

RESOLUTION NO. 38 60

A RESOLUTION ACCEPTING THE FOLLOWING DEDICATION:

Grantor

Timothy D. Bartel and Joyce M. Bartel

Purpose

A permanent dedication to the City of Albany for street and utility right-of-way purposes.


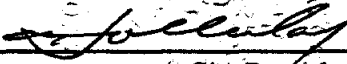
NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that it does hereby accept this dedication.

DATED THIS 24TH DAY OF SEPTEMBER 1997.



Mayor

ATTEST:

City Recorder

DEDICATED DEED

KNOW ALL MEN BY THESE PRESENTS, that Timothy D. Bartel and Joyce M. Bartel, hereinafter referred to as the Grantor, does dedicate to the City of Albany, all that real property situated in Linn County, State of Oregon described as follows:

All that property described in Exhibit "A" and shown graphically on Exhibit "B", said exhibits being attached hereto and made apart by this reference.

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 \$1.00 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 28 day of August 1997.

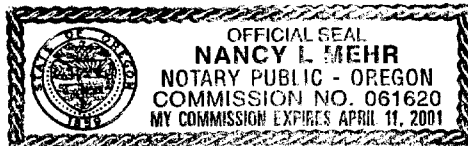
GRANTOR:

Timothy D. Bartel
Timothy D. Bartel
Joyce M. Bartel
Joyce M. Bartel

STATE OF OREGON)
County of Benton) ss.

The foregoing instrument was acknowledged before me this 28th day of August, 19 97 by Timothy D. Bartel and Joyce M. Bartel, and they acknowledged to me the foregoing declaration freely and voluntarily for the purposes herein named.

Nancy L. Mehr
Notary Public for Oregon
My Commission Expires: 4-11-01



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 3860, do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 24 day of September 1997.

Steve Bryant
City Manager

ATTEST:
[Signature]
City of Recorder

K & D ENGINEERING, Inc.

Engineers • Planners • Surveyors

EXHIBIT "A"

A portion of land located in that Bartel Tract described by deed recorded in Volume MF 591, Page 791 of the Linn County Deed Records on March 12, 1992 that is more particularly described as follows:

Beginning at the northwest corner of said Bartel Tract, which point being on the southerly right-of-way line Queen Avenue and also being South $1^{\circ}38'00''$ East 40.00 feet and South $88^{\circ}52'56''$ West 285.60 feet from the northeast corner of the C.D. Burkhart Donation Land Claim No. 52 in Township 11 South, Range 3 West, Willamette Meridian, Linn County, Oregon; thence North $88^{\circ}52'56''$ East, along the said southerly right-of-way line of Queen Avenue, 233.63 feet to the northwesterly corner of that City of Albany Tract of land conveyed for Geary Street right-of-way purposes by deed recorded in Volume MF 99, Page 765 of the Linn County Deed Records on December 11, 1974; thence South $46^{\circ}12'30''$ East, along said City of Albany Tract, 21.34 feet; thence South $01^{\circ}38'00''$ East, along said City of Albany Tract, 305.00 feet to the south line of said Bartel Tract; thence South $88^{\circ}20'33''$ West, along south line of said Bartel Tract, 4.00 feet; thence North $01^{\circ}38'00''$ West, parallel with the west line of said City of Albany Tract, 302.10 feet; thence North $46^{\circ}22'32''$ West 21.31 feet to a point that is 3.00 feet southerly (when measured perpendicularly) of the said southerly right-of-way line of Queen Avenue; thence South $88^{\circ}52'56''$ West, parallel with said southerly right-of-way line, 229.60 feet to the west line of said Bartel Tract; thence North $01^{\circ}38'00''$ West 3.00 feet to the Point of Beginning.

August 28, 1997
EXHIBIT "A"
(97-50) JRB:nm
File: nm/legal/9750exh.a



EXPIRATION DATE: 12/31/97

N 88° 53' 00" E 599.93'

QUEEN AVENUE

AVENUE

E. Corner
C.D. Burkhardt
P.L.C. No. 52
Fd. Bolt

N 88° 52' 56" E 233.63

55.00
3.00
40.00
3.00

229.60 S 46° 12' 30" E 21.34'

N 46° 22' 32" W 21.31

21.98

LAND BEING DEDICATED

BARTEL TRACT
(MF 591-791)

Existing Building

264.26 (264.18)
(N 1° 38' 00" W 269.18')
(N 1° 38' 00" W 269.26')

Scale: 1" = 50'



CITY OF ALBANY TRACT
per MF 99-765

GEARY STREET

S 1° 38' 00" E 828.83

302.10

305.00
320.00

37'

7'

4.00

4.00

7.00 (7.00)

S 1° 38' 00" E 150.14 (150.02)

Fd 5/8" rod w/ Yellow Plastic Cap marked:
"Kraus and Dalke LS 1167 & LS 1238"
as per C.S. 18472

72°

Fd 1/2" rod
as per C.S. 11751

S 88° 20' 33" W 184.23
(S 88° 22' 00" W 184.22)

92.04 (92.03)
393.11
393.06

OAK STREET

S 52° 28' 08" E
(S 52° 28' 30" E)

237.61
237.58

EXHIBIT "B"

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 Sm, Deputy

MF 896
PAGE 748

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Oct 1 10 34 AM '97

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Resolution No. 3860

Recorded Document Recorder File No. 3040