

RESOLUTION NO. 4326

A RESOLUTION TO EXECUTE A QUITCLAIM DEED FOR A PUBLIC SANITARY SEWER EASEMENT FOR PROPERTY LOCATED AT 828 BELMONT STREET.

WHEREAS the Albany City Council passed Resolution accepting a public easement for the sanitary sewer, recorded in Linn County Deed Records Volume 968, Page 514 and Volume 1103, Page 830, said easement being located south of Belmont Ave. between U.S. Highway 99E and Lanier Street; and

WHEREAS, the sanitary sewer serving the Blazer apartment complex has been constructed to the Uniform Plumbing Code standards, the said sewer does not meet the City of Albany standards of construction for public sewer; and

WHEREAS, the owner of the said property is willingly accepting the sewer as their private sewer connection to the public system at their property line as their system is limited to provide service to their property and will not be extended for future public use; and

THEREFORE, the easement dedication for public utilities is no longer necessary.


NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Albany that the City Manager and the City Recorder execute a quitclaim deed to Blazer Apartments, LLC for that portion of the sanitary sewer easement that lies over the property.

DATED THIS 23RD DAY OF AUGUST 2000.



Mayor

ATTEST:



City Recorder

STATE OF OREGON)
) ss.
County of Linn)

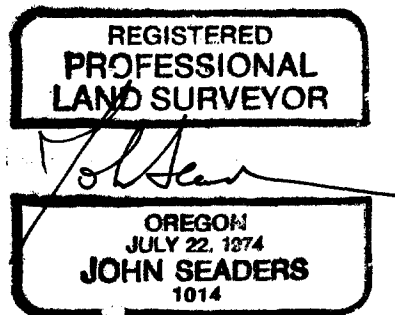
This instrument was acknowledged before me on this day, the 24 of August, 2000, by
KEN THOMPSON as Assistant City Manager for the City of Albany.

Margaret Langwell
NOTARY PUBLIC FOR OREGON
My Commission Expires: 9-2-00



LEGAL DESCRIPTION 1

Commencing at the Northwest corner of Lot 2 in Block 1 of College Green Subdivision, a subdivision of record in Linn County, Oregon; thence along the South right-of-way line of Belmont Avenue South 89°19'00" East 90.06 feet to the point of beginning; thence along the South right-of-way line of Belmont Avenue South 89°19'00" East 15.00 feet; thence South 0°51'18" West 199.40 feet to the East right-of-way line of Lanier Street; thence along said East right-of-way line along a 173.00 foot radius curve to the right 72.61 feet (the long chord of which bears North 11°09'52" West 72.08 feet); thence continuing along said East right-of-way line North 0°51'36" East 128.86 feet to the point of beginning.



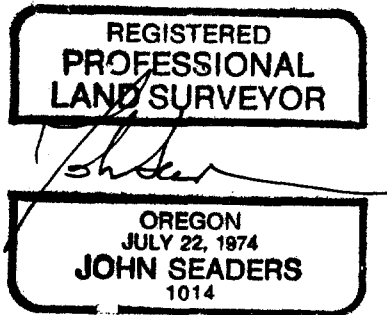
LEGAL DESCRIPTION 2

Commencing at the point of intersection of the West right-of-way line of U.S. Highway 99E with the South line of Lot 1 in Block 1 of College Green Subdivision, a subdivision of record in Linn County, Oregon; thence along said South line of Lot 1 North 89°14'38" West 24.50 feet to the point of beginning; thence continuing along said South line of Lot 1 North 89°14'38" West 426.84 feet; thence North 15.00 feet; thence South 89°14'39" East 427.10 feet; thence South 1°00'10" West 15.00 feet to the point of beginning.



LEGAL DESCRIPTION 3

Commencing at the southeast corner of Lot 1 in Block 1 of College Green Subdivision, a subdivision of record in Linn County, Oregon, said corner lying along the West right-of-way line of U.S. Highway 99E, said corner being marked by a 5/8 inch iron rod with a yellow plastic cap stamped "SEADERS LS 1014," said corner also being in the Northeast ¼ Section 25, Township 11 South, Range 3 West, Willamette Meridian, City of Albany, Linn County, Oregon; thence N 89°14'38" W 24.50 feet; thence N 1°00'10" E 15.00 feet to the true point of beginning; thence N 89°14'38" W 15.00 feet; thence N 0°45'21" E 62.50 feet; thence S 89°14'38" E 15.00 feet; thence S 0°45'21" W 62.50 feet to the true point of beginning.



