

RESOLUTION NO. 3491

TITLE: A RESOLUTION DECLARING THE ENTIRE ASSESSMENT ACCOUNT BALANCE WITH ACCRUED INTEREST AND COSTS LEVIED ON PROPERTIES LOCATED WITHIN THE CITY OF ALBANY AS SPECIFICALLY DESCRIBED IN EXHIBIT "A", PRESENTLY DUE AND OWING AND ORDERING IMMEDIATE PAYMENT FROM THE OWNER THEREOF.

WHEREAS, the City Council has authorized certain public improvements in the City which have benefited certain property owners; and

WHEREAS, the City Council has provided a method for benefited property owners to finance said improvements through the provisions of ORS Chapter 223 commonly referred to as the "bankroft bonding Act"; and

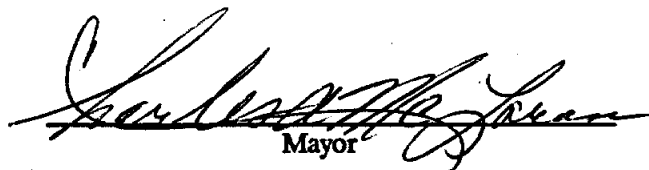
WHEREAS, certain benefited property was assessed accordingly, and more specifically, the property as set forth in Exhibit "A" attached hereto and by this reference incorporated herein with Exhibit "A" more particularly setting forth the name and address of the assessed owner of the property, a property description by tax lot number and metes and bounds or lot and block descriptions, the account number under which the property is assessed and the assessment number, current information concerning a billing date, last payment, and the total amount to pay off the entire amount of assessment with accrued interest; and

WHEREAS, the owners of the separate properties have applied to the City to make assessment payments in installments under the Bancroft Bonding Act and have failed to make installment payments as required under the Bancroft Bonding Act notwithstanding notice to do so by the City of Albany Finance Department.

NOW, THEREFORE, BE IT RESOLVED by the City of Albany, Oregon, that the entire balance of the separate assessments on real property as shown on Exhibit "A" attached hereto and by this reference incorporated herein is hereby accelerated and made presently due and payable. The owners of the separate properties are ordered to pay forthwith the entire balance of the principal of said assessment together with an amount equalling accrued interest and penalty of 10% on unpaid delinquent principal and interest: total sum now due and payable as to each property is shown in the last column on Exhibit "A" entitled "Payoff Amount as of April 13, 1995".

BE IT FURTHER RESOLVED, that the City staff is hereby authorized to proceed with the collection procedure, outlined in Oregon Revised Statutes, Chapter 223 and foreclose on said property if the balance of the assessment is not paid within 10 days of service by mailing of a certified copy of this resolution upon the owners of said property. Said 10 day period shall commence upon deposit of a certified copy of this resolution in the mail to the last known address of the owner as stated on the application to pay in installments.

DATED THIS 29TH DAY OF MARCH, 1995.


Mayor

ATTEST:


Deputy City Recorder



FORECLOSURE LIST

EXHIBIT 'A'

City of Albany -- Resolution

Prepared 3-21-95 Page 1

OWNER NAME/ADDRESS	PROPERTY DESC.	ACCOUNT#	ASNUM	BILLDATE	LASTPYMT	FC STATUS	CURRENT DELINQUENCY	PAYOFF AMT AS OF 4-13-95
Savage, Donald W. Savage, Christine M. 722 Stinson Street Independence, OR 97351	Tax Data #243158 Acreage 10-4W-35DA-00301 2880 Gibson Hill NW	SS90070307 COST 392	6787 7725	10/14/94	00/00/00	23 93	\$5,611.62 261.85 (Apr. incl.)	\$34,743.22 261.85
Lot Total.....		AInum = 3906					\$5,873.47	\$35,005.07
Oregon State Veterans' Dept. Martin, Victoria & Luther 3811 25th Avenue NW Albany, OR 97321	Tax Data #011498 Princeton Heights B-02 L-07 10-4W-26CD-01200 3811 25th Ave NW	SS90070174 SSD5056039 COST 393	6654 7393 7726	03/14/95 03/09/95	00/00/00 00/00/00	23 93 21 93	\$1,171.22 167.53 209.50 (Apr. incl.)	\$ 7,226.19 1,120.90 209.50
Lot Total.....		AInum = 3773					\$1,548.25	\$ 8,556.59
Sandra K. Shorey PO Box 4309 Sun River, OR 97707	Tax Data #017453 Acreage 10-4W-36BB-00100 Land only/Crocker Ln	SS90070373 COST 394	6853 7727	03/14/95	07/19/93	21 93	\$4,799.11 232.00 (Apr. incl.)	\$31,835.45 232.00
Lot Total.....		AInum = 3973					\$5,031.11	\$32,067.45

