

H3.

RESOLUTION NO. 1948

WHEREAS, the following have conveyed an easement to the City of Albany, Oregon, for access to and maintenance of the Cox Creek Storm Drain:

<u>Grantor</u>	<u>Purpose</u>
Robert G. Mitchell	maintenance of storm drain.


NOW, THEREFORE, BE IT RESOLVED by the Mayor and Albany City Council that this easement be accepted on behalf of the City of Albany.

DATED THIS 22ND DAY OF MARCH, 1978.

  
MAYOR

ATTEST:

  
CITY RECORDER



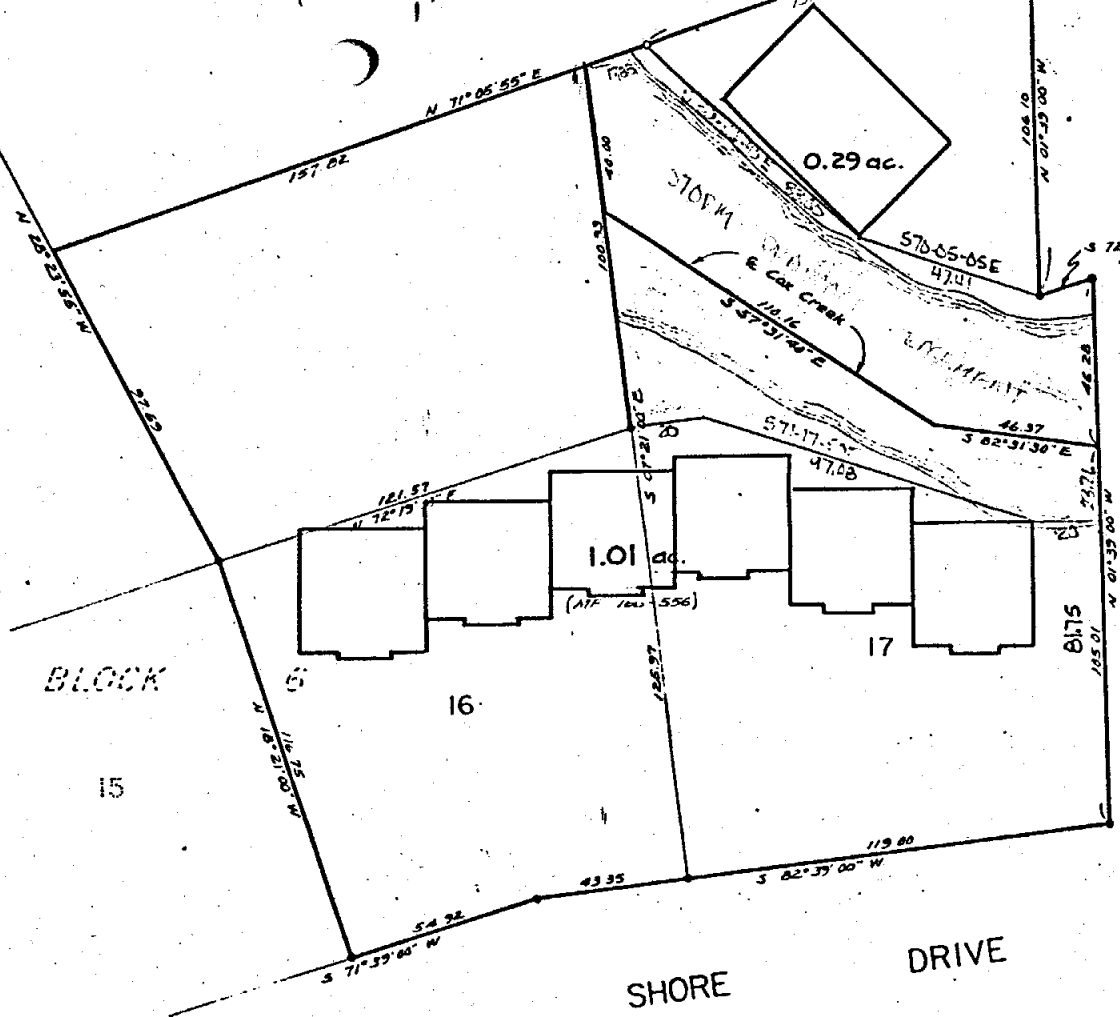
BASED ON PLAT OF FREEWAY ADDITION

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR  
*Kenneth M. Wightman*  
CREATED BY  
KENNETH M. WIGHTMAN II  
942



ENGINEERING SERVICES, INC.  
1000 ...  
...  
...  
...  
...

71



AIRPORT

6

913

1-17

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That Robert G. Mitchell

hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by City of Albany, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Linn and State of Oregon, described as follows, to-wit:

Storm Drainage Easement - Robert G. Mitchell to City of Albany

An easement for the access to and maintenance of to the existing location of Cox Creek, as it passes westerly from Airport Road to Waverly Lake and more particularly described as follows:

Beginning at the northeast corner of Lot 17 of Block 6 in FREEWAY ADDITION to the City of Albany, Linn County, Oregon; and running thence South 88°21'00" West a distance of 20.00 feet; thence North 71°17'50" West 97.08 feet; thence South 82°39'60" West 20.00 feet to the northwest corner of said Lot 17; thence North 7°21'00" West along the extension of the west line of said Lot 100.93 feet; thence North 71°05'55" East 17.88 feet to a 5/8 inch iron rod; thence South 50°56'40" East 83.00 feet; thence South 70°05'05" East 49.41 feet to the westerly right-of-way of Airport Road; thence North 72°17'30" East 15.61 feet; thence South 1°39'00" East 69.54 feet to the true place of beginning.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the, said grantee and grantee's heirs, successors and assigns forever.

And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances

and that grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

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

However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration (indicate which). (The sentence between the symbols @, if not applicable, should be deleted. See ORS 93.030.)

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 day of 19; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors.

executed by a corporation, (fix corporate seal)

Robert G. Mitchell

STATE OF OREGON, County of Linn, ss. March 13, 1978

Personally appeared the above named Robert G. Mitchell

and acknowledged the foregoing instrument to be voluntary act and deed.

(OFFICIAL SEAL)

Notary Public for Oregon My commission expires: 12-14-79

STATE OF OREGON, County of ss. 19

Personally appeared and who, being duly sworn, each for himself and not one for the other, did say that the former is the president and that the latter is the secretary of

a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Notary Public for Oregon My commission expires:

(OFFICIAL SEAL)

Form fields for GRANTOR'S NAME AND ADDRESS, GRANTEE'S NAME AND ADDRESS, NAME, ADDRESS, ZIP, and a note: Until a change is requested all tax statements shall be sent to the following address.

STATE OF OREGON, County of ss.

I certify that the within instrument was received for record on the day of 19, at o'clock M., and recorded in book on page or as file/reel number. Record of Deeds of said county. Witness my hand and seal of County affixed.

SPACE RESERVED FOR RECORDERS USE

Recording Officer By Deputy