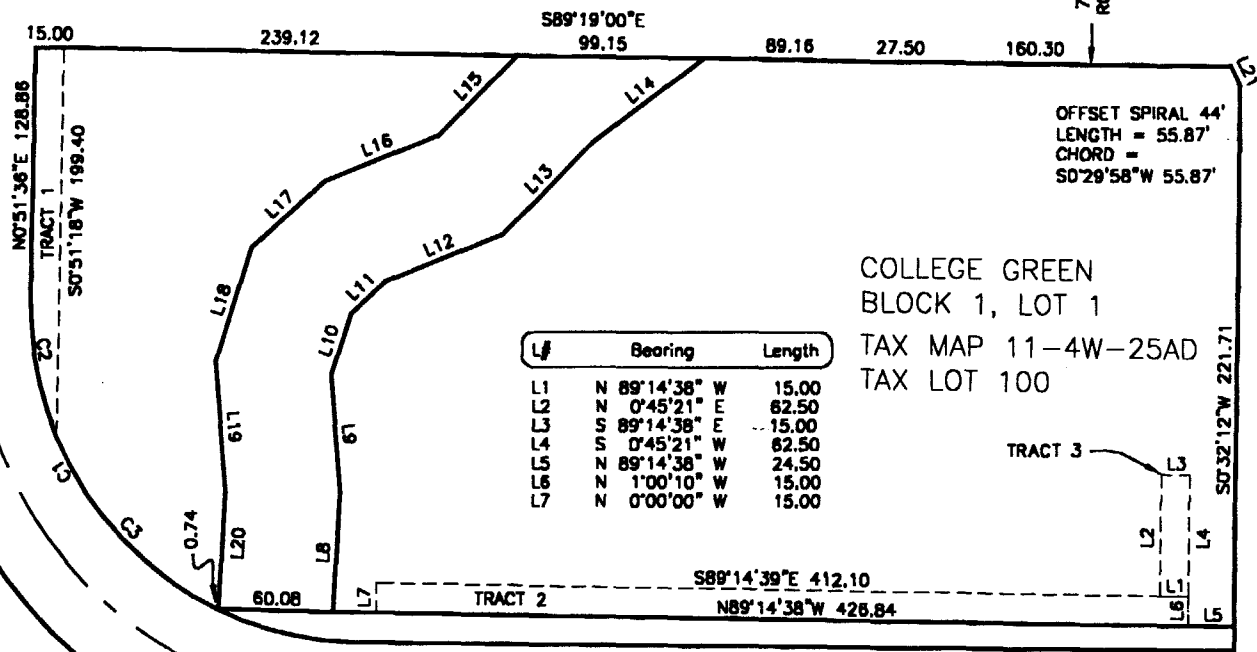
VOI 1127 PAGE 631
EXHIBIT A

LANIER STREET

BELMONT AVENUE

U.S. HIGHWAY 99E

ELLINGSON ROAD



OFFSET SPIRAL 44'
 LENGTH = 55.87'
 CHORD =
 S0°29'58"W 55.87'

COLLEGE GREEN
 BLOCK 1, LOT 1
 TAX MAP 11-4W-25AD
 TAX LOT 100

L#	Bearing	Length
L1	N 89°14'38" W	15.00
L2	N 0°45'21" E	62.50
L3	S 89°14'38" E	15.00
L4	S 0°45'21" W	62.50
L5	N 89°14'38" W	24.50
L6	N 1°00'10" W	15.00
L7	N 0°00'00" W	15.00

L#	Bearing	Length
L8	S 3°36'12" W	59.64
L9	N 4°31'09" W	62.16
L10	S 17°58'43" W	33.03
L11	S 47°50'55" W	24.59
L12	S 68°16'41" W	65.78
L13	S 45°02'00" W	67.98
L14	S 53°41'29" W	72.41
L15	S 45°02'00" W	57.91
L16	S 68°16'41" W	84.24
L17	S 47°50'55" W	51.41
L18	S 17°58'43" W	60.97
L19	N 4°31'09" W	69.84
L20	S 3°36'12" W	58.36
L21	N 26°03'50" W	11.20

C#	Radius	Delta	Length	Bearing	Chord
C1	173.00	65°44'33"	198.50	N 32°00'40" W	187.79
C2	173.00	24°02'57"	72.81	N 11°09'52" W	72.08
C3	173.00	41°41'36"	125.89	N 44°02'09" W	123.13