METES AND BOUNDS DESCRIPTIONS - PROPERTIES NOT PLATTED AS LOT & BLOCK

Exhibit 'A', Page 2

3-21-95

**Savage, Donald W.
10-4W-35DA-00301**

Beginning at a 1/2 inch iron rod at the Southwest corner of that parcel as conveyed to Glenn R. Molett, et ux, and described in deed recorded in Book 164, Page 632, Deed Records of Benton County, Oregon, which rod is 25.646 chains North, along the Section line, and 5.50 chains West of the Southeast corner of Section 35, Township 10 South, Range 4 West of the Willamette Meridian, Benton County, Oregon; thence South 89°37'40" West a distance of 417.04 feet to a 5/8 inch iron rod; thence North 0°10'30" West a distance of 602.12 feet to the North Line of that parcel described in deed recorded in Book 181, Page 741, of said Deed records: thence East, along the North line of said last mentioned parcel, a distance of 416.96 feet to the Northwest corner of said Mollett parcel; thence South 0°11' East a distance of 599.41 feet to the point of beginning.

**Shorey, Sandra K.
10-4W-36BB-00100**

Beginning at a point which is N. 29.23 chains distant from the S.W. corner of the D.L.C. of Gallatin Adkins, known on the plat of the U.S. Survey at Not. No. 1743, Claim No. 79 and No. 43, in T. 10 S. of Ranges 3 and 4 W. of the W.M., Oregon, and running from thence W. 9.74 chains; thence N. 15.17 chains; thence E. 11.25 chains; thence S. 15.17 chains; thence W. 1.51 chains to the place of beginning, containing 17 acres.

EXCEPTING from the above described premises that portion thereof conveyed to W.I. Rudd on November 28, 1911, and described as follows: Beginning at a point which is 44.40 chains N. and 9.74 chains W. of the S.W. corner of the D.L.C. of Gallatin Adkins known on the plat of the U.S. Surveys at Not. No. 1743, Claims No. 79 and No. 43 in T. 10 S. of Ranges 3 and 4 W. of the W.M., Oregon, and running from said beginning point E. 11.25 chains; thence S. 6.222 chains; thence W. 11.25 chains; thence N. 6.222 chains to the place of beginning, containing 7 acres, situated in Benton County, State of Oregon. Containing in the land hereby conveyed 10 acres, more or less, situated in Benton County, State of Oregon.

EXCEPTING that certain strip heretofore deeded to Benton County for road purposes and that certain one acre parcel previously deeded to Ronald H. & Sandra Dittmer.

EXCEPTING that portion conveyed by Warranty Deed to Larry A. and A. Colleen Morgan on March 14, 1977, recorded as M-77019, Microfilm Records of Benton County, Oregon; and that portion deeded to Lonnie R. Ford & Ella Lee Ford on June 13, 1979, recorded as M-5423-79, Microfilm Records of Benton County, Oregon.

