

RESOLUTION NO. 4508

A RESOLUTION ACCEPTING THE FOLLOWING EASEMENT:

Grantor

Gary P. Johnston  
Janet K. Johnston

Purpose

A permanent Easement described in attached  
EXHIBIT A and as shown in attached EXHIBIT B.

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

DATED THIS 10TH DAY OF OCTOBER, 2001.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

SIDEWALK AND UTILITY EASEMENT  
S-011

KNOW ALL MEN BY THESE PRESENTS, that Gary P. and Janet K. Johnston, husband and wife, hereinafter referred to as the Grantor, does grant to the City of Albany for sidewalk and utility purposes situated in Linn County, State of Oregon, described as follows:

A tract of land as described in the attached description and as shown on Attached EXHIBIT A.

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

The easement granted herein is in consideration of agreements made in the letter dated August 28<sup>th</sup> 2001 to the Grantor, the same being the attached EXHIBIT C, receipt of which is acknowledged by the Grantor, and in further consideration of the public improvements to be placed upon said property and the benefits grantors may obtain there from. Nothing herein shall reduce or limit grantors obligation to pay any costs or assessments, which may result from the improvements.

IN WITNESS WEREOF, the Grantors have hereunto affixed their signatures this 30<sup>th</sup> day of August, 2001.

GRANTOR:

GRANTOR:

Gary P. Johnston  
GARY P. JOHNSTON

Janet K. Johnston  
JANET K. JOHNSTON

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

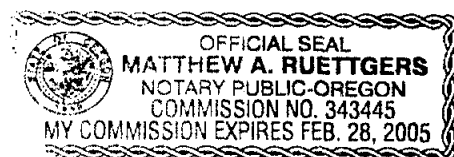
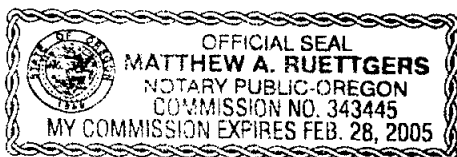
STATE OF OREGON )  
STATE OF OREGON )  
City of Albany )

The foregoing instrument was acknowledged Before me this 30<sup>th</sup>-day of August, 2001 by his voluntary act and deed.

The foregoing instrument was acknowledged Before me this 30<sup>th</sup>-day of August, 2001 by his voluntary act and deed.

Matthew A. Ruettgers  
Notary Public for Oregon  
My Commission Expires: 2-28-05

Matthew A. Ruettgers  
Notary Public for Oregon  
My Commission Expires: 2-28-05



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

S-011

CITY OF ALBANY

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

I, Steve Bryant as City Manager of the  
City of Albany, Oregon, pursuant to Resolution  
Number 4508, do hereby accept on  
Behalf of the City of Albany, the above  
Instrument pursuant to the terms thereof this  
11 Day of October,  
2001.

Steve Bryant  
City Manager

ATTEST:  
Margaret Longwell  
City Recorder Clerk

**DEDICATION DEED TO THE CITY OF ALBANY**

**S-011**

A portion of that certain tract of land described in Vol 249 Page 63 of Linn County Deed of Records, described as follows:

Beginning at the Northeast corner of said tract, thence Southerly along its East line a distance of 3 feet to a point; thence Westerly, parallel to the Southerly right of way of 34<sup>th</sup> Avenue a distance of 46 feet to a point; thence Northerly, parallel to said East line a distance of 2 feet to a point; thence Westerly, parallel to said Southerly right of way a distance of 25 feet to a point; thence Southerly, parallel to said East line a distance of 2 feet to a point; thence Westerly, parallel to said Southerly right of way to a point lying on the West line of said tract, said point being 3 feet from its Northwest corner; thence Northerly along said West line a distance of 3 feet to the Northwest corner of said tract; thence Easterly along said Southerly right of way to the point of beginning, All lying in the SE ¼ of Section 17, Township 11 South, Range 03 West, Willamette Meridian, Linn County, Oregon and containing 235 square feet, more or less.

For reference purposes, this tract of land can be seen on tax assessors map 113W17D tax lot 1201, and on the attached exhibit 'A'.

