

RESOLUTION NO. 6292

A RESOLUTION DIRECTING STAFF TO EXECUTE THE ATTACHED ABANDONMENT AND TERMINATION OF EASEMENT DOCUMENT:

Grantor: **City of Albany**

Purpose

Grantee: **LESLIE RAE TUFTIN**

Releasing the southern 95 feet of a sewer easement as part of the Les Schwab Tires redevelopment project. The public sewer main is being converted into a private sewer service.

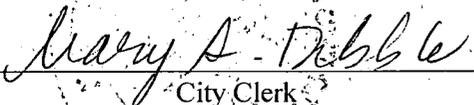
NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that it does hereby direct staff to execute the attached Abandonment and Termination of Easement Document.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon passage by the Council and approval by the Mayor.

DATED AND EFFECTIVE THIS 11TH DAY OF DECEMBER, 2013.


Mayor

ATTEST:


City Clerk



After Recording Return to:

City of Albany
P.O. Box 490
Albany, OR 97321

ABANDONMENT AND TERMINATION OF EASEMENT DOCUMENT

KNOW ALL PEOPLE BY THESE PRESENTS, that THE CITY OF ALBANY, a municipal corporation, does hereby abandon and terminate a portion of the following easement, described as follows, to wit:

Legal Description

A portion of the Public Utility Easement recorded in Volume 68 Page 928 of Linn County, Oregon Deed Records. See legal description on attached Exhibit A and maps on attached Exhibits B and C.

To Have and to Hold the same unto said CITY OF ALBANY, OREGON and its successors and assigns forever.

IN WITNESS WHEREOF, the CITY OF ALBANY, OREGON has executed this instrument this 12 day of Dec, 2013.

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 6292, do hereby execute this instrument on behalf of the City of Albany, pursuant to the terms thereof this 12 day of Dec 2013.



Wes Hare
City Manager

ATTEST:

Mary A. Dibble
City Clerk

Exhibit A

Legal Description of portion of Sewer Easement being Terminated/Abandoned

The Southern 95 feet of the 210 foot portion of a 10.00 foot wide easement that was granted to the City of Albany by a deed recorded in Linn County, Oregon Microfilm Deed records Volume 68 Page 928, the west line of said 10.00 foot wide terminated sewer easement being more particularly described as follows:

Beginning at a point which is S 70°11'11" E 49.82 feet from the Northwest Corner of Lot 4, Block 3 Glendorr Addition, Albany Oregon, said point being the northwest corner of the Leslie Rae Tuftin property described in Linn County, Oregon, Deed Records Book 327 Page 427; thence S 19°47'00" W, 115 feet along the western property line of said Leslie Rae Tuftin property to the **TRUE POINT OF BEGINNING**; thence continuing S 19°47'00" W 95 feet along the west property line of said Leslie Rae Tuftin property to the terminus of the herein described easement being abandoned. As shown on the attached maps labeled Exhibits B and C, attached hereto and incorporated herein this description.

