

RESOLUTION NO. 5744

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

Grantor

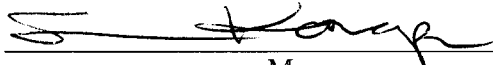
American Motorcycle Classics

Purpose

A 9-foot wide right-of-way dedication for the Harley Davidson expansion project.

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

DATED AND EFFECTIVE THIS 11TH DAY OF FEBRUARY 2009.



Mayor

ATTEST:



City Clerk

RIGHT-OF-WAY DEDICATION

KNOW ALL MEN BY THESE PRESENTS, that **American Motorcycle Classics**, hereinafter called Grantor, hereby dedicates 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 DN2006-20019, DN2006-25895, Linn County deed records, and being more particularly described as follows:

RIGHT-OF-WAY, more particularly described in attached EXHIBIT A and shown in attached EXHIBIT B.

The Grantors covenant 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 the construction of public improvement by City and other good and valuable consideration, the receipt and adequacy of which is acknowledged by Grantors.

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

GRANTOR: **American Motorcycle Classics**

By: [Signature]
John A. Lewis, Registered Agent & General Partner

Date: 1/25/09

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

The foregoing instrument was acknowledged before me this 25th day of JANUARY 2009, by John A. Lewis, Registered Agent & General Partner of American Motorcycle Classics on behalf of American Motorcycle Classics, as his voluntary act and deed.

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 5744 do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 13th day of February 2008.

[Signature: Wes Hare]
City Manager

ATTEST:

[Signature: Betty Langmuir]
City Recorder

[Signature: J. Saltarello]
Notary Public for Oregon
My Commission Expires: 11/15/2010



**EXHIBIT A - 9' Right-of-Way Dedication to
City of Albany, Linn County, Oregon**

Owner:

AMERICAN MOTORCYCLE CLASSICS
1600 CENTURY DRIVE NE
ALBANY, OREGON

Registered Agent & General Partner:

JOHN A. LEWIS

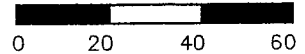
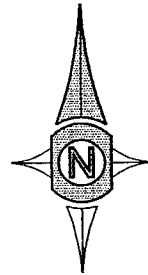
Date:

November 24, 2008

Description:

Beginning at a point at the Southeast corner of Parcel 2 of Linn County Partition Plat No. 2006-74 in Section 33, Township 10 South, Range 2 West, Willamette Meridian, Linn County, Oregon; thence along the South line of said Parcel 2 South $89^{\circ}47'05''$ West 180.00 feet to a point; thence parallel to the East line of said Parcel 2 North $00^{\circ}02'01''$ West 9.00 feet to a point; thence parallel to said South line North $89^{\circ}47'05''$ East 180.00 feet to said East line; thence along said East line South $00^{\circ}02'01''$ East 9.00 feet to the point of beginning.

See Exhibit B (attached) for sketch.



PARCEL 2 OF LINN COUNTY
 PARTITION PLAT NO. 2006-74
 IN SECTION 33, TOWNSHIP
 10S, RANGE 3W, WM.