PAGE 6

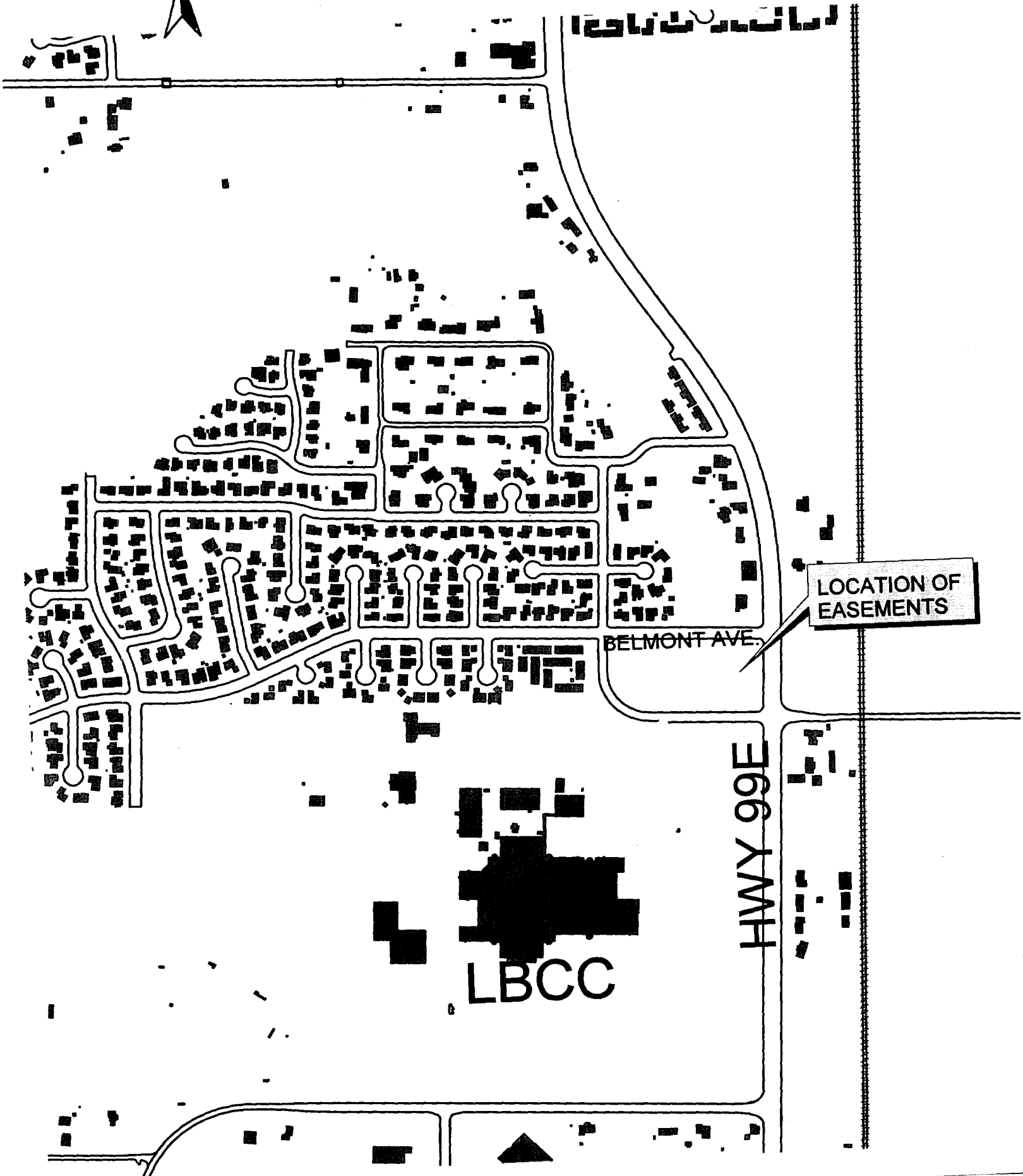
SCALE 1"=100'

REGISTERED
 PROFESSIONAL
 LAND SURVEYOR

OREGON
 JULY 22, 1974
 JOHN SEADERS
 1014

VICINITY MAP

QUIT CLAIM



LOCATION OF EASEMENTS

BELMONT AVE.

HWY 99E

LBCC

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 ER, Deputy

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MF 1127
PAGE 626

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56

Resolution No. 4326

Recorded Document Recorder File No. 3676