

RESOLUTION NO. 3146

BE IT RESOLVED BY THE ALBANY CITY COUNCIL that it does hereby accept the following deed:

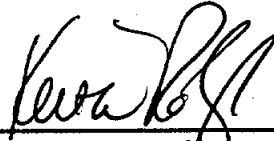
Grantor

Floyd Zumwalt  
4269 Santiam Hwy SE  
Albany, OR 97321

Purpose

dedication of variable width right-of-way  
across that property located South of  
Spicer Road and East of Three Lakes Road  
to allow for the future realignment of the  
Three Lakes Road/Spicer Road/18th Avenue  
intersection

DATED this 11th day of March, 1992.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
Deputy City Recorder

DEDICATION DEED

KNOW ALL MEN BY THESE PRESENTS, that Floyd Zumwalt, hereinafter referred to as the Grantor, does dedicate to the City of Albany for street and utility right-of-way purposes, all that real property situated in Linn County, State of Oregon, described as follows:

A portion of that tract conveyed to Floyd Zumwalt in MF 513-695, Linn County Microfilm Deed Records, being more particularly described as follows and as shown on the attached map labeled EXHIBIT A:

Beginning at a point on the east right-of-way line of the county road which is 13.75 chains West, 3544.29 feet North 0° 17' East, and 20 feet South 89° 44' 21" East of the southeast corner of the west half of the Edward N. White Donation Land Claim Number 48, Township 11 South, Range 3 West of the Willamette Base and Meridian, Linn County, Oregon; thence North 0° 17' East along the east right-of-way line of said county road, 257.46 feet to the south right-of-way line of Spicer Road; thence South 58° 06' 46" East, 96.08 feet to a 5/8-inch iron rod; thence on a 100-foot radius curve left 65.66 feet, the long chord of which bears North 76° 52' 21" West, 64.49 feet to a 5/8-inch iron rod; thence on a 10-foot radius curve left 14.67 feet, the long chord of which bears South 42° 18' 02" West, 13.39 feet to a 5/8-inch iron rod 10 feet east of the east right-of-way line of the county road; thence South 0° 17' West parallel with the county road 211.50 feet to a 5/8-inch iron rod; thence North 89° 44' 21" West, 10 feet to the point of beginning, containing 3342.3 square feet.

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 26<sup>th</sup> day of February, 1992.

GRANTOR:

Floyd Zumwalt  
Floyd Zumwalt

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

The foregoing instrument was acknowledged before me this 26<sup>th</sup> day of February, 1992, by grantor(s) as his voluntary act and deed.

Christi Hammons  
Notary Public for Oregon

My Commission Expires: 6/5/92

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 3146, do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 12th day of March, 1992.

Steve Bryant  
City Manager

ATTEST:

Norm C. Withrow  
City Recorder

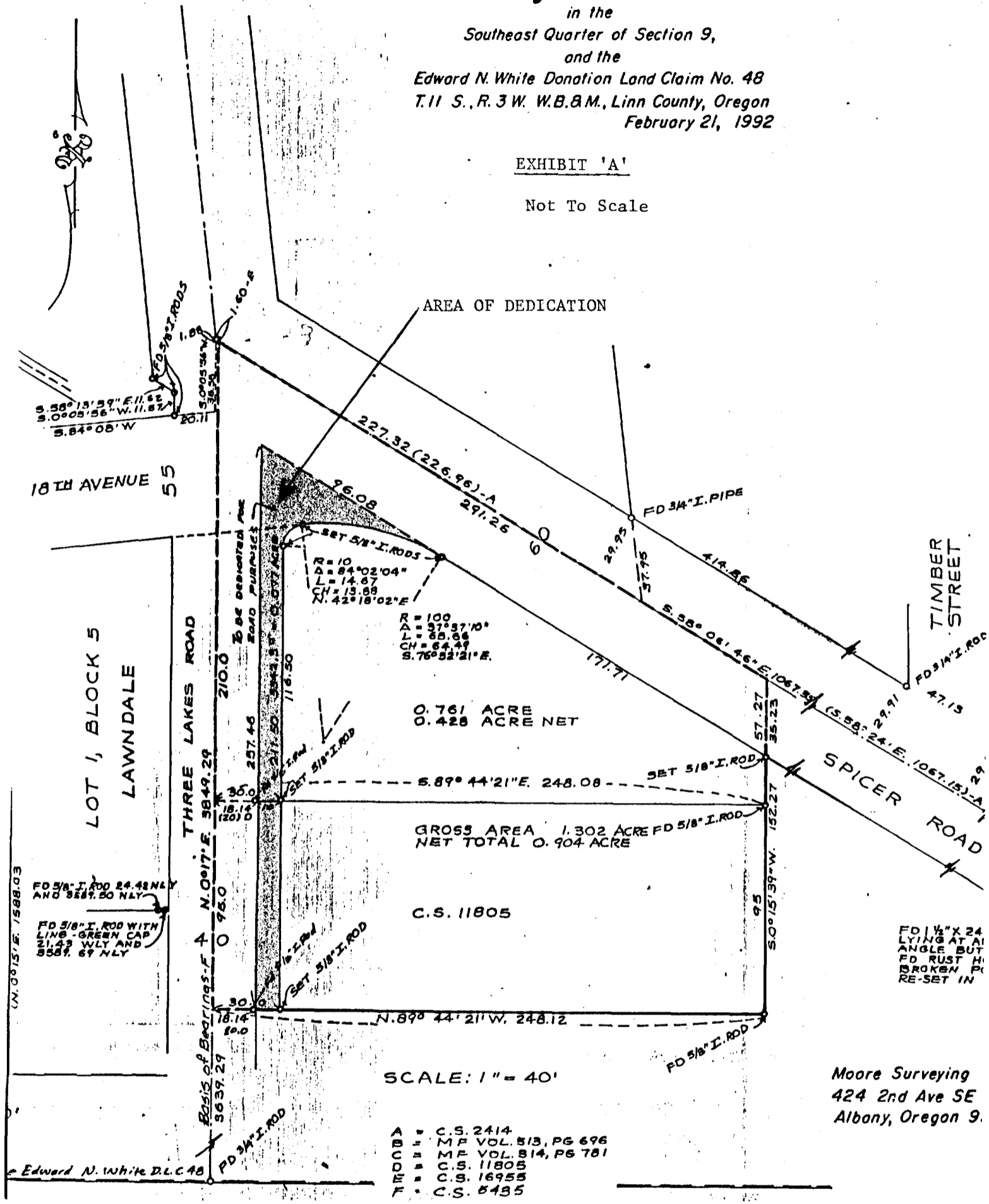
Deputy

**Floyd Zumwalt**

in the  
 Southeast Quarter of Section 9,  
 and the  
 Edward N. White Donation Land Claim No. 48  
 T.11 S., R. 3 W. W.B.&M., Linn County, Oregon  
 February 21, 1992

EXHIBIT 'A'

Not To Scale



SCALE: 1" = 40'

- A = C.S. 2414
- BB = MF VOL. 513, PG 696
- CC = MF VOL. 814, PG 781
- D = C.S. 11805
- E = C.S. 16955
- F = C.S. 5495

Moore Surveying  
 424 2nd Ave SE  
 Albany, Oregon 9.

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 MF 599

By [Signature], Deputy PAGE 381

M  
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Recorded Document Recorder File No. 2109