

A RESOLUTION ACCEPTING THE FOLLOWING RIGHT-OF-WAY DEDICATION:

Grantor

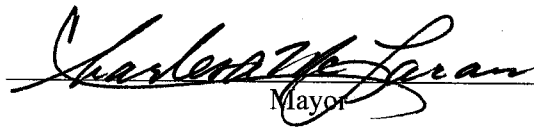
Purpose

Richard E. Harper, Alice Weatherford Harper, and
CCJC LLC ETAL

322 foot extension of Beta Drive right-of-way to
satisfy a Condition of Approval for a Property Line
Adjustment for the PepsiCo project.

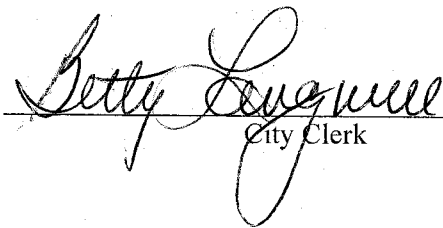
NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that it does hereby accept this
right-of-way dedication deed.

DATED AND EFFECTIVE THIS 11TH DAY OF DECEMBER 2006.



Mayor

ATTEST:



City Clerk

LINN COUNTY
Recording Cover Sheet
All Transactions, ORS: 205.234

LINN COUNTY, OREGON
D-DED
Cnt=1 Str=7 M. FISHER 12/28/2006 01:48:13 PM
\$30.00 \$11.00 \$10.00
\$51.00

2006-32266

After Recording Return To:

City of Albany Recorder _____

PO Box 490 _____

Albany, OR 97321 _____



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



All Tax Statements Should Be Sent To:

Government Agency - Exempt _____

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

RIGHT-OF-WAY DEDICATION DEED FOR BETA DRIVE

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

Richard E. Harper, Alice Weatherford Harper, and CCJC LLC ETAL

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

City of Albany

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

\$1.00

RIGHT-OF-WAY DEDICATION

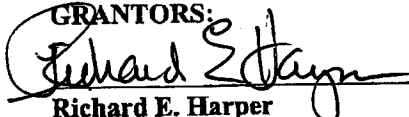
KNOW ALL MEN BY THESE PRESENTS, that Richard E. Harper, Alice Weatherford Harper, and CCJC LLC ETAL, hereinafter referred to as Grantor, hereby dedicate to the City of Albany, a Municipal Corporation, hereinafter called "City" for right-of-way purposes, portions of that real property situated in Linn County, Oregon, conveyed to Grantors by deed recorded in MF1685-847 and MF767-970, Linn County deed records, and being more particularly described as follows:

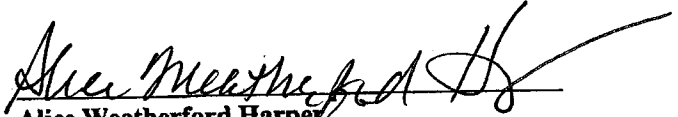
A 40.00 foot wide strip of land in Section 30 of Township 11 South in Range 3 West of Willamette Meridian, City of Albany, Linn County, Oregon as described in the attached Exhibit A and as shown on the attached maps labeled Exhibits B and C.

The Grantor covenants that they are lawfully seized and possessed of the real property above described and that they have a good and lawful right to convey it or any part thereof and that they will forever warrant and defend the same against all persons who may lawfully claim the same.

The right-of-way dedicated herein is in consideration of \$1.00, 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 therefrom.

IN WITNESS WHEREOF, the Grantor has hereunto fixed their hand and seal the day and year written below.

GRANTORS:

Richard E. Harper

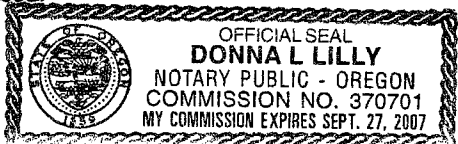

Alice Weatherford Harper

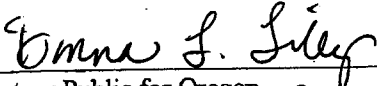
STATE OF OREGON)
County of Deschutes) ss.
City of Bend)

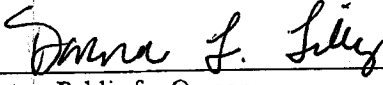
STATE OF OREGON)
County of Deschutes) ss.
City of Bend)

The foregoing instrument was acknowledged before me this 4th day of December, 2006, by Richard E. Harper as his voluntary act and deed.