**REGISTERED  
PROFESSIONAL  
LAND SURVEYOR**

*Leonard L. Smith*

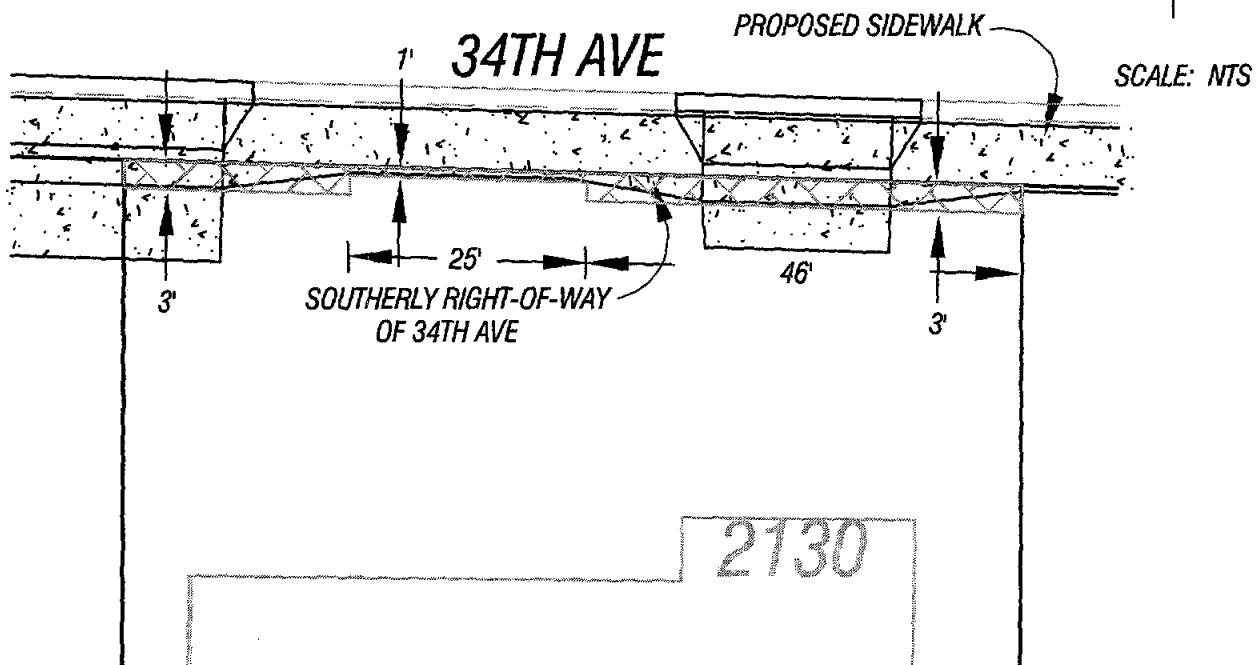
**OREGON  
SEPTEMBER 23, 1977  
LEONARD L. SMITH  
1929**

