

RESOLUTION NO. 5950

A RESOLUTION DIRECTING STAFF TO EXECUTE THE ATTACHED PROPERTY LINE ADJUSTMENT CONSOLIDATION DEED:

Grantor

CITY OF ALBANY, OREGON

Purpose

Property Line Adjustment consolidating 2 City of Albany properties into a single property, to comply with a Property Line Adjustment Condition of Approval, which transferred the pedestrian path to the City of Albany.

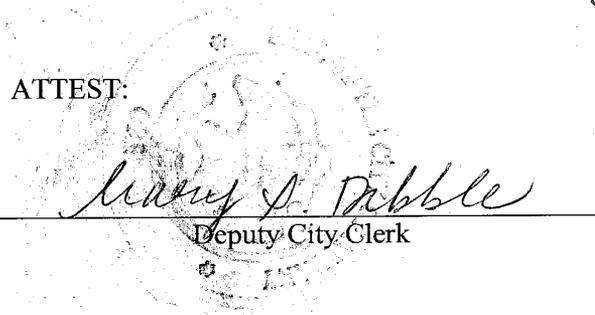
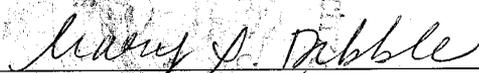
NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that it does hereby authorize staff to execute the attached Property Line Adjustment Consolidation Deed.

DATED AND EFFECTIVE THIS 22ND DAY OF SEPTEMBER 2010.



Mayor

ATTEST:

Deputy City Clerk

PROPERTY LINE ADJUSTMENT CONSOLIDATION DEED

KNOW ALL MEN BY THESE PRESENTS, that the CITY OF ALBANY, OREGON, a municipal corporation, hereinafter called the GRANTOR, hereby conveys the real property described in Exhibit A and depicted on the map on exhibit B, attached hereto and incorporated herein by this reference, to the CITY OF ALBANY, OREGON, a municipal corporation, hereinafter called the GRANTEE, and grantee's heirs, successors and assigns the following described real property, in the County of Linn and State of Oregon, for the purpose of combining existing City of Albany Tax Lot 11S-03W-06CD-05600 with Tax Lot 11S-03W-06CD-11502 which the City of Albany acquired from Ohanamula LLC, pursuant to City of Albany Property Line Adjustment File LA-02-10.

See legal description of reconfigured and combined City of Albany property on attached Exhibit A and map on attached Exhibit B.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

The true and actual consideration paid for this conveyance, stated in terms of dollars, is \$1.00.

In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In Witness Whereof, the grantor has executed this instrument this Oct day of 6th, 2010.

GRANTOR: CITY OF ALBANY

GRANTEE: CITY OF ALBANY

Wes Hare
Wes Hare, City Manager

Stewart Taylor
Stewart Taylor, Assistant City Manager / Finance Director

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

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

This instrument was acknowledged before me on Oct 6, 2010, by Wes Hare, City Manager, for the City of Albany, Oregon.

This instrument was acknowledged before me on Oct 6, 2010, by Stewart Taylor, Assistant City Manager / Finance Director, for the City of Albany, Oregon.

Mary A. Dibble
Notary Public for Oregon
My Commission Expires: 12/5/12

Mary A. Dibble
Notary Public for Oregon
My Commission Expires: 12/5/12

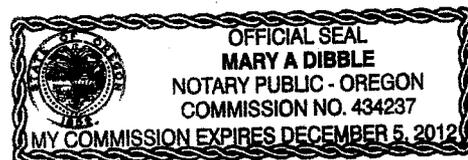
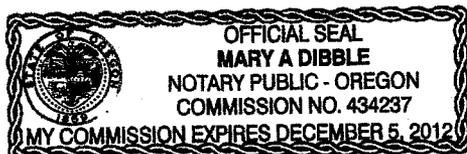


Exhibit A

Legal Description of Consolidated Property

(Tax Lot 11S-03W-06CD-05600) Parcel 1 of that property conveyed to the City of Albany from Burlington Northern (Oregon-Washington) Inc., by a Quitclaim Deed recorded on July 9, 1984 in Linn County Microfilm Deed Records Volume 363, Page 427;

together with

(Tax Lot 11S-03W-06CD-11502) Tracts 1 and 2, conveyed to the City of Albany from Ohanamula LLC, as described in Exhibit "A" of the Statutory Warranty Deed recorded in Linn County Deed Records 2010-11685 on July 22, 2010.

As shown on the attached map labeled Exhibit B.

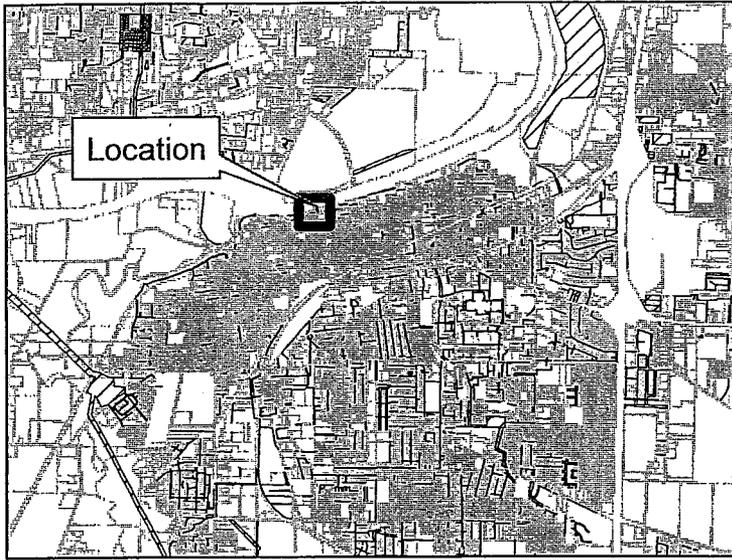


EXHIBIT B

11S03W06CD05600 and
11S03W06CD11502

Property Line Adjustment consolidating two City of Albany properties into a single property, to comply with a Property Line Adjustment Condition of Approval which transferred the pedestrian path to the City of Albany.



Geographic Information Services

