

RESOLUTION NO. 5685

A RESOLUTION DIRECTING STAFF TO EXECUTE THE ATTACHED QUITCLAIM DEED:

Grantor: City of Albany

Purpose

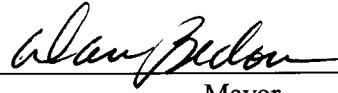
Grantee: Property Investment Group of Albany

Releasing the western 370 feet of a 420 foot wide sewer easement. The City shall retain the eastern 50 feet of easement over the City's existing sewer and storm drainage lines.

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that it does hereby direct staff to execute the attached Quitclaim Deed.

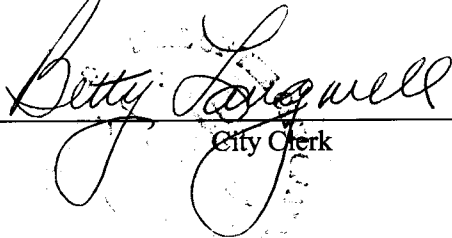
BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon passage by the Council and approval by the Mayor.

DATED AND EFFECTIVE THIS 8TH DAY OF OCTOBER 2008.



\_\_\_\_\_  
Mayor

ATTEST:

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

CITY OF ALBANY  
Grantor

After Recording Return to:  
City of Albany

Property Investment Group of Albany  
Grantees

Until requested otherwise send  
All tax statements to:

Property Investment Group of Albany  
1611 Sherman Street NE  
Albany, OR 97321

**QUITCLAIM DEED**

KNOW ALL PEOPLE BY THESE PRESENTS, that THE CITY OF ALBANY, a municipal corporation, hereinafter called Grantor, for the consideration hereinafter stated, does hereby remise, release and quitclaim unto **Property Investment Group of Albany**, hereinafter called Grantee, and unto Grantee's heirs, successors and assigns all of that certain real property with the tenements, hereditaments and appurtenance thereunto belonging or in anywise appertaining, situated in the County of Linn, State of Oregon, described as follows, to wit:

**Legal Description**

The western 370 feet of a 420 foot wide sewer easement across that property described in Linn County Deed Records MF500-927 and MF235-212C. The sewer easement was recorded in 1957 in Linn County Deed Records Book 253, Page 690. The City of Albany expressly retains the sewer easement over the eastern 50 feet of the 420 foot wide easement. As shown on attached map Labeled Exhibit A.

To Have and to Hold the same unto said Grantee and Grantee's heirs, successors and assigns forever. The true and actual consideration paid for this transfer, stated in terms of dollar, is \$-0-. However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration.

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.

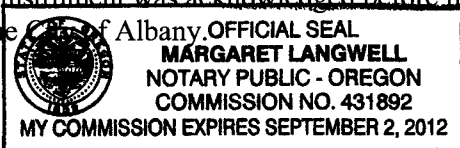
IN WITNESS WHEREOF, the Grantor has executed this instrument this 9<sup>th</sup> day of October, 2008.

THE PROPERTY DESCRIBED IN THIS INSTRUMENT MAY NOT BE WITHIN A FIRE PROTECTION DISTRICT PROTECTING STRUCTURES. THE PROPERTY IS SUBJECT TO LAND USE LAWS AND REGULATIONS, WHICH, IN FARM OR FOREST ZONES MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE AND WHICH LIMIT LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 IN ALL ZONES. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND EXISTENCE OF FIRE PROTECTION FOR STRUCTURES.

Wes Hare  
Wes Hare, City Manager  
Stewart Taylor  
Stewart Taylor, Finance Director

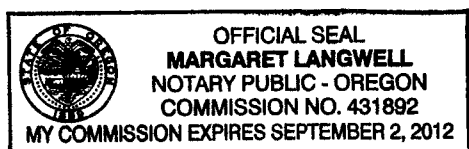
STATE OF OREGON, County of Linn ) ss.

This instrument was acknowledged before me on October 9, 2008, by Wes Hare, City Manager for the City of Albany.



Margaret Langwell  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: Sept. 2, 2012

This instrument was acknowledged before me on October 9, 2008, by Stewart Taylor, Finance Director for the City of Albany.



Margaret Langwell  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: Sept. 2, 2012

