

RESOLUTION NO. 3172

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

Grantor

Supra Corporation

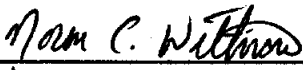
Purpose

permanent public utility easements for a hydrant and two waterlines with hydrants across that property at 7101 Supra Drive SW, City of Albany, Linn County, Oregon

DATED this 27 day of MAY, 1992.

  
\_\_\_\_\_  
Mayor

ATTEST:

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

## EASEMENT FOR PUBLIC UTILITIES

THIS AGREEMENT, made and entered into this 2nd day of May, 1992, by and between SUPRA CORPORATION, an Oregon Corporation, herein called Grantors, and the CITY OF ALBANY, a Municipal Corporation, herein called "City."

## WITNESSETH:

That for and in consideration of the total compensation to be paid by the City, the grantors have this day bargained and sold and by these presents do bargain, sell, convey, and transfer unto the City of Albany, an easement and right-of-way, including the right to enter upon the real property hereinafter described, and to maintain and repair public utilities for the purpose of conveying public utilities services over, across, through, and under the lands hereinafter described, together with the right to excavate and refill ditches and/or trenches for the location of the said public utilities and the further right to remove trees, bushes, undergrowth, and other obstructions interfering with the location and maintenance of the said public utilities.

This agreement is subject to the following terms and conditions:

1. The right-of-way hereby granted consists of:

Three (3) fifteen-foot wide permanent public utility easements lying in the Southwest corner of Section 25, Township 11 South, Range 4 West, Willamette Meridian, City of Albany, Linn County, Oregon, across those parcels of land conveyed to Supra Corporation in MF 549, Page 141 and in MF 561, Page 750, Linn County Microfilm Deed Records, 7.5 feet on either side of centerlines more particularly described as follows and as shown on the attached maps labeled EXHIBIT A:, EXHIBIT B:, and EXHIBIT C: respectively.

(1) Beginning at a point on the south line of that Supra Corporation parcel described in MF 549, Page 141, said deed records, North 89° 15' 59" West 7.50 feet from a 1" iron rod at the southeast corner thereof; thence leaving said south line, running parallel with the east line of said Supra parcel North 00° 51' 49" East 262.36 feet to an angle point; thence North 44° 15' 40" West 90.50 feet to the terminus of this easement.

Containing 5293 square feet, more or less.

(2) Beginning at the southwest corner of that Supra Corporation parcel described in MF 549, Page 141, said deed records; thence along the south line thereof South 89° 15' 59" East 30.00 feet to a 5/8" iron rod at the southeast corner of that right-of-way dedicated to the City of Albany in MF 561, Page 752, said deed records; thence along said right-of-way line, through the arc of a 280.00 foot radius curve left (long chord North 11° 59' 14" West 123.31 feet) 124.33 feet to the TRUE POINT OF BEGINNING; thence leaving said right-of-way line North 65° 17' 31" East 73.58 feet to an angle point; thence South 89° 15' 40" East 150.50 feet to the terminus of this easement.

Containing 3361 square feet, more or less.

(3) Beginning at the southwest corner of that Supra Corporation parcel described in MF 549, Page 141, said deed records; thence along the west line thereof North 00° 51' 49" East 125.53 feet to the most southerly point of that Supra Corporation parcel described in MF 561, Page 750, said deed records; thence along the westerly line thereof, through the arc of a 280.00 foot radius curve left (long chord North 29° 17' 03" West 33.04 feet) 33.06 feet to a 5/8" iron rod; thence along the arc of a 220.00 foot radius curve right (long chord North 15° 54' 05" West 126.92 feet) 128.75 feet to a 5/8" iron rod; thence North 00° 51' 49" East 32.59 feet to the TRUE POINT OF BEGINNING; thence leaving said westerly line South 89° 08' 11" East 10.00 feet to the terminus of this easement.

Containing 150 square feet, more or less.

2. The permanent easement described herein grants to the City, and to its successors, assigns, authorized agents, or contractors, the perpetual right to enter upon said easement at any time that it may see fit, for construction, maintenance, evaluation and/or repair purposes.
3. The easement granted 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.
4. The Grantors do hereby covenant with the City 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 title thereto against the lawful claims of all persons whomsoever.
5. Upon performing any maintenance, the City shall return the site to original or better condition.
6. No permanent structure shall be constructed on this easement.

IN WITNESS WHEREOF, the Grantors have hereunto fixed their hands and seals the day and year above written.

GRANTOR:

SUPRA CORPORATION

By: [Signature]  
President

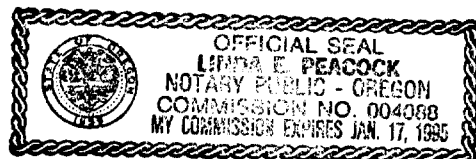
By: [Signature]  
Secretary

The foregoing instrument was acknowledged before me this 5 day of May, 1992, by JOHN L. WILEY, president, and by GARY G. BLAKE, secretary, of SUPRA CORPORATION, an Oregon corporation, on behalf of the corporation.

