

RESOLUTION NO. 1270

AUTHORIZING FILING OF APPLICATION WITH THE UNITED STATES OF AMERICA FOR FINANCIAL AID TO PROVIDE FOR DEVELOPMENT OF CERTAIN PROPERTY FOR PARK PURPOSES UNDER THE TERMS OF PUBLIC LAW NO. 88-578 OF THE 80TH CONGRESS OF THE UNITED STATES OF AMERICA, SAID LAW BEING THE LAND AND WATER CONSERVATION ACT OF 1965.

WHEREAS, the City of Albany, Linn County, Oregon, (hereinafter called the Applicant) after thorough consideration of the various aspects of the problem and study available data has hereby determined that the development of certain property for park purposes, generally described as:

The following described real property situated in the County of Linn and State of Oregon, to-wit:

TRACT I: That tract of land described in Book 181, page 325, as follows: Beginning at a point on the North boundary line of and West 2.12 chains from the Northeast corner of the DLC of Jesse B. Parrish and wife, Not. No. 3843, in Township 11 South, Range 3 West of the Willamette Meridian, Oregon, said point being on the North boundary line of the right of way of the Corvallis and Eastern Railroad; thence West 33.198 chains; thence South 10.55 chains to said North boundary line of said right of way; thence in a Northeasterly course, following said North boundary line of said right of way to the place of beginning.

EXCEPT a portion of the above described tract conveyed to Harold D. Steckley, et ux, as recorded in Book 283, page 20, described as follows: Beginning at a ½ inch iron rod which is South 89°56'32" West 228.81 feet and South 30 feet from the Northeast corner of the DLC of Jesse B. Parrish and wife, Not. No. 3843 in Township 11 South, Range 3 West of the Willamette Meridian, Oregon, said point being on the Northerly boundary line of the right of way of the abandoned Corvallis and Eastern Railroad, thence South 89°56'32" West 300 feet, parallel to and 30 feet from, the North boundary of said Jesse B. Parrish DLC to a ½ inch iron rod, thence South 0°03'28" East 94.47 feet to a ½ inch iron rod which is on the North line of said Railroad right of way, thence North 72°27'44" East 314.52 feet to the point of beginning.

TRACT II: Beginning at a point on the section line between Sections 4 and 9, Township 11 South, Range 3 West of the Willamette Meridian, at a point which is 20 chains West of the East boundary line of the DLC of Jesse B. Parrish and wife, Not. No. 3843, being part of Sections 3, 4, 9 and 10 in Township 11 South, Range 3 West of the Willamette Meridian, and running thence West on said Section line 15 chains, thence North 9.65 chains to the right of way of the Corvallis and Eastern Railway; thence in a Northeasterly course following the South boundary of said right of way to a point due North of the place of beginning; thence South 14.36 chains to the place of beginning; save and except a right of way 20.00 feet wide off the tract the whole way on the West side for a public highway.

TRACT III: All of the following, described property lying East of a line running North and South and 35 chains West of the East boundary of the Jesse B. Parrish DLC Not. No. 3843, commencing at the Northeast corner of that parcel of property deeded to G. Clark Price by V. O. Brown as recorded in Book 138, page 168, Deed Records, and point bears North 50°47' West a distance of 1223 feet from the Section corner common to Sections 3, 4, 9 and 10, Township 11 South, Range 3 West of the Willamette Meridian, and is a point in the Southerly right of way line of the abandoned portion of the Southern Pacific Co. Mill City Branch 30 feet Southerly from and at right angles to the center line of said branch at Engineer's Station 757+83.0 and is the actual

point of beginning of this description; thence South 73°18' West along the said Southerly right of way line parallel to and 30.0 feet Southerly from the center line of said branch a distance of 2663.8 feet to the point of intersection with the East line of the County road said point being 30 feet Southerly from and at right angles to the center line of said branch at Engineer's Station 731+19.0 feet; thence North 23°32' West along the East line of the County road a distance of 60.43 feet to the point of intersection with the Northerly right of way line of the said Mill City Branch 30.0 feet Northerly from and at right angles to the center line of said branch at Engineer's Station 731+12.0; thence North 73°18' East along the said Northerly right of way line parallel to and 30 feet Northerly from the center line of said branch a distance of 2689.0 feet to a point 30 feet Northerly from and at right angles to the center line of said branch at Engineer's Station 758.01; thence South a distance of 62.64 feet to the point of beginning.