RENEWAL 6/30/2002

**EXHIBIT 'A'**  
S-011

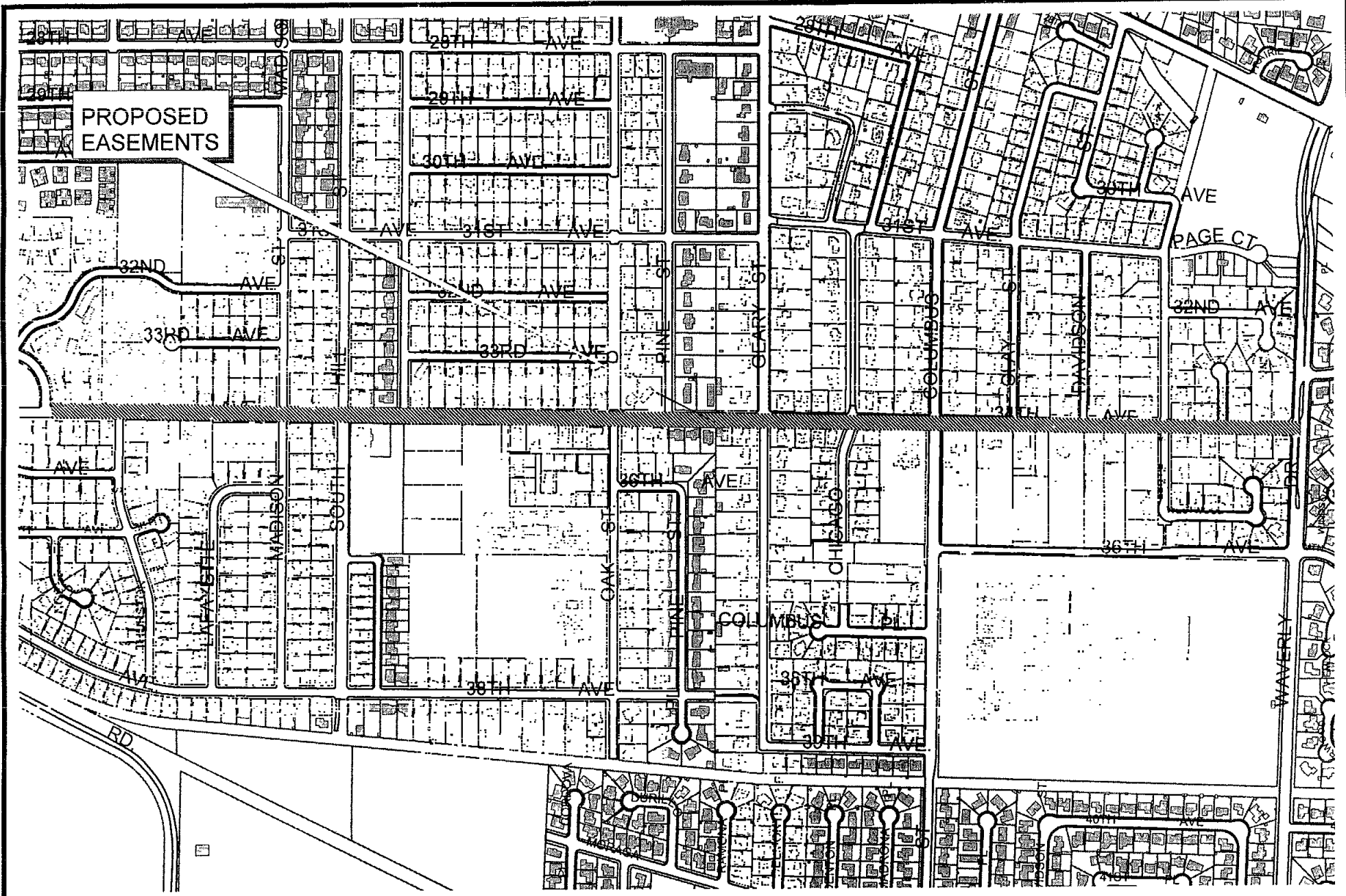
VOL. 1226 PAGE 690

**STREET ADDRESS 2130**  
**TAX MAP 113W17D**  
**TAX LOT 1201**



= AREA FOR ACQUISITION

<p><b>REGISTERED PROFESSIONAL LAND SURVEYOR</b></p>	<p><b>PacWest Engineering</b></p> <p>1530 NINTH AVE. SE      TEL 1-888-926-7634 ALBANY, OR. 97321      FAX 541-926-7539</p>		<p><i>Project:</i> 99-051</p>
			<p><i>Drawing No.:</i> ROWTAKES/BASE</p>
<p>OREGON SEPTEMBER 23, 1977 <b>LEONARD L. SMITH</b> 1329</p> <p>RENEWAL 6/30/2002</p>	<p><i>Client:</i> CITY OF ALBANY</p>		<p><i>Date:</i> 02-22-01</p>
	<p><i>Drawn:</i> J. BLAINE</p>	<p><i>Field:</i> D. BECKER</p>	<p><i>Scale:</i> NTS</p>
<p><i>Calc'd:</i> J. BLAINE</p>	<p><i>Checked:</i> L. SMITH</p>	<p><i>Page Of</i> 2      2</p>	



**VICINITY MAP**

**ST-01-01 34th Ave, Rehabilitation, Phase II**



**Dedication Deeds**

Engineering - Angie

Mark Shepard

Sep 28, 2001

angies g \engineer\gis\vicinity map apr

600 0 600 Feet



The City of Albany's Infrastructure records drawings and other documents have been gathered over many decades, using differing standards for quality control, documentation, and verification. All the information provided represents current information in a readily available format. While the information provided is generally believed to be accurate, occasionally the information proves to be incorrect and thus its accuracy is not warranted. Prior to making any property purchase or other transactions based in full or in part upon the information provided, it is specifically advised that you independently field verify the information contained within our records.



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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 SR, Deputy

M  
R  
S  
70  
ALL  
O

2001 OCT 22 P 1: 57

MF 1226

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Recorded Document Recorder File 3926