The foregoing instrument was acknowledged before me this 4th day of December, 2006, by Alice Weatherford Harper by as her voluntary act and deed.



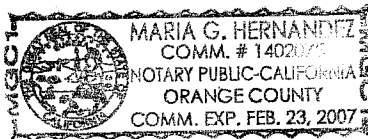

Notary Public for Oregon
My Commission Expires: Sept 27, 2007


Notary Public for Oregon
My Commission Expires: Sept 27, 2007

Joyce Weatherford for CCJC LLC operating manager member
Joyce Weatherford for CCJC LLC ETAL

CALIFORNIA
STATE OF ~~OREGON~~)
County of ~~Linn~~ ORANGE) ss.
City of ~~Albany~~ DANA POINT

The foregoing instrument was acknowledged before me this 30th day of NOVEMBER, 2006, by **Joyce Weatherford for CCJC LLC ETAL** as her voluntary act and deed.



Maria G. Hernandez
Notary Public for ~~Oregon~~ CALIFORNIA
My Commission Expires: FEB 23, 2007.

CITY OF ALBANY:

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

I, Wes Hare, as City Manager of the City of Albany, Oregon, pursuant to Resolution Number 5353, do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 12 day of December 2006.

Wes Hare

City Manager

ATTEST Betty Longwell

City Clerk

Exhibit "A"
Right-of-way Dedication

An area of land in the Southeast 1/4 of Section 30, Township 11 South, Range 3 West, Willamette Meridian, Linn County, Oregon, being more particularly described as follows;

Beginning at 5/8" iron rod being on the South and East right-of-way of Beta Drive (County Road No. 351) bearing South 89°34'50" East 440.00 feet from the Southeast corner of the Southwest 1/4 of Section 30, Township 11 South, Range 3 West, Willamette Meridian, Linn County, Oregon; thence South 89°34'50" East 322.30 feet to a 5/8" iron rod; thence North 00°25'02" East 40.00 feet to a 5/8" iron rod; thence North 89°34'50" West 322.30 feet to a 5/8" iron rod being on the North and East right-of-way Beta Drive (County Road No. 351); thence South 00°25'10" West 40.00 feet along the East right-of-way Beta Drive (County Road No. 351) to the point of beginning.

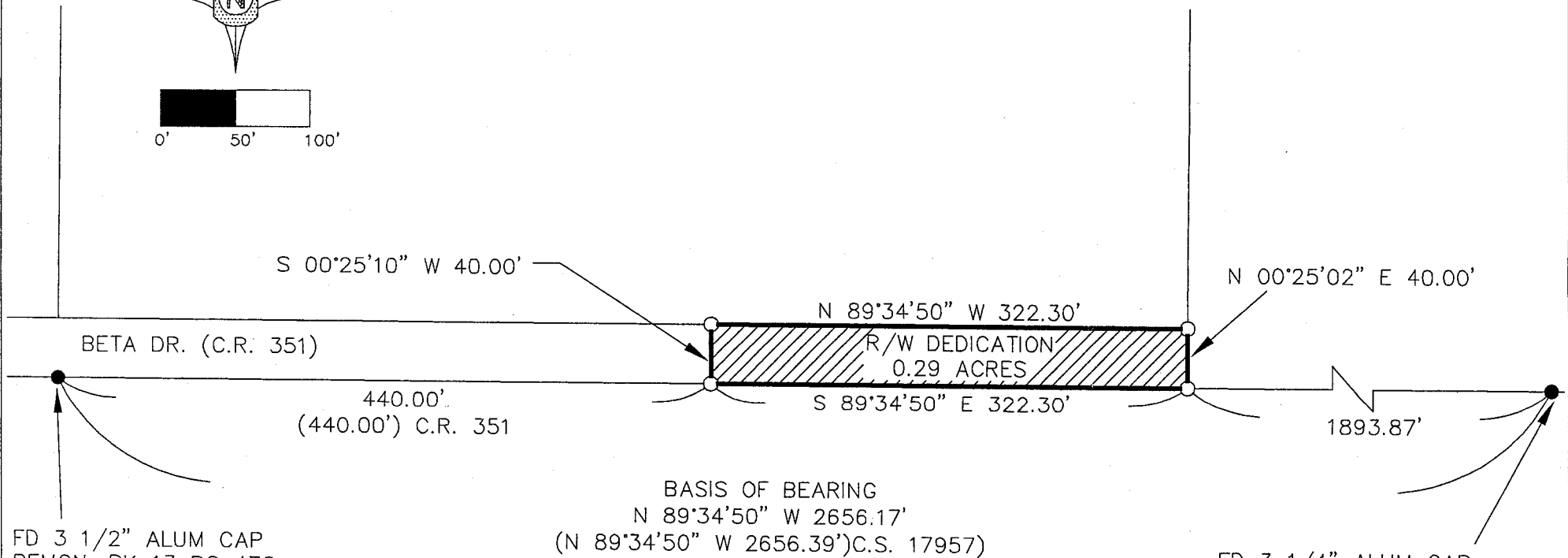
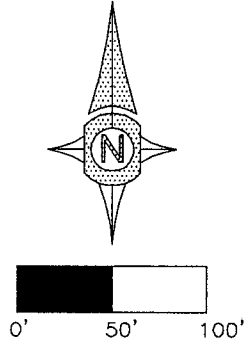
EXHIBIT "B"