TRACT IV: Beginning at a point on the Section line between Sections 4 and 9, Township 11 South, Range 3 West of the Willamette Meridian, at a point which is 20.00 chains West of the East boundary line of the DLC Jessie B. Parrish and wife, Cert. No. 3920, Not. No. 3843, being parts of Sections 3, 4, 9 and 10, Township 11 South, Range 3 West of the Willamette Meridian; thence West on said Section line 15.00 chains; thence South 13.34 chains; thence East 15.00 chains; thence North 13.34 chains to the place of beginning. EXCEPT therefrom a perpetual public highway over a strip of land 20 feet wide off of the west side of the above described premises to be kept open to the public as a public roadway.

TRACT V: Beginning at a point which is 33.15 chains West and 13.34 chains North of the Southeast corner of the DLC of Jesse B. Parrish and wife, Not. No. 3843, Cert. No. 3920, in Township 11 South, Range 3 West of the Willamette Meridian, the Southeast corner of said Parrish Claim being the Southeast corner of Lot 4 of Section 9 in said Section 9 in said township and range; thence North 8.06 chains to the Southwest corner of a tract of land deeded by H. Bryant and wife to Fred A. Heiser by deed recorded June 24, 1912 in Book 101, page 42, Deed Records; thence East 15.00 chains, thence South 8.06 chains to a point due East of the place of beginning; thence West to the place of beginning; EXCEPTING a right of way for road purposes twenty feet wide off the West end of said premises.

TRACT VI: Beginning at a 5/8 inch iron rod which is South 89°56'32" West 20 feet from the Northeast corner of the DLC of Jesse B. Parrish and wife, Not. No. 3843 in Township 11 South, Range 3 West of the Willamette Meridian, Oregon, thence South 89°56'32" West 113.02 feet to a point on the Northerly boundary line of the right of way of the abandoned Corvallis and Eastern Railroad right of way thence South 72°27'44" West 99.87 feet along the Northerly line of the said Railroad right of way to a 1/2 inch iron rod, thence North 89°56'32" East 208.31 feet to a 1/2 inch iron rod on the West line of the Goldfish Farm Road, thence North 30 feet to the point of beginning.

is desirable and in the public interest; and

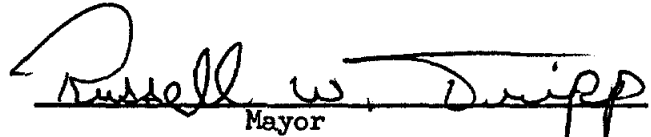
WHEREAS, under the terms of Public Law 88-578 of the 80th Congress, the United States of America has authorized the granting of financial aid to public bodies to aid in financing the cost of development of property for park purposes; and

WHEREAS, the applicant has examined and duly considered such act and the applicant considers it to be in the public interest and to its benefit to file an application under said act and to authorize other action in connection therewith;

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council, the governing body of said applicant, as follows:

1. That the development of certain property for park purposes is essential and is to the best interests of the applicant;
2. That the City Manager be hereby authorized to file in behalf of the applicant an application (in form required by the United States and in conformity with said act) for a grant to be made by the United States to the applicant to aid in defraying the cost of development of certain property for park purposes;
3. That if such grant be made, the applicant shall provide or make necessary arrangements to provide such funds, in addition to the grant as may be required to defray the cost of development of said park;
4. That said City Manager is hereby authorized to furnish such information and take such action as may be necessary to enable the applicant to qualify for the grant;
5. That the officer designated in the preceding paragraph is hereby designated as the authorized representative of the applicant for the purpose of furnishing to the United States such information, data, and documents pertaining to the application for a grant as may be required; and otherwise to act as the authorized representative of the applicant in connection with this application.
6. That certified copies of this resolution be included as part of the application for a grant to be submitted to the United States.

DATED this 10th day of June, 1970.



Mayor

ATTEST:



City Recorder