

RESOLUTION NO. 6177

A RESOLUTION DIRECTING STAFF TO EXECUTE THE ATTACHED QUITCLAIM DEED:

Grantor: City of Albany

Purpose

Grantee: LBLM Investments, LLC

Releasing 3 Easements for Pedestrian Walkway, being replaced by a new Pedestrian Walkway Easement, for the NAPA project on the old Hereford Steer site.

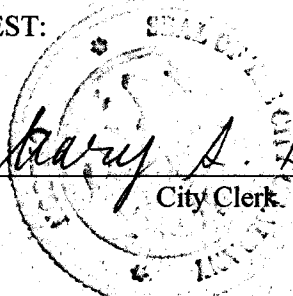
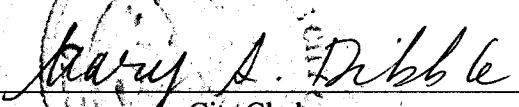
NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that it does hereby direct staff to execute the attached Quitclaim Deed.

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 24TH DAY OF OCTOBER, 2012.

  
\_\_\_\_\_  
Mayor

ATTEST:

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

CITY OF ALBANY

Grantor

After Recording Return to:  
City of Albany

LBLM Investments, LLC  
Grantee

Until requested otherwise send  
All tax statements to:

LBLM Investments, LLC  
19718 Hollygrape  
Bend, OR 97702

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 **LBLM Investments, LLC**, hereinafter called Grantee, and unto Grantee's heirs, successors and assigns all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, situated in the County of Linn, State of Oregon, described as follows, to wit:

Legal Description

Three Easements for Pedestrian Walkway recorded in Linn County Oregon deed records MF1074-925, MF1074-930, and MF1079-134. *These 3 easements will remain in effect until they are replaced by a new easement over the new realigned pedestrian walkway.* Once the replat map creating the new easement is recorded, the existing three easements shall be extinguished. 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.

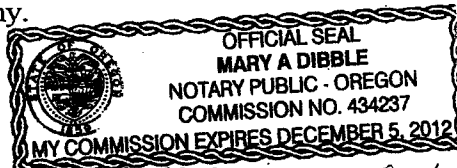
IN WITNESS WHEREOF, the Grantor has executed this instrument this 29 day of Oct, 2012.

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

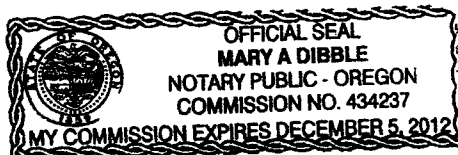
STATE OF OREGON, County of Linn ) ss.

This instrument was acknowledged before me on Oct 29, 2012, by Wes Hare, City Manager for the City of Albany.



Mary A Dibble  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 12/5/12

This instrument was acknowledged before me on Oct 29, 2012, by Stewart Taylor, Finance Director for the City of Albany.