SE 1/4 SEC. 30, T. 11 S., R. 3 W., W.M.
CITY OF ALBANY, LINN COUNTY, OREGON

November 22, 2006

LEGEND

- MONUMENT FOUND AS NOTED
- MONUMENT SET 5/8"x30" IRON ROD WITH YELLOW PLASTIC CAP STAMPED: JIM UDELL PLS 1366
- FD FOUND
- C.S. COUNTY SURVEY
- () DATA OF RECORD
- [] CALCULATED DATA



FD 3 1/2" ALUM CAP
REMON. BK 13 PG 470
HELD AS SE COR OF
THE SW 1/4 OF SEC 30
REMON. BK 13 PG 219

BASIS OF BEARING
N 89°34'50" W 2656.17'
(N 89°34'50" W 2656.39') C.S. 17957)

ENGINEER
8072

SURVEYOR
1366

JAMES F. UDELL
ENGINEERING & SURVEYING
63 EAST ASH ST.
LEBANON, OREGON
97355

PH. (541) 451-5125
FAX (541) 451-1366

06 Noah BETA ROW DED.dwg

FD 3 1/4" ALUM CAP
REMON. BK 13 PG 470
HELD AS SE COR OF SEC 30
REMON. BK 13 PG 453

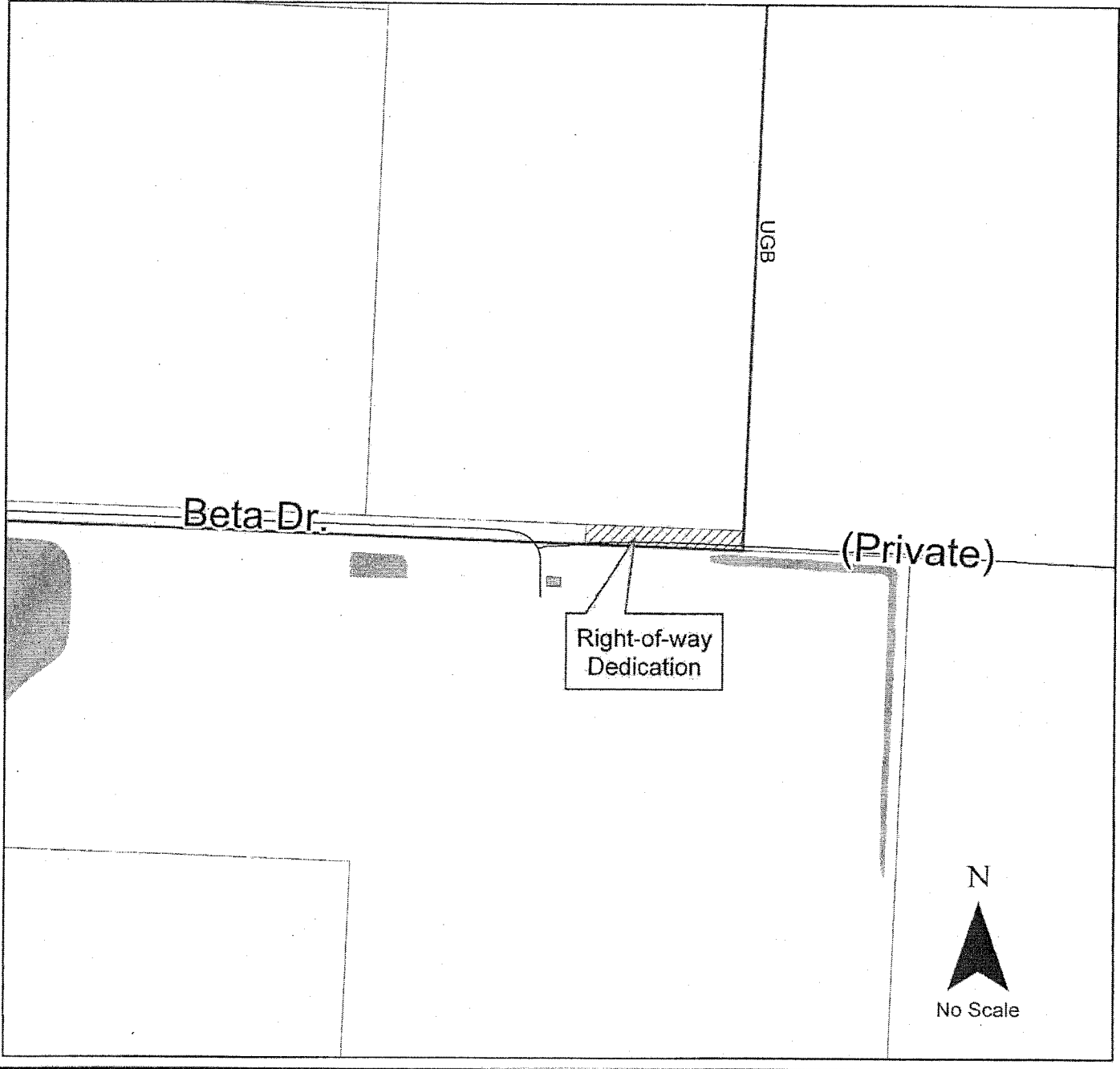
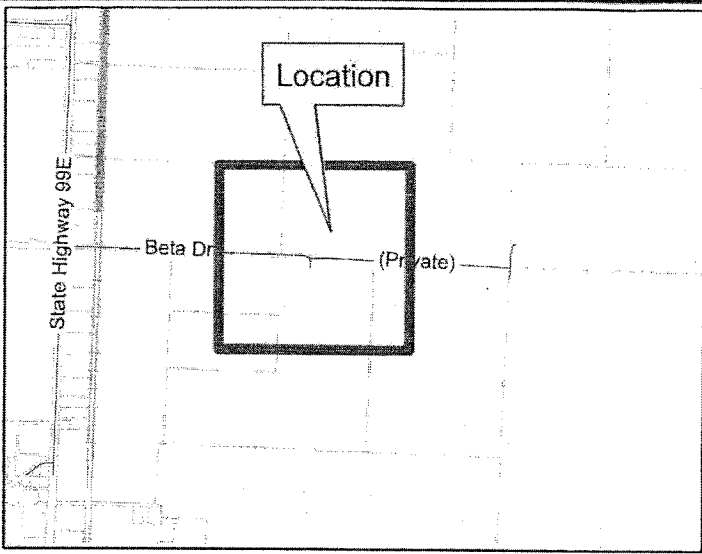
EXHIBIT C

11S03W30 01200

322 foot extension of Beta Drive right-of-way dedication to satisfy a Condition of Approval for a Property Line Adjustment for the Pepsi-Co project.



Geographic Information Services



Resolution No. 5353

Recorded Document Recorder File No. 4823