

ORDINANCE NO. 5519

AN ORDINANCE LEVYING A CHARGE UNDER THE PROVISIONS OF CHAPTER 11.14 OF THE ALBANY MUNICIPAL CODE FOR AN IN-LIEU-OF WATER ASSESSMENT FOR PROPERTY DESCRIBED AS TAX LOT 4700, OF PARCEL 10S-04W-36BC, AND SITE ADDRESS, 2375 GIBSON HILL ROAD NW; AND DECLARING AN EMERGENCY.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: The Water In-lieu-of assessment is hereby levied against the following described property.

Russell Brock	Acct #:	WILA012301*	\$1,679
Rawnda Brock	Map:	10S-04W-36BC-04700	
2375 Gibson Hill Road NW	Desc:	Partition Plat 2001-32	
Albany, OR 97321	Site Address:	2375 Gibson Hill Road NW	
	Permit #:	W-0332-01	

Section 2: The Water In-lieu-of assessment will be levied according to the provisions of Albany Municipal Code, Chapter 11.14. Said charge is for the purpose of connecting to the existing water service lateral by an unassessed property, Ordinance No. 5169.

Section 3: The total charge for connection to the service lateral that serves the property described in Section 1 is as follows:

\$1,679 per existing service connection

Note: The current Water In-lieu-of assessment rates were established by Resolution No. 4430 effective July 1, 2001.

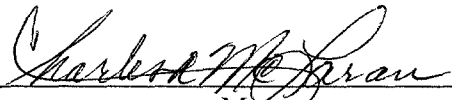
Section 4: The City Recorder is hereby directed to enter a statement of the assessments as above provided in the docket of the city liens and give notice thereof as provided by law.

Section 5: Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health, and safety of the citizens of the City of Albany, an emergency is hereby declared to exist; and this ordinance will be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by Council: January 23, 2002

Approved by Mayor: January 23, 2002

Effective Date: January 23, 2002



Mayor

ATTEST:



City Recorder

WATER IN LIEU OF ASSESSMENT
01/16/02 11 29 47

Name/Address	Description	
BROCK, RUSSELL	PART PLAT 01-32	10-04W-36BC-04700
BROCK, RAWNDA	Lot-003 Blk-000	PL3, 36A, 2375 GIBSON HIL
2375 GIBSON HILL ROAD NW	01/23/02 0000000	10145
ALBANY, OR 97321	WILA012301*	1,679.00
Report total . .		1,679.00

Map 105-4W-363C

PARTITION PLAT 2001-32
for
RAWNDA & RUSSELL BROCK
in
NW 1/4 SECTION 36, T10S, R4W, W.M.
CITY OF ALBANY
BENTON COUNTY, OREGON

FEBRUARY 15, 2001

NORTHSTAR SURVEYING, INC.
720 N.W. 4th Street
Corvallis, Oregon 97330
Phone: 541-767-8050



THIS DRAWING IS AN EXACT
COPY OF THE ORIGINAL PLAT.

APPROVALS

Gene Dutton for Helen Brunsberg 7/10/01
Albany Community Development Director date

Michael Johnson for Floyd Collins 7/7/01
Albany Public Works Director date

Bob Wilson 7/11/01
Benton County Surveyor date
Wanda Brock 08-01-01
Chair, Benton County Board of Commissioners date

I hereby certify that pursuant to O.R.S. 82.085 all of voters' taxes, fees and other charges required by law to be placed on the 2001-2002 tax roll, which become a lien or will become a lien during this tax year on this partition, but not yet certified to the tax collector for collection have been paid to me this 20th day of July, 2001.
by *Wanda Brock*
Director, Benton County Dept. of Assessment