Mary A Dibble  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 12/5/12

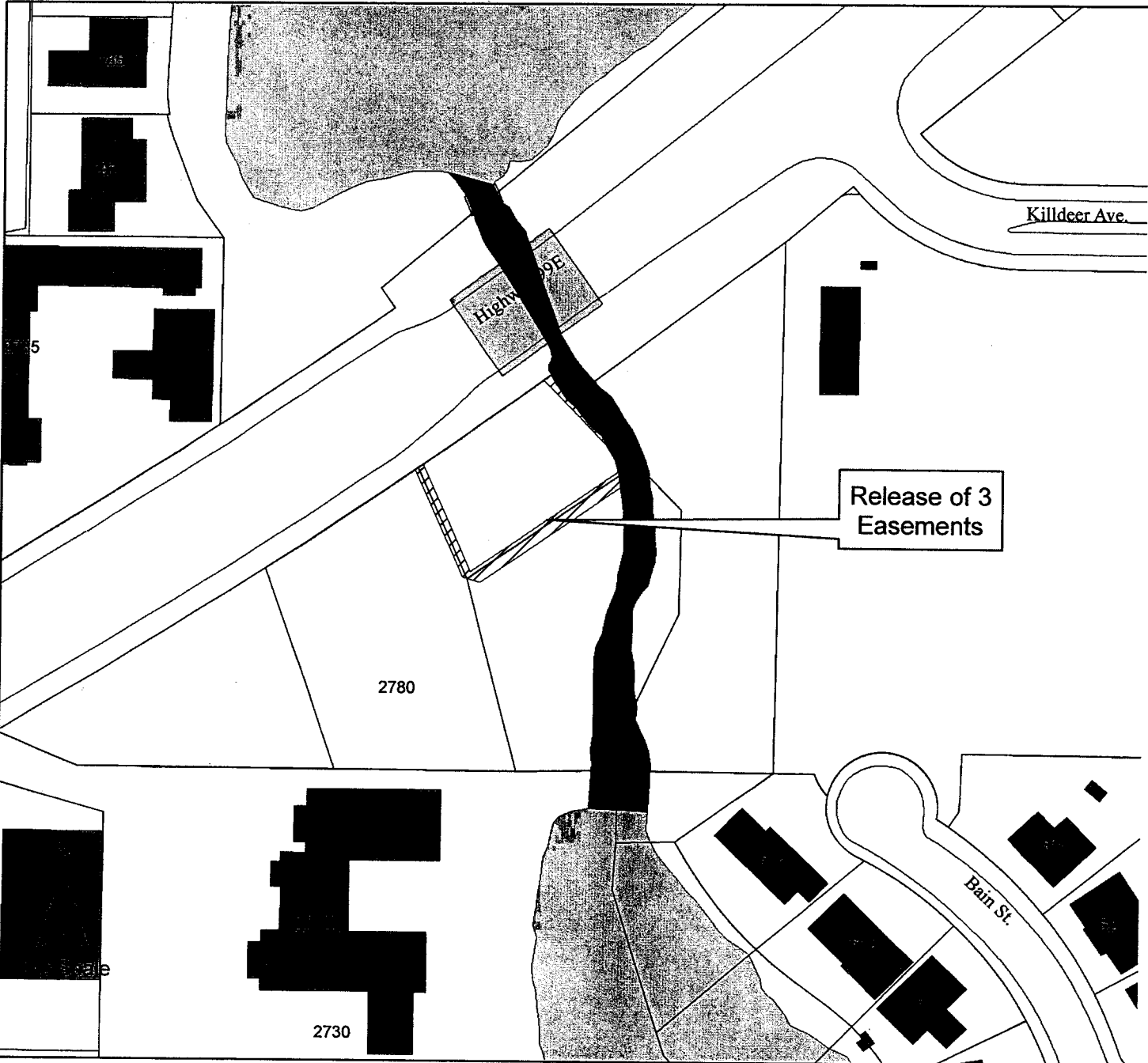
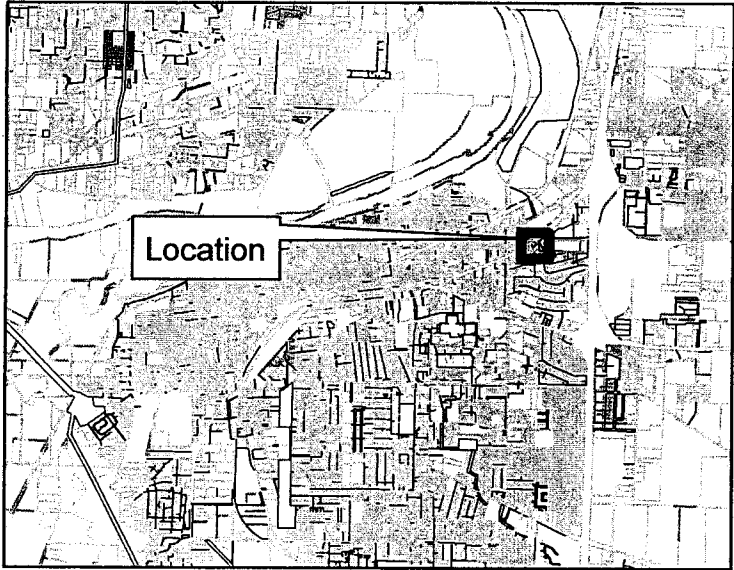
# EXHIBIT A

11S03W05DD-00200, 00201, 00202

Releasing 3 Easements for Pedestrian Walkway, being replaced by a new Pedestrian Walkway Easement, for the NAPA project on the old Herford Steer site.



Geographic Information Services



LINN COUNTY  
Recording Cover Sheet  
All Transactions, ORS: 205.234

LINN COUNTY, OREGON 2012-16810  
D-QD  
Cnt=3 Stn=1 COUNTER 10/30/2012 03:27:30 PM  
\$15.00 \$10.00 \$11.00 \$15.00 \$19.00 \$80.00



00190234201200168100030031

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:

LBLM Investments, LLC  
19718 Hollygrape  
Bend, OR 97702

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

LBLM Investments, LLC

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

\$0

Attach - Res 6177