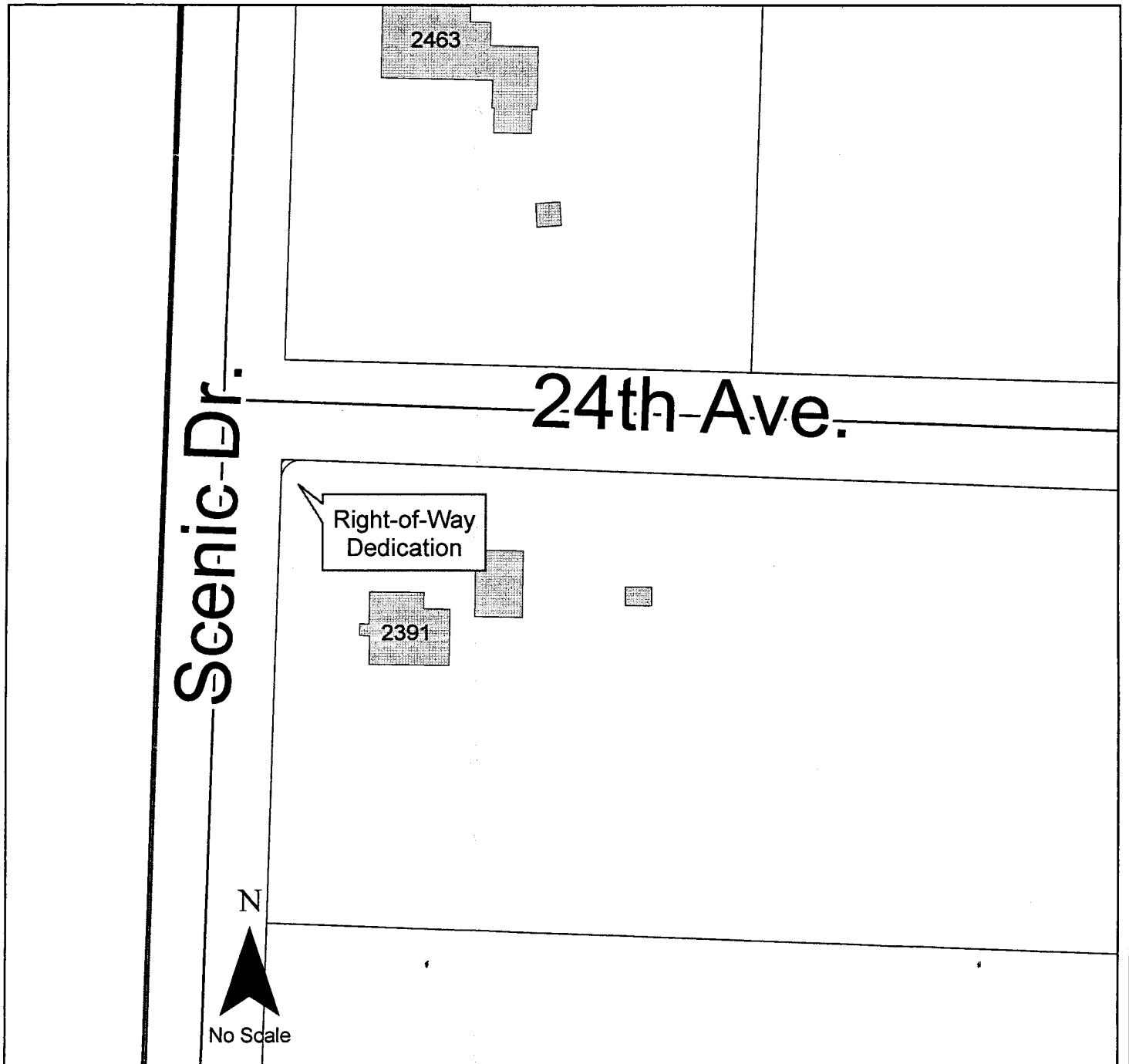
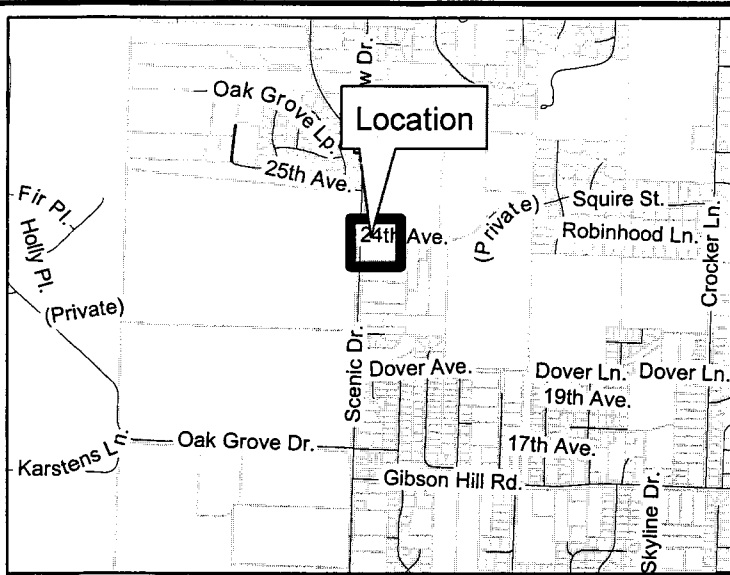
EXHIBIT C

10S04W35AB00400

Right-of-way 10-foot radius
dedication at Scenic Drive
and 24th Avenue NW for
Conerstone Estates
subdivision.



Geographic Information Services



RECORDING COVER SHEET (Please Print or Type)

This cover sheet was prepared by the person presenting the instrument for recording. The information on this sheet is a reflection of the attached instrument and was added for the purpose of meeting first page recording requirements in the State of Oregon, ORS 205.234, and does NOT affect the instrument.

BENTON COUNTY, OREGON **2007-416033**
DE-EAS
Cnt=1 Str=5 MR **01/19/2007 11:29:05 AM**
\$30.00 \$11.00 \$10.00 \$15.00 **\$66.00**



I, James V. Morales, County Clerk for Benton County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.

James V. Morales - County Clerk



AFTER RECORDING RETURN TO:

City of Albany Recorder

PO Box 490

Albany, OR 97321

All Tax Statements Should Be Sent To:

Government Agency - Exempt

1. Name/Title of Transaction - by ORS 205.234 (a)

RIGHT-OF-WAY DEDICATION

2. Grantor/Direct Party - required by ORS 205.125(1)(b) and ORS 205.160

Scenic Development Company, LLC

3. Grantee/Indirect Party - required by ORS 205.125(1)(a) and ORS 205.160

City of Albany

4. True and Actual Consideration (if there is one), ORS 93.030

\$1.00

Resolution No. 5371

Recorded Document Recorder File No. 4866