

RESOLUTION NO. 6538

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

Grantor

Richard D. Hews and Sharon F. Hews

Purpose


A variable-width right-of-way dedication for the north half of the 33rd Avenue cul-de-sac bulb.

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 14TH DAY OF SEPTEMBER 2016.


Mayor

ATTEST:



Acting Deputy City Clerk

RIGHT-OF-WAY DEDICATION

KNOW ALL MEN BY THESE PRESENTS, that Richard D. Hews and Sharon F. Hews, 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 2010-00626, Linn County Deed Records, and being more particularly described as follows:

A piece of land in Section 18 of Township 11 South in Range 3 West of Willamette Meridian, City of Albany, Linn County, Oregon as described in the attached Exhibit A, as shown on the attached map labeled Exhibit B and the attached vicinity map labeled Exhibit C, attached hereto and made a part hereof.

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 \$2,500.00, 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.

GRANTOR:

Richard D. Hews
Richard D. Hews

Sharon F. Hews
Sharon F. Hews

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

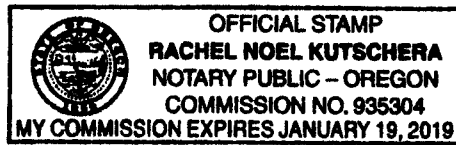
STATE OF MINNESOTA)
County of Clay) ss.
City of Moorhead)

The foregoing instrument was acknowledged before me this 22 day of September, 2016, by Richard D. Hews as his voluntary act and deed.

The foregoing instrument was acknowledged before me this 16th day of September, 2016, by Sharon F. Hews as her voluntary act and deed.

Rachel Kutschera
Notary Public for Oregon
My Commission Expires: 1/19/19

Maureen E. Greenwood
Notary Public for Minnesota
My Commission Expires: 1/31/2020



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 6538, do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 22 day of Sept. 2016.

Wes Hare
City Manager

ATTEST:

Allison R. Lurie
City Clerk (Acting deputy)

Exhibit A

Legal Description for street and utility right of way dedication

Northern half of the 33rd Avenue cul-de-sac bulb

A portion of that property conveyed to Richard D. Hews and Sharon F. Hews by a deed recorded January 11, 2010, in Linn County, Oregon, deed records 2010-00626, more particularly described below.

Beginning at a point on the north right of way line of 33rd Avenue, said point being the southwest corner of Lot 12, Block 11, Rodgersdale Addition to Albany, said point lying North 1°04'30" West 25 feet from the southeast corner of that property conveyed to Richard D. Hews and Sharon F. Hews by a deed recorded in Linn County Deed records 2010-00626;

thence South 88°55'30" West 8.0 feet;

thence 210.34 feet along the arc of a 42 foot radius curve to the right, the long chord of which bears South 1°04'30" East 50.0 feet;

thence North 88°55'30" East 8.0 feet to the northwest corner of Lot 1, Block 13, Rodgersdale Addition to Albany;

thence North 1°04'30" West along the right of way line of 33rd Avenue 50.0 feet to the point of beginning.

Excepting therefrom: the southern half of the cul-de-sac bulb, lying on the property conveyed to Stanley Anthony Shulster Trustee by a deed recorded in Linn County deed records 2010-11359.

As shown on the attached map labeled Exhibit B.

The basis of bearings of this description is the Rodgersdale Addition to Albany subdivision plat.