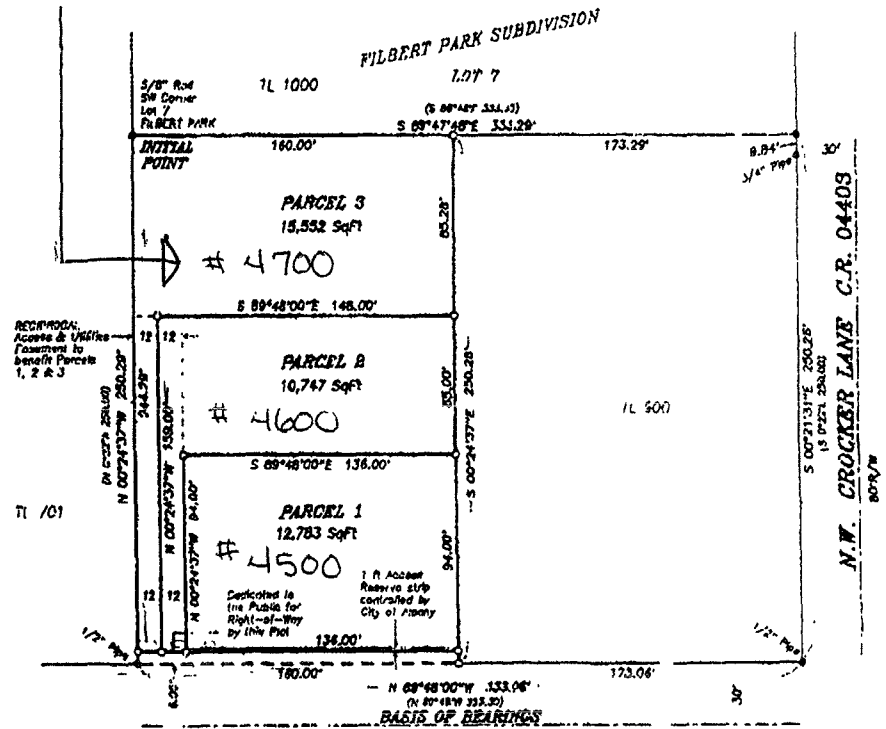
I hereby certify that all of voters' taxes and other charges required by law to be placed upon the tax roll which have become a lien on this partition that are now due and payable have been paid to me this 20th day of July, 2001.
by *Wanda Brock*
Director, Benton County Dept. of Finance, Auditing & Tax

STATE OF OREGON) S.S.
COUNTY OF BENTON)

I hereby certify that this partition plat was received and duly recorded by me as Partition Plat 2001-32 in Benton County Deed Records M-201865-09 on this 15th day of February, 2001 at 2:00 P.M. a clock.
by *[Signature]*
Benton County Clerk

NARRATIVE

This plat is the result of City of Albany Community Development Department File no. PA-07-00. It divides the tract conveyed and described per M-233431, Benton County Deed Records, into 3 Parcels. I laid monuments from GS 8874 and the plat of FILBERT PARK SUBDIVISION to control the property boundary. The southern 30 feet of the dead tract lies within the right-of-way of Gibson Hill Road. I computed the SE property corner on the N/W 180.00 feet from the pipe at the SW corner per the deed. I computed NE corner on the south line of Lot 7 of FILBERT PARK 180.00 feet from the rod at the NW corner.



LEGEND

-Found monument: 5/8" iron rod by plat of FILBERT PARK SUBDIVISION unless otherwise noted.
 -Set monument: 5/8" x 30" rebar with red plastic cap stamped "NORTHSTAR PLS 1823"
 - ().....Record date from the plat of FILBERT PARK SUBDIVISION
- NOTE: pipe dimension is inside diameter.

PARTITION PLAT CONSENT

A Partition Plat Consent Affidavit from Oregon Telco Credit Union, the recorded beneficiary of those trust deeds recorded as M-281865-09 M-281866-08, has been recorded in M-281865-09, Benton County Deed Records.

SURVEYOR'S CERTIFICATE

I, Theodore J. Langton, a Registered Professional Land Surveyor in the State of Oregon, hereby declare that I have correctly surveyed and found or set proper monuments marking the boundary of the land represented on the Partition Plat. The land is described as follows:

Beginning at a 5/8" iron rod at the southwest corner of Lot 7, FILBERT PARK SUBDIVISION, being the northwest corner of that tract conveyed to Russell and Rawnnda Brock per M-233431-87, Benton County Deed Records, in the Northwest Quarter of Section 36, T 10 S, R 4 W, W.M., City of Albany, Benton County, Oregon; thence along the line common to said Lot 7 and the Brock tract, S 89°47'48"E 180.00 feet to a 5/8" iron rod at the northeast corner of said Brock tract; thence along the east line thereof N 0°24'37"E 250.22 feet to a 5/8" iron rod on the northerly right-of-way line of Gibson Hill Road; thence along said right-of-way line N 89°48'00"W 180.00 feet to a 1/2" iron pipe on the west line of said Brock tract; thence N 0°24'37"W 250.22 feet to the point of beginning.

DECLARATION

Know all men by these presents that Rawnnda Brock and Russell Brock are the recorded owners of the land represented on the accompanying map and described in the accompanying surveyor's certificate and here consent same to be surveyed and partitioned into parcels as shown hereon.

We hereby create the Rediprocal Access and Easement for the benefit of Parcels 1, 2 and 3.