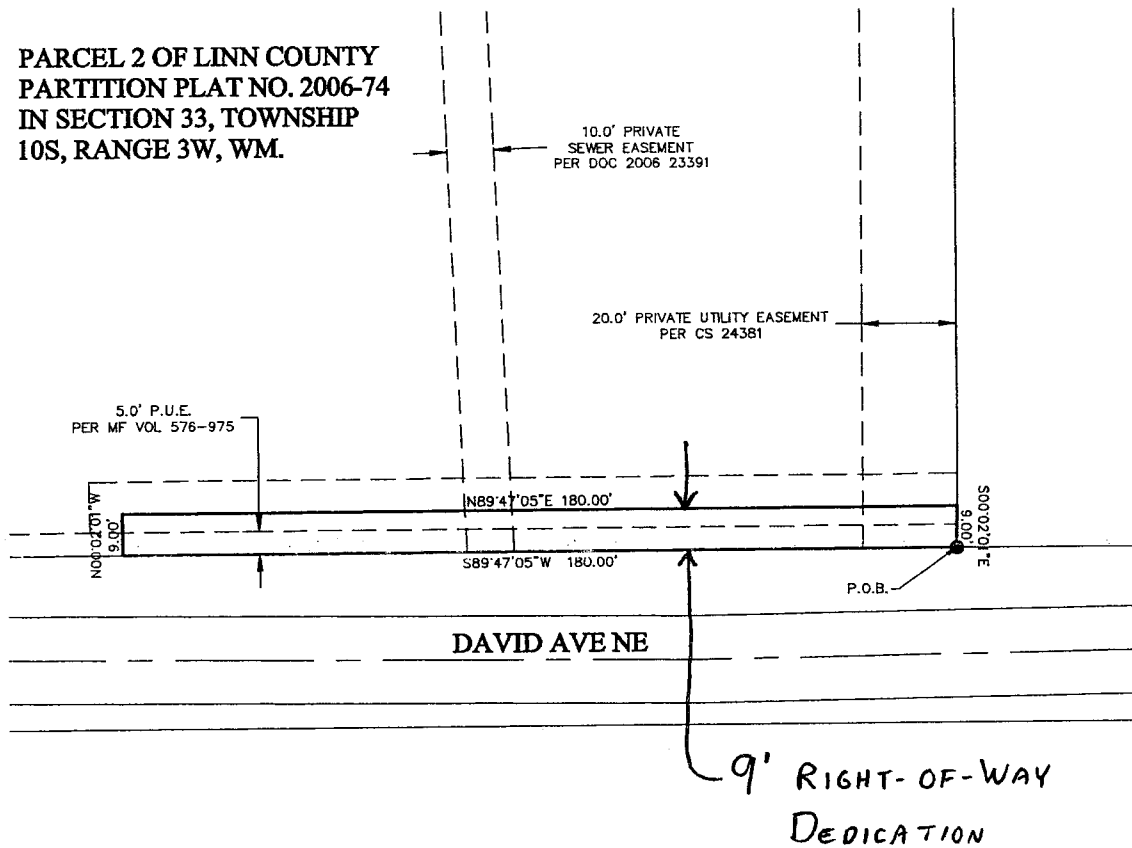


EXHIBIT B

AMERICAN MOTORCYCLE
 CLASSICS
 1600 CENTURY DRIVE NE
 ALBANY, OREGON



ENGINEERING AND LAND SURVEYING
 1788 S. MAIN STREET, LEBANON, OREGON 97355
 PH: (541) 258-8833 FAX: (541) 258-8834

JOB: 08-06-056

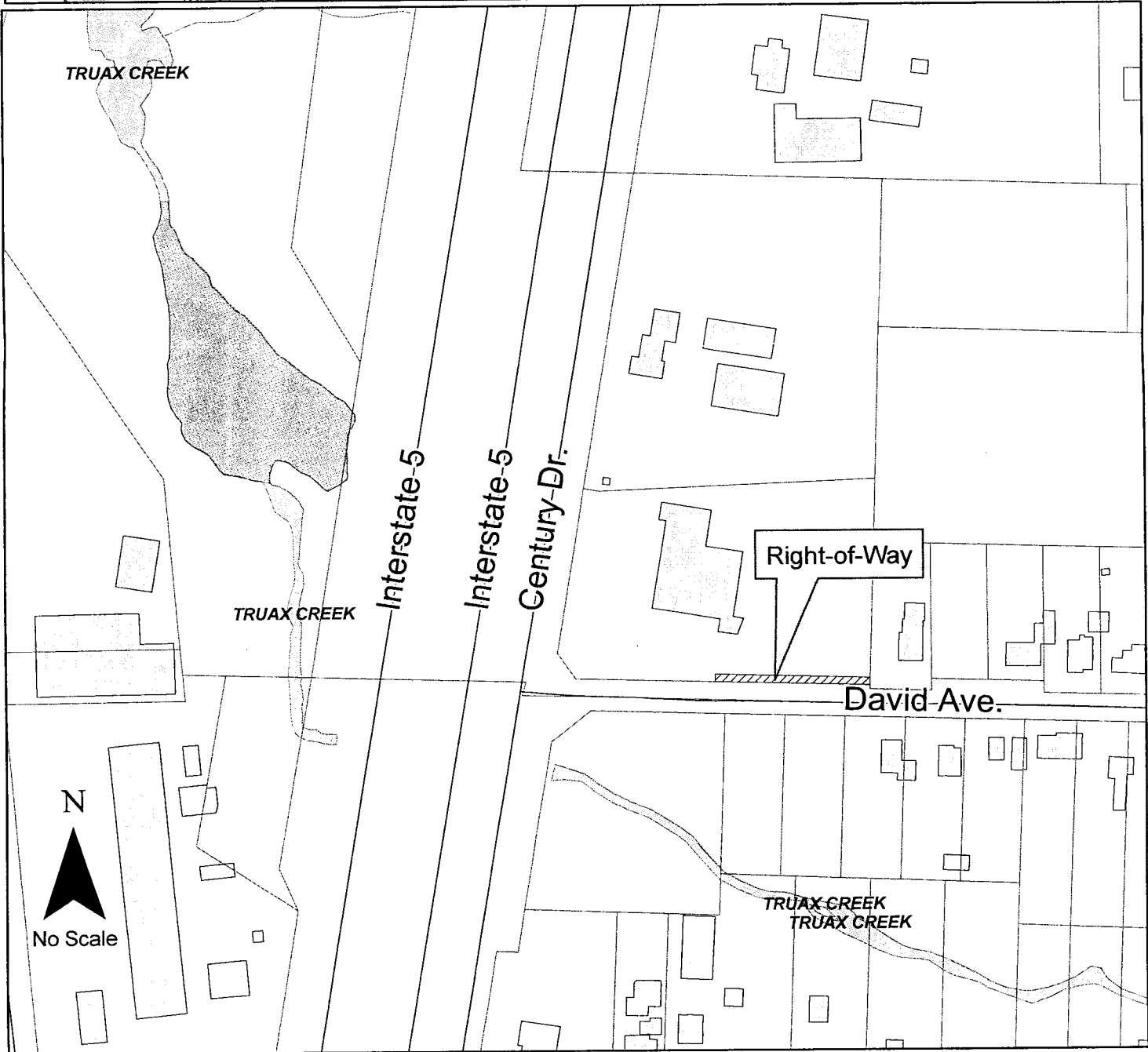
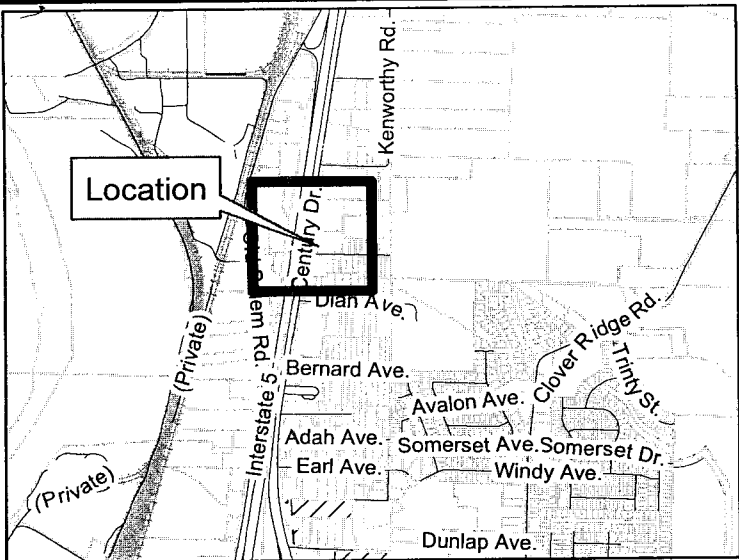
EXHIBIT C

10SO3W33D 00900

David Avenue Right-of-Way
Dedication for the Harley
Davidson expansion project.



Geographic Information Services



LINN COUNTY
Recording Cover Sheet
All Transactions, ORS: 205.234

LINN COUNTY, OREGON **2009-03388**
E-ROW
Cnt=1 Stn=1 COUNTER **02/25/2009 02:52:09 PM**
\$25.00 \$11.00 \$10.00 **\$46.00**

After Recording Return To:

City of Albany City Clerk

PO Box 490

Albany, OR 97321

All Tax Statements Should Be Sent To:

Exempt _____



00103445200900033880050059

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



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

American Motorcycle Classics

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

Resolution No. 5744

Recorded Document Recorder File No. 5291