

RESOLUTION NO. 3196

WHEREAS, the City now owns a twelve-foot wide parcel, formally known as the private road, NW Broadway, located in North Albany south of Gibson Hill Drive.

WHEREAS, the City desires to widen said twelve-foot parcel to a full twenty feet and dedicate it as public right-of-way.

WHEREAS, the City has completed negotiations with Mr. William's, Jr.(grantor), and has obtained a partial release of mortgage from Oregon Department of Veterans' Affairs (ODVA) and a warranty deed on the eight-foot strip of Williams' parcel necessary for said future widening and dedication of right-of-way.

NOW, THEREFORE, BE IT RESOLVED BY THE ALBANY CITY COUNCIL that it does hereby accept the following Warranty Deed.

Grantor

Lewis R. Williams, Jr.


Purpose

Future Right-of-Way

DATED this 9th day of September 1992.

  
Mayor

ATTEST:

  
Deputy City Recorder

M-153837

### WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, That Lewis R. Williams, Jr. ~~and Oregon Department of Veteran's Affairs~~, hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by City of Albany, 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 Benton and State of Oregon, described as follows:

A portion of that tract of land conveyed by deed recorded July 9, 1980, and filed as Microfilm Record M-18498-80, Benton County Records, being within the Northwest 1/4, Southeast 1/4, Section 36, Township 10 South and Range 4 West of the Willamette Meridian in Benton County, State of Oregon, being more particularly described as follows: The westerly 8.00 feet of said tract. Containing an area of 1,145 square feet more or less.

Reserving onto the grantor, Lewis R. Williams, Jr., his heirs and assigns, a permanent easement for ingress and egress from his remaining property over and across the property above conveyed.

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 any easements or covenants appearing of record.

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.

The true and actual consideration paid for this transfer, stated in terms of dollars, is \$1,100.00 (One Thousand One Hundred dollars).

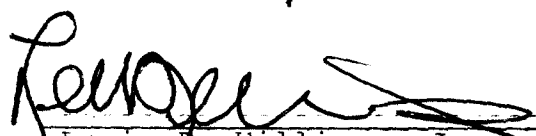
In construing