BENTON COUNTY

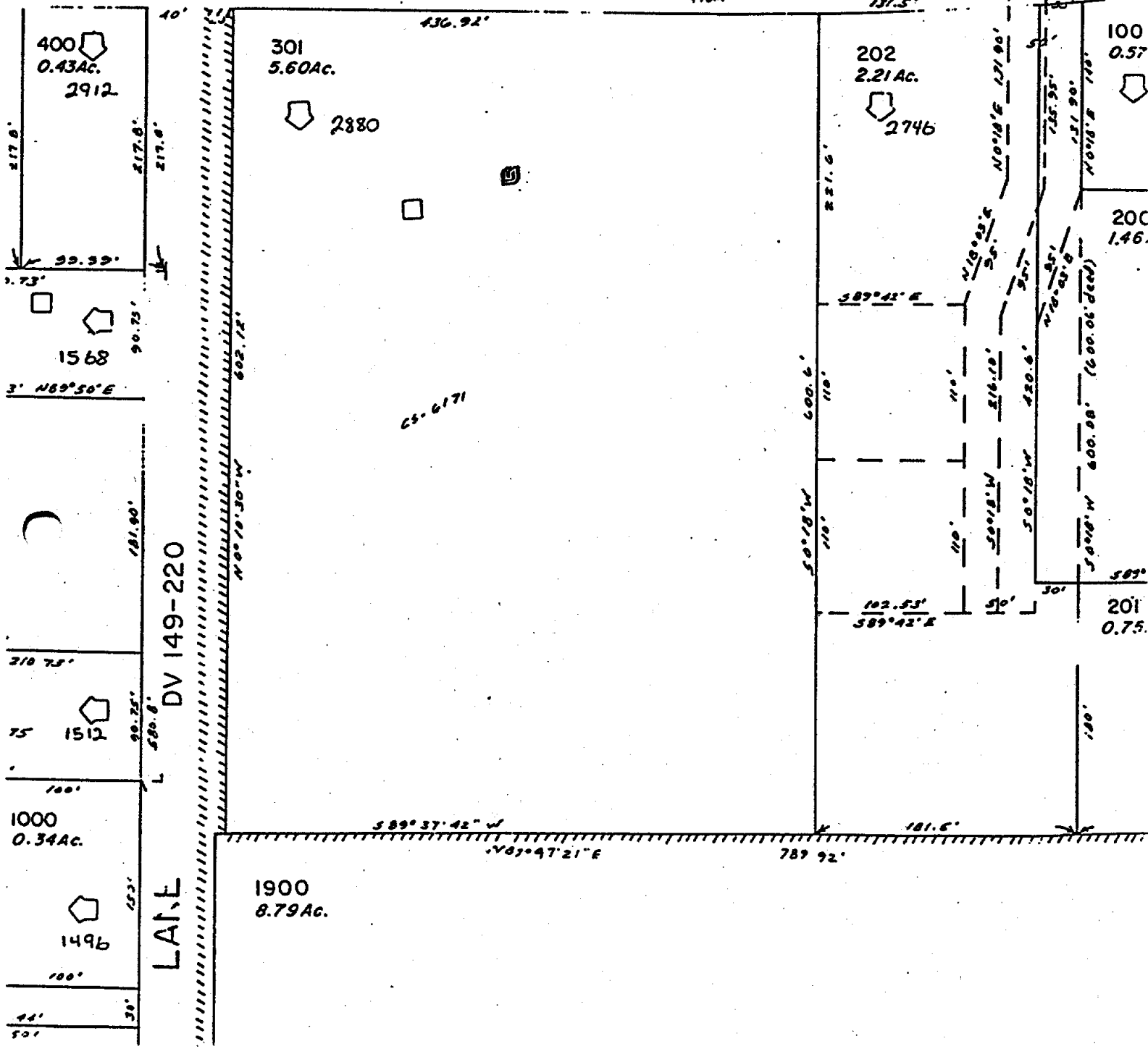
1"=100'

MAP: 10-4W-35DA

SEE MAP IO 4 35AD



GIBSON HILL DRIVE



400
0.43Ac.
2912

301
5.60Ac.

202
2.21Ac.

