

RESOLUTION NO. 2435

NOW, THEREFORE BE IT RESOLVED by the Albany City Council that it does hereby accept the following warranty deed:

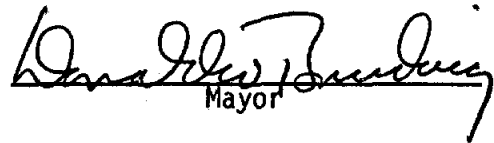
Grantor

P & E Land Development, Inc.

Purpose

Acquire 11.1 acres of vacant land in the College Green Subdivision for park purposes

DATED this 2nd day of November, 1983.


Mayor

ATTEST:



City Recorder

1-1-74

WARRANTY DEED



KNOW ALL MEN BY THESE PRESENTS, That P. and E. Land Development, Inc. an Oregon corporation

hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by City of Albany, Oregon, an Oregon Municipal corporation, hereinafter called the grantee, does hereby grant, bargain, sell and convey unto the said grantee and grantee's heirs, successors and assigns, that certain real property, with the tenements, hereditaments and appurtenances thereunto belonging or appertaining, situated in the County of Linn and State of Oregon, described as follows, to-wit:

EXHIBIT A ATTACHED HERETO

Beginning at the Northwest corner of Lot 14, Block 12, FIRST ADDITION TO COLLEGE GREEN, a subdivision in the Northeast quarter of Section 25, Township 11 South, Range 4 West, Willamette Meridian, Linn County, Oregon, and the Southwest corner of Parcel I described in that deed recorded in Volume 85, Page 479, of Deed Records, Linn County, Oregon; thence North 0° 46' East 844.34 feet; thence South 89° 14' East 538.03 feet; thence South 0° 46' West 294.34 feet; thence South 89° 14' East 340.00 feet; thence South 45° 55' 32" West 779.98 feet; thence North 89° 14' West 324.97 feet to the point of beginning.

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

To Have and to Hold the same unto the said grantee and grantee's heirs, successors and assigns forever.

And said grantor hereby covenants to and with said grantee and grantee's heirs, successors and assigns, that grantor is lawfully seized in fee simple of the above granted premises, free from all encumbrances

Except easement to Pacific Power and Light Co. Mf Vol 38, page 523, and easement to Republic Development Co, et al, Mf Vol 138, page 357 for slope easements for fill and that grantor will warrant and forever defend the said premises and every part and parcel thereof against the lawful claims and demands of all persons whomsoever, except those claiming under the above described encumbrances.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 25,000.00

However, the actual consideration consists of or includes other property or value given or promised which is the whole part of the consideration (indicate which). (The sentence between the symbols ®, if not applicable, should be deleted. See ORS 93.030.)

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 16 day of September, 1983; if a corporate grantor, it has caused its name to be signed and seal affixed by its officers, duly authorized thereto by order of its board of directors. P. and E. Land Development, Inc.

(If executed by a corporation, affix corporate seal)

By Jake Prince Pres, By M. B. Edwards

STATE OF OREGON, County of Linn, 1983

STATE OF OREGON, County of Linn, September 16, 1983

Personally appeared Jake Prince and M. B. Edwards who, being duly sworn,

each for himself and not one for the other, did say that the former is the president and that the latter is the secretary of

Land Development Inc, a corporation,

and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors, and each of them acknowledged said instrument to be its voluntary act and deed.

Before me: (OFFICIAL SEAL) Notary Public for Oregon My commission expires:

Before me: (OFFICIAL SEAL) Notary Public for Oregon My commission expires: 1-26-86

Form fields for GRANTOR'S NAME AND ADDRESS, GRANTEE'S NAME AND ADDRESS, and recording information: WILLAMETTE VALLEY TITLE CO., 306 S. BROADALBIN - P.O. BOX 981, ALBANY, OREGON 97321

Until a change is requested all tax statements shall be sent to the following address. CITY OF ALBANY, Finance Dept. Attn Gary Holliday

Notary section: STATE OF OREGON, County of Linn, I certify that the attached was received and duly recorded by me in Linn County records: Volume MF 344 Page 466, Witness my Hand and Seal, DEL W. RILEY Linn County Clerk, Signed by Del W. Riley

88390-L



1-1-74

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The grantor reserves a 50' wide right of way for a street extension from the extended Looney Lane, across the property described in this deed, to the remaining property owned by P. and E. Land Development, Inc. The exact location of this right-of-way is to be determined upon completion of the drawings and start of construction of a park on the property described above. If the street is not fully improved with curbs and pavement by October 1, 1993, the 50' right-of-way shall become park land with the title passing to the City of Albany, Oregon.

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(If executed by a corporation, affix corporate seal)

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STATE OF OREGON, County of Linn September 16, 1983

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Personally appeared the above named

each for himself and not one for the other, did say that the latter is the president and that the latter is the secretary of P & E

and acknowledged the foregoing instrument to be voluntary act and deed.

Land Development Inc a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Before me: (OFFICIAL SEAL)

Before me: (OFFICIAL SEAL)

Notary Public for Oregon My commission expires:

Notary Public for Oregon My commission expires: 1-26-86

GRANTOR'S NAME AND ADDRESS GRANTEE'S NAME AND ADDRESS

After recording return to: WILLAMETTE VALLEY TITLE CO. 306 S. BROADALBIN - P.O. BOX 981 ALBANY, OREGON 97321

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CITY OF ALBANY, Finance Dept.

Attn Gary Holliday

STATE OF OREGON, County of I certify that the within instru-

554249 550 OCT 5 4 15 PM '83

STATE OF OREGON County of Linn

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

Volume: MF 344 Page: 466

Witness my Hand and Seal

DEL W. RILEY Linn County Clerk

Deputy

Resolution No. 2435

Recorded Document Recorder File No. 1491