We hereby dedicate the 5.00-foot strip as shown hereon to public use forever for road right-of-way.

We hereby agree to the reserve strip for access control as shown hereon.

Wanda Brock
Rawnnda Brock
Russell Brock

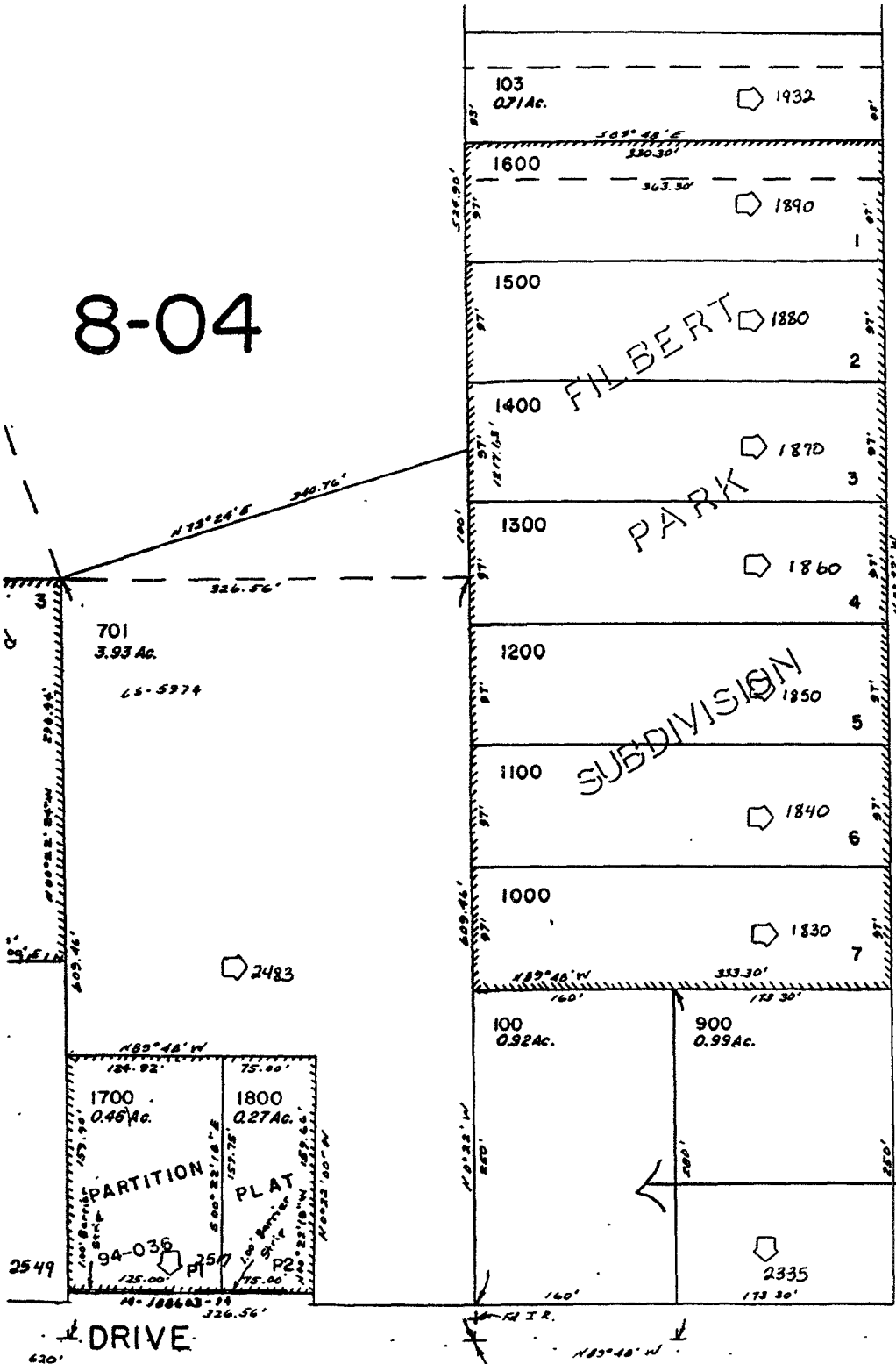


STATE OF OREGON) S.S.
COUNTY OF BENTON)

Signed or attested before me on this 18th day of April, 2001, by Russell Brock and Rawnnda Brock.

Holly E. Ferguson
Notary Public

8-04



SEE MAP 10 4 36BD

CROCKER LANE

1/4 COR

ESE Cor. J. Carter DLC No 1. No. 1742

(Parent Parcel)
Desc: 105-4W-36BC-100