100
0.57

2880

2746

200
1.46

1568

CS-6171

LANE DV 149-220

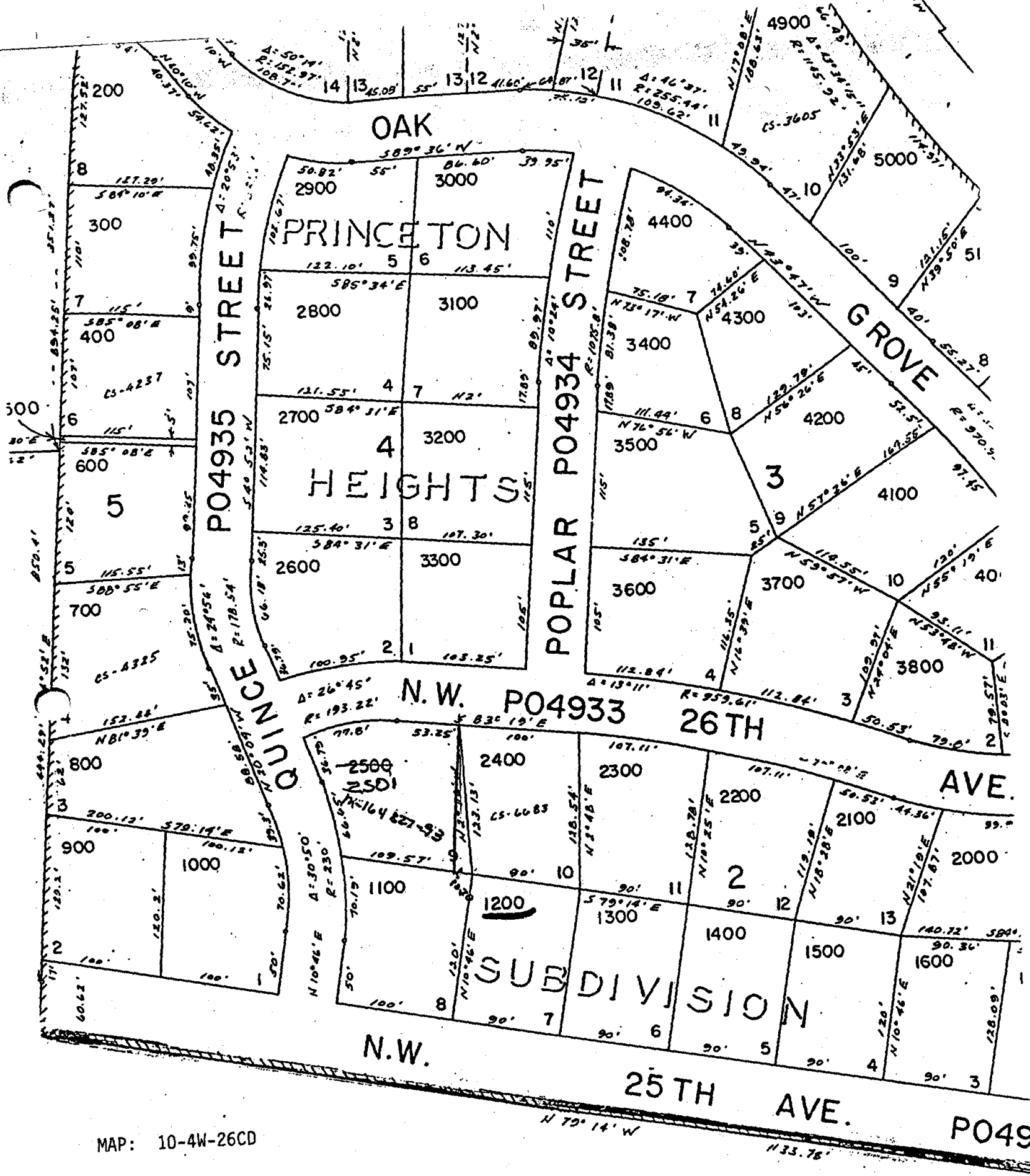
1512

1000
0.34Ac.

1496

1900
8.79Ac.