Exhibit B - Easement Release Map

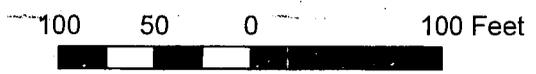
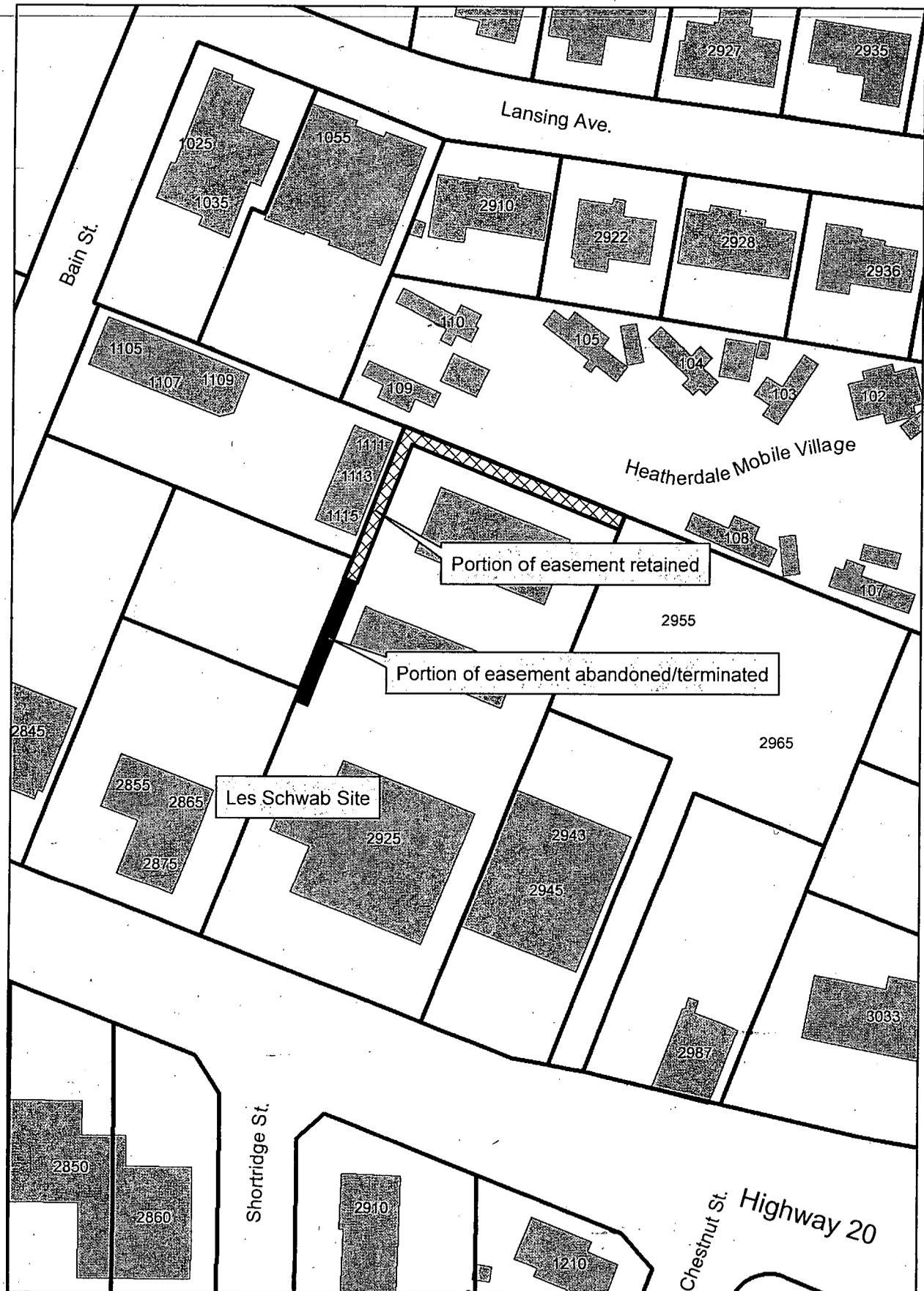


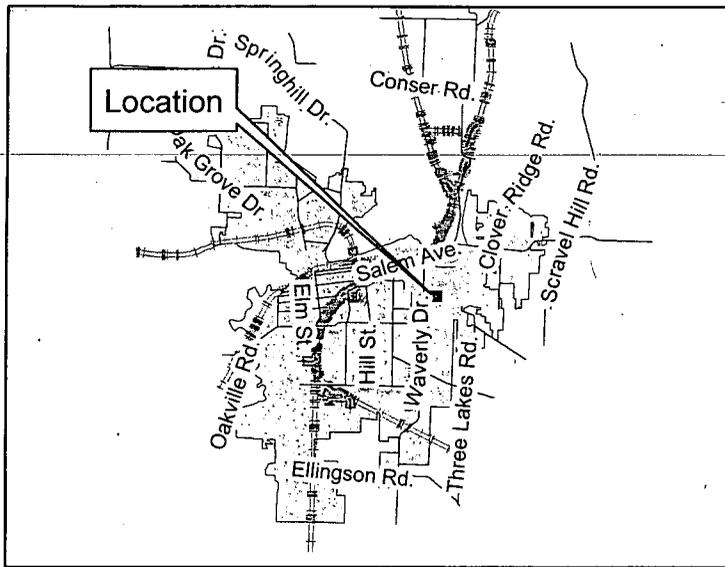
EXHIBIT C

11S03W09BB01201

Releasing the southern 95 feet of a sewer easement as part of the Les Schwab Tires redevelopment project. The public sewer main is being converted into a private sewer service.



Geographic Information Services



LINN COUNTY
Recording Cover Sheet
All Transactions, ORS: 205.234

LINN COUNTY, OREGON **2013-19894**
E-REL
Cnt=1 Stn=1 COUNTER **12/16/2013 01:58:40 PM**
\$25.00 \$11.00 \$15.00 \$19.00 \$10.00 **\$80.00**



00217138201300198940050052

I, Steve Druckenmiller, County Clerk for Linn County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.



Steve Druckenmiller - County Clerk

After Recording Return To:

City of Albany City Clerk

PO Box 490

Albany, OR 97321

All Tax Statements Should Be Sent To:

Leslie Rae Tuftin

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

Abandonment and Termination of Easement Document

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

City of Albany

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

Leslie Rae Tuftin

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

\$0