Exhibit B

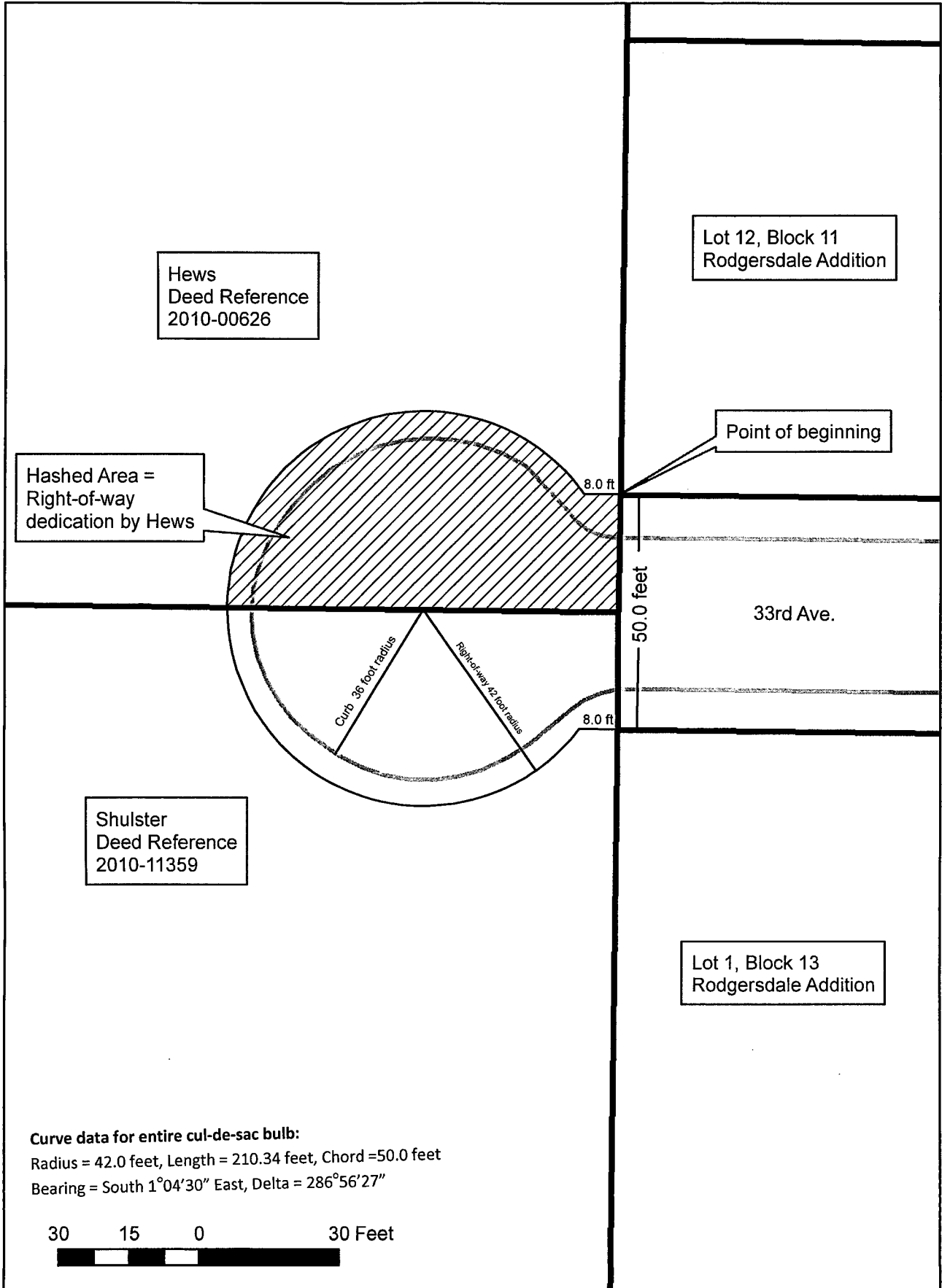
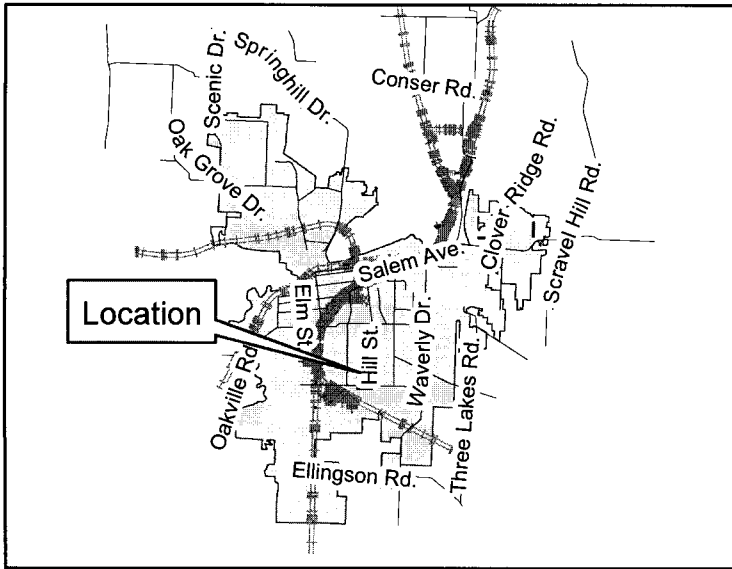