201
0.75

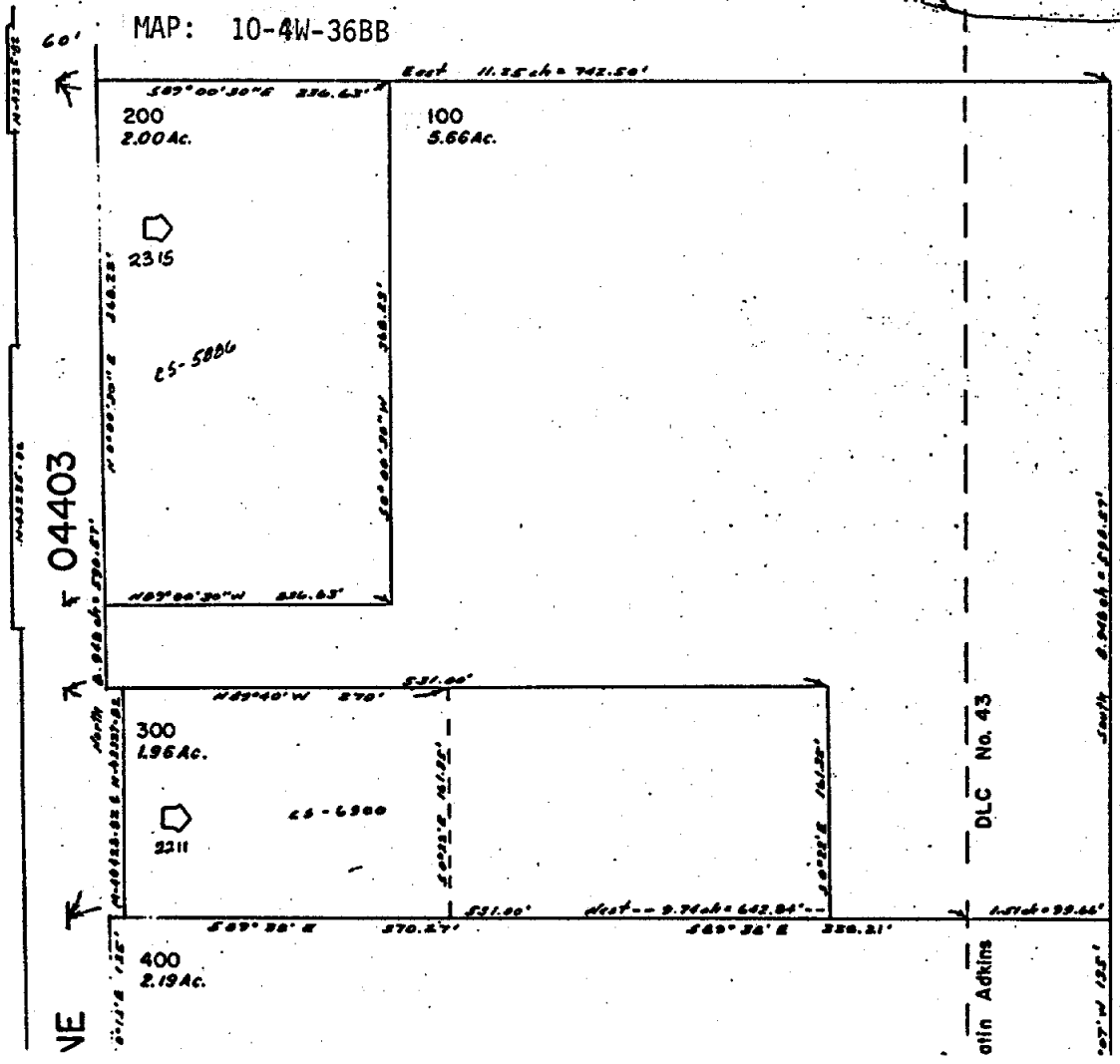


MAP: 10-4W-26CD

P049

SEE MAP IO 4 36

MAP: 10-4W-36BB



EE MAP IO 4 36