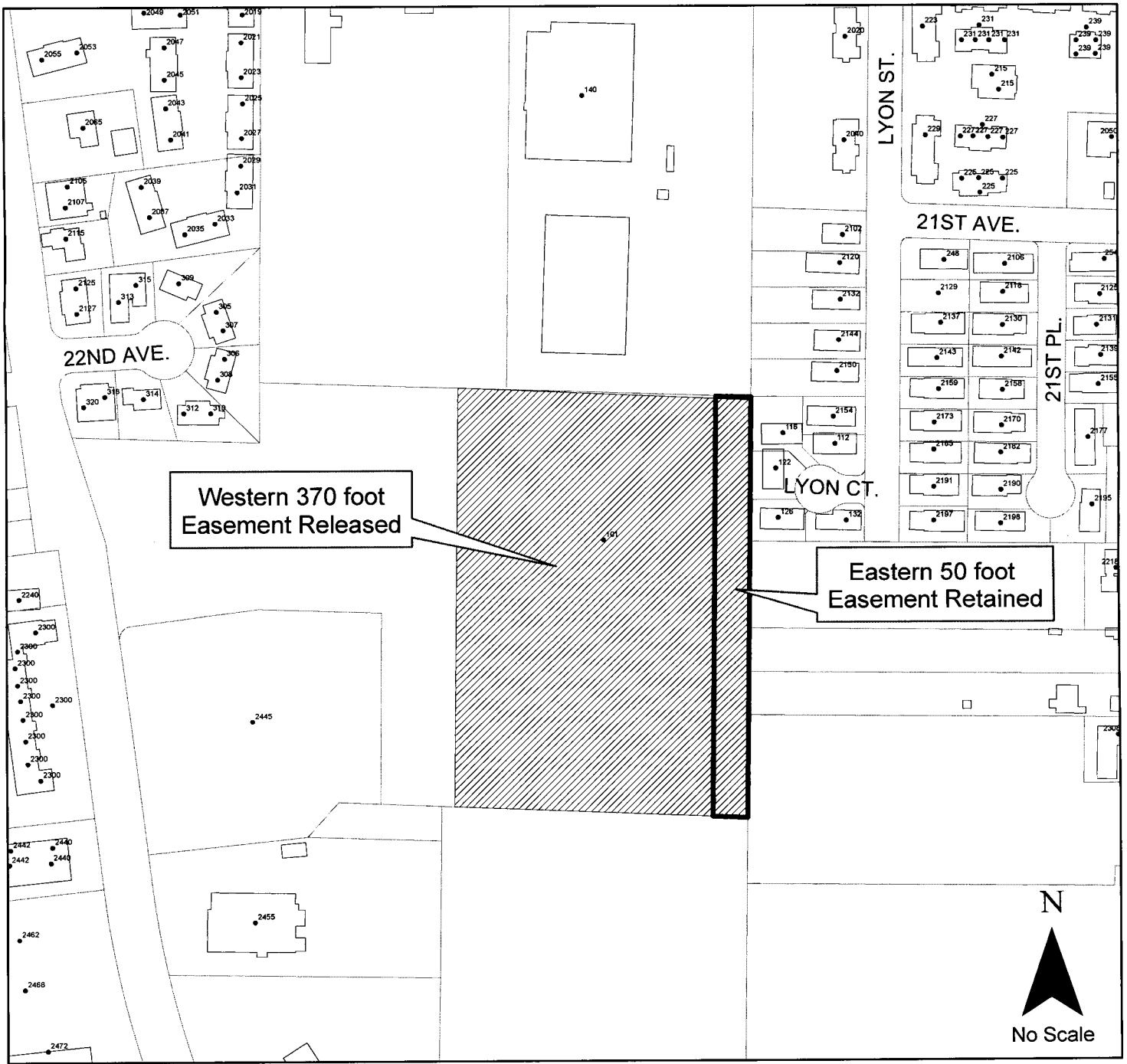
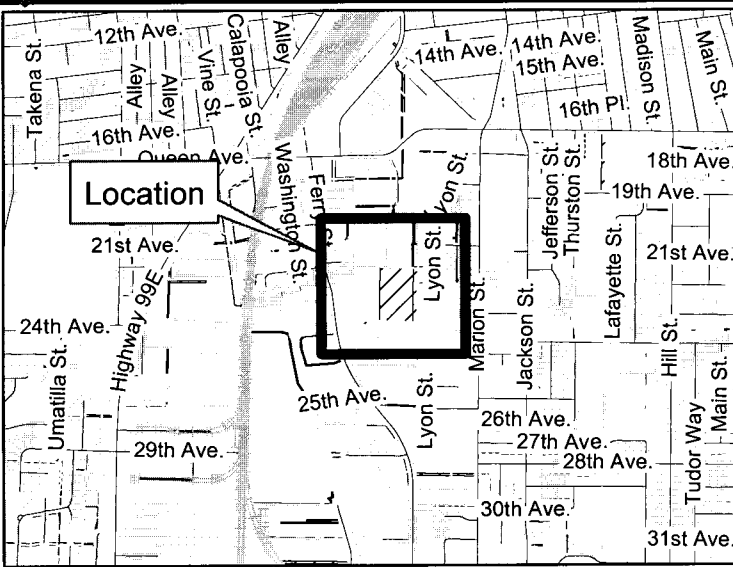
# EXHIBIT A

11SO3W18BA01102

Releasing the western 370 feet of a 420 foot wide sewer easement. The City shall retain the eastern 50 feet of easement over the City's existing sewer and storm drainage lines.



Geographic Information Services



**LINN COUNTY**  
Recording Cover Sheet  
All Transactions, ORS: 205.234

LINN COUNTY, OREGON **2008-20314**  
D-QD  
Cnt=1 Stn=1 COUNTER **10/24/2008 02:30:52 PM**  
\$15.00 \$11.00 \$10.00 **\$36.00**



I, Steve Druckenmiller, County Clerk for Linn County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.



Steve Druckenmiller - County Clerk

After Recording Return To:

City of Albany City Clerk

PO Box 490

Albany, OR 97321

All Tax Statements Should Be Sent To:

~~City of Albany - Exempt~~ Property Investment Group of Albany  
1611 Sherman Street NE  
Albany OR 97321

1. Name/Title of Transaction - by ORS 205.234 (a)

QUITCLAIM DEED

2. Grantor/Direct Party - required by ORS 205.125(1)(b) and ORS 205.160

City of Albany

3. Grantee/Indirect Party - required by ORS 205.125(1)(a) and ORS 205.160

Property Investment Group of Albany

4. True and Actual Consideration (if there is one), ORS 93.030

\$0.00

Resolution No. 5685

Recorded Document Recorder File No. 5202