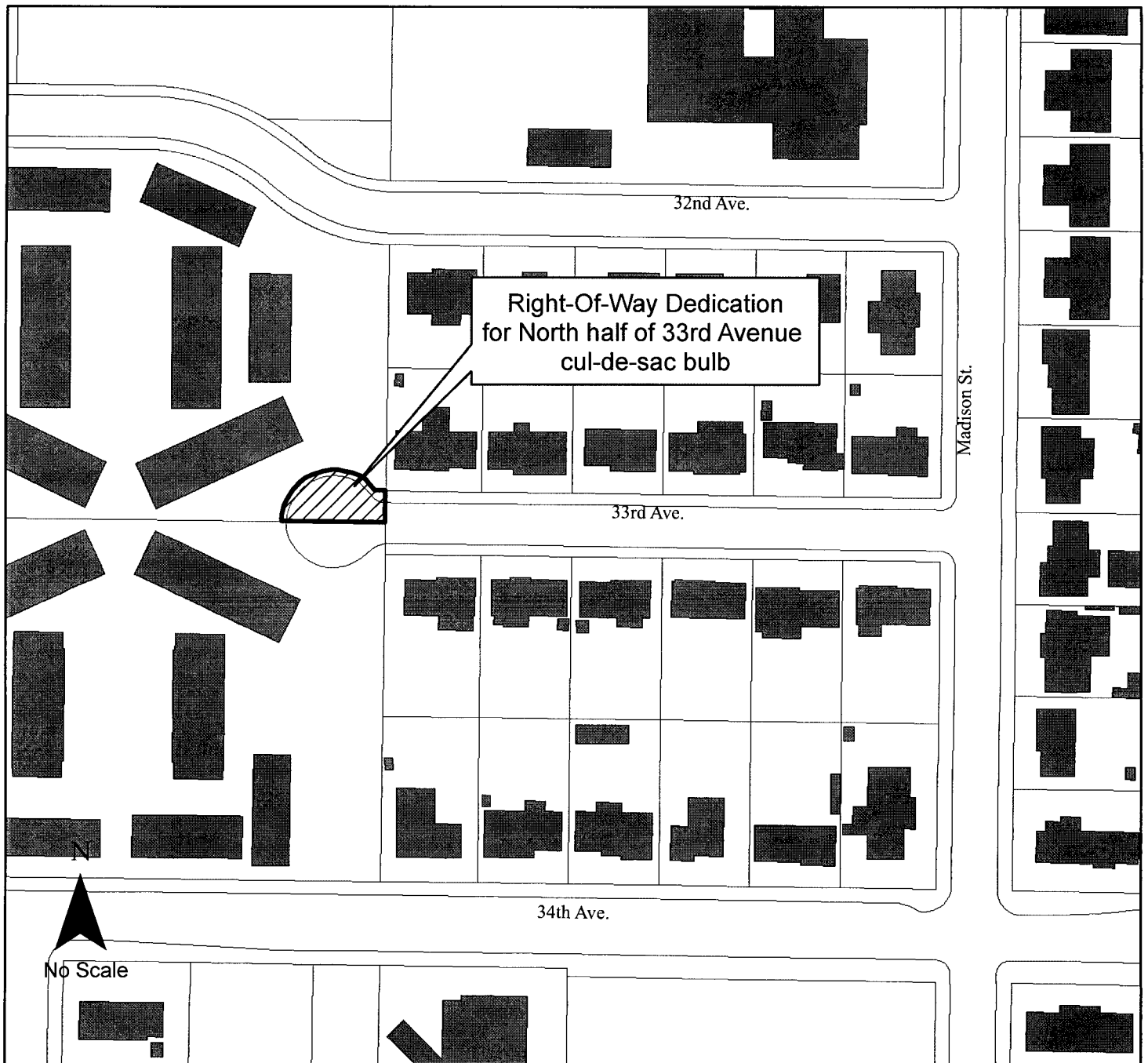
EXHIBIT C

11S03W18DB- 00203

Right-Of-Way dedication of
the north half of the 33rd Avenue
cul-de-sac bulb



Geographic Information Services



LINN COUNTY
Recording Cover Sheet
All Transactions, ORS: 205.234

LINN COUNTY, OREGON **2016-16316**
D-DFD
Clt=1 Str=44 COUNTER **09/22/2016 02:42:51 PM**
\$30.00 \$11.00 \$20.00 \$19.00 \$10.00 **\$90.00**



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

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

Right of Way Dedication

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

Richard D. Hews and Sharon F. Hews

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

\$2,500.00

105.005.150