[Signature]  
Notary Public for Oregon

My Commission Expires: 1-17-95

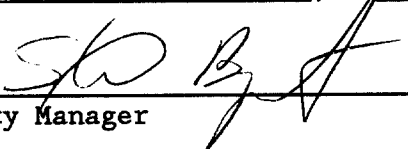
STATE OF OREGON )  
County of Linn ) ss.  
City of Albany )



CITY OF ALBANY:

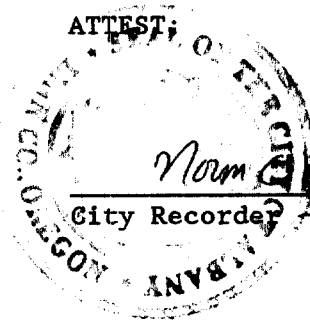
STATE OF OREGON )  
County of Linn ) ss.  
City of Albany )

I, Steve Bryant as City Manager of the  
City of Albany, Oregon, pursuant to Reso-  
lution Number 3172 do hereby  
accept on behalf of the City of Albany,  
the above instrument pursuant to the  
terms thereof this 28th day of  
May, 1992.



City Manager

ATTEST:



City Recorder - Deputy

ALLEN LANE

ALBANY  
11 4W 25

SUPRA DRIVE

MF 561-750

MF 549-141

T.L 1400  
SUPRA CORP.

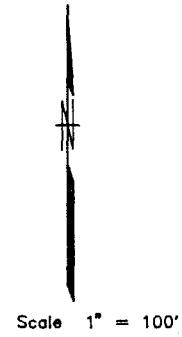
Asphalt  
Pavement

Supra Building

Asphalt  
Pavement

Asphalt  
Pavement

MF 561-752



N 44°15'40" W  
90.50 ft

### EXHIBIT 'A'

City of Albany  
Public Works Department  
Engineering/Utilities Division  
SI-91-3 Supra Development  
1/24/92

Centerline 15' Utility Easement

Point of Beginning  
for 15' Easement

I.P.

N 89° 15' 59" W  
7.50 ft

SE Corner of Supra Tract (MF 549-141)

ALLEN LANE

ALBANY  
11 4W 25

SUPRA DRIVE

T.L. 1400  
SUPRA CORP.

MF 561-750

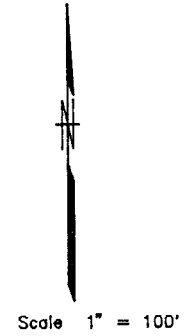
MF 549-141

Asphalt  
Pavement

Supra Building

Asphalt  
Pavement

Asphalt  
Pavement



### EXHIBIT 'B'

City of Albany  
Public Works Department  
Engineering/Utilities Division  
SI-91-3 Supra Development  
1/24/92

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N 65° 17' 31" E  
73.58 ft

S 89° 15' 40" E 150.50 ft

TRUE POINT OF BEGINNING  
for 15' Easement ☉

Centerline 15' Utility Easement

MF 561-752

280 ft Radius Curve (Long Chord: N 11° 59' 14" W 123.31ft)

SW Corner of Supra Tract (MF 549-141)  
Point of Beginning

124.33ft

5/8" IR

S 89° 15' 59" E 30.00 ft

SE Corner of Supra Drive  
Right-of-way (MF 561-752)

ALLEN LANE

ALBANY  
11 4W 25

SUPRA DRIVE

T.L. 1400  
SUPRA CORP.

MF 549-141

MF 561-750

Asphalt  
Pavement

Supra Building

Asphalt  
Pavement

Asphalt  
Pavement

S 89°08'11" E 10.00ft  
Centerline 15' Utility Easement

TRUE POINT OF BEGINNING  
for 15' Easement  $\phi$

N 0°51'49" E 32.59ft

5/8 IR

220ft Radius Curve  
(Long Chord: N 15°54'05" W 126.92ft)

128.75ft

5/8 IR

280ft Radius Curve  
(Long Chord: N 29°17'03" W 33.04ft)

33.04ft

N 0°51'49" E

125.53ft

MF 561-752

SW Corner of Supra Tract (MF 549-141)  
Point of Beginning



Scale 1" = 100'

### EXHIBIT 'C'

City of Albany  
Public Works Department  
Engineering/Utilities Division  
SI-91-3 Supra Development  
1/24/92

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STATE OF OREGON  
County of Linn

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I hereby certify that the attached  
was received and duly recorded  
by me in Linn County records.

STEVE DRUCKENMILLER  
Linn County Clerk

MF 601

40  
JUN 10 11 02 AM '92

City of Albany  
DN 0492

Resolution No. 3172

Recorded Document Recorder File No. 2195