

RESOLUTION NO. 3774

A RESOLUTION ACCEPTING THE FOLLOWING DEDICATION:

Grantor

F. Wayne O'Hern and Nancy L. O'Hern

Purpose

Dedication provides needed street right-of-way for realigning the Queen Avenue and Marion Street intersection and for providing a new traffic signal at this location.

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that it does hereby accept this dedication.

DATED THIS 9TH DAY OF APRIL 1997.


Mayer

ATTEST:


City Recorder

DEDICATION DEED

KNOW ALL MEN BY THESE PRESENTS, that Wayne and Nancy O'Hern, hereinafter referred to as the Grantor, does dedicate to the City of Albany for street and utility right-of-way purposes, all that real property situated in Linn County, State of Oregon, described as follows:

Two parcels of land located in the southeast one-quarter (1/4) of Section 7, Township 11 South, Range 3 West, Willamette Meridian, City of Albany, Linn County, Oregon, more particularly described as below and as shown on the attached map labeled Exhibit A.

1. Commence at a point on the easterly right-of-way of Howard Drive, said point being the northwesterly corner of that parcel granted to Wayne and Nancy O'Hern and described in Linn County Deed Records Volume 41, Page 513; thence south 45° 18' 27" east 11.91 feet along said easterly right-of-way to the true point of beginning; thence on the arc of a 5.00 foot radius curve to the left (chord bears south 76° 40' 04" east 5.20 feet) a distance of 5.47 feet; thence on the arc of a 43.00 foot radius curve to the right (chord bears south 43° 26' 52" east 77.67 feet) a distance of 96.92 feet; thence on the arc of a 60.00 foot radius curve to the right (chord bears north 47° 34' 24" west 4.73 feet) a distance of 4.73 feet; thence north 45° 18' 27" west 77.34 feet to the true point of beginning; said right-of-way containing 1,483 square feet, more or less.

2. Beginning at a point on the westerly right-of-way of Marion Street, said point being the northeasterly corner of that parcel granted to Wayne and Nancy O'Hern and described in Linn County Deed Records Volume 41, Page 513; thence south 12° 00' 53" west 52.13 feet along said westerly right-of-way; thence continue along said westerly right-of-way on the arc of a 60.00 foot radius curve to the right (chord bears south 39° 09' 50" west 54.76 feet) a distance of 56.86 feet; thence on the arc of a 382.00 feet radius curve to the right (chord bears north 37° 49' 58" east 2.37 feet) a distance of 2.37 feet; thence on the arc of a 219.50 foot radius curve to the left (chord bears north 27° 19' 04" east 86.96 feet) a distance of 87.54 feet; thence north 15° 53' 06" east 14.88 feet to the point of beginning; said right-of-way containing 489 square feet, more or less.

and covenants that the Grantor is the owner of the above described property free of all encumbrances save and except reservations in patents and easements of record, and will warrant and defend the same against all persons who may lawfully claim the same.

The deed granted herein is in consideration of \$20,000.00 and in further consideration of the public improvements to be placed upon said property and the benefits grantors may obtain therefrom. Nothing herein shall reduce or limit grantors obligation to pay any costs or assessments which may result from the improvements.

IN WITNESS WHEREOF, the Grantor has hereunto affixed his/her/their signature this 9 day of April, 1997.

GRANTOR:

F. Wayne O'Hern
F. Wayne O'Hern

Nancy L. O'Hern
Nancy L. O'Hern

CITY OF ALBANY:

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

I, Steve Bryant as City Manager of the City of Albany, Oregon, pursuant to Resolution Number 3774 do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 9th day of April, 1997.

Steve Bryant
City Manager

ATTEST:

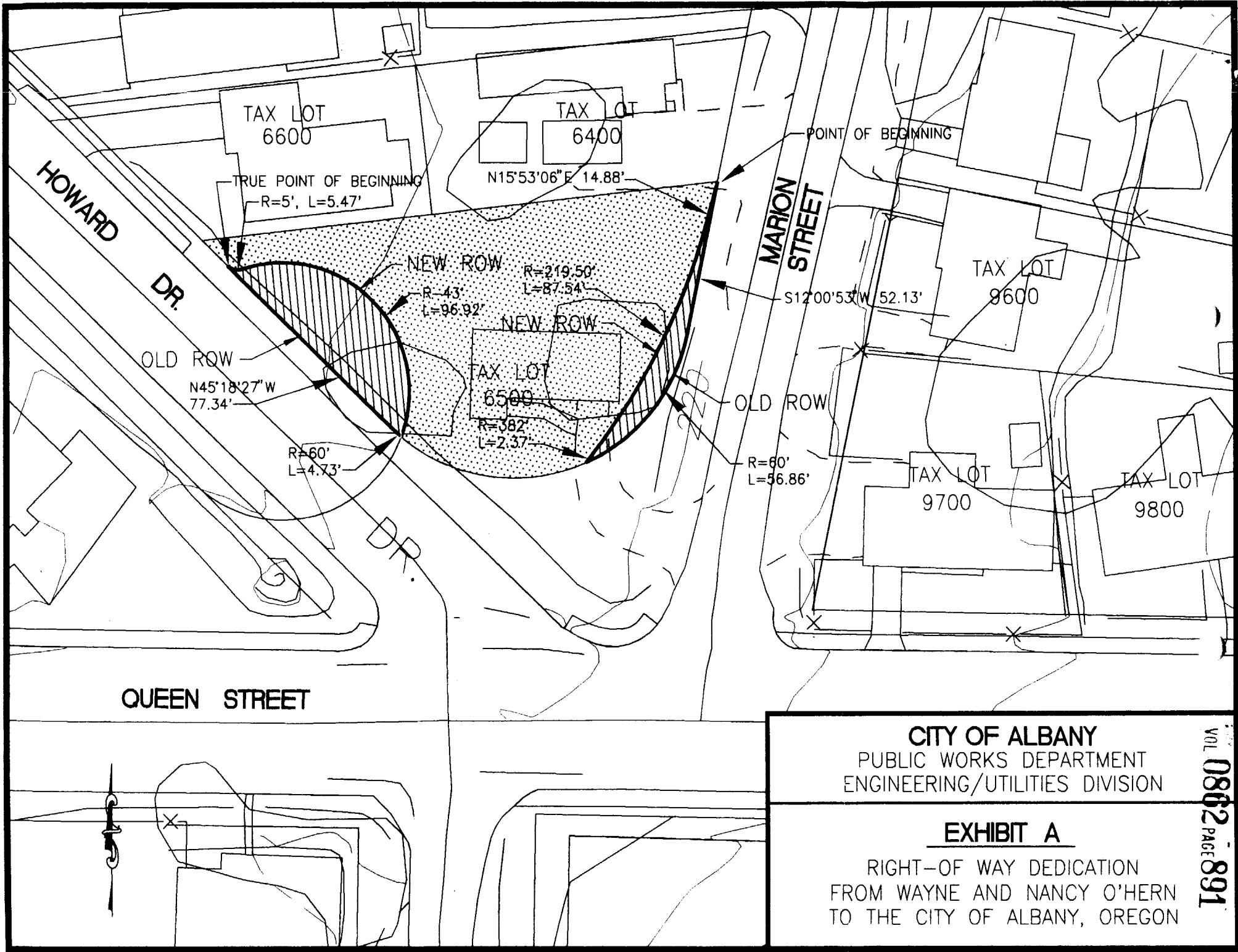
[Signature]
City Recorder

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

The foregoing instrument was acknowledged before me this 25 day of March, 1997, by Wayne O'Hern and Nancy O'Hern, as his/her/their voluntary act and deed.

Roxanne Richardson
Notary Public for Oregon
My Commission Expires: 10-6-99

Return to: City of Albany - Recorder
P.O. Box 490, Albany, OR 97321



CITY OF ALBANY
 PUBLIC WORKS DEPARTMENT
 ENGINEERING/UTILITIES DIVISION

EXHIBIT A
 RIGHT-OF WAY DEDICATION
 FROM WAYNE AND NANCY O'HERN
 TO THE CITY OF ALBANY, OREGON

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STATE OF OREGON
County of Linn

I hereby certify that the attached
was received and duly recorded
by me in Linn County records.

STEVE DRUCKENMILLER
Linn County Clerk

By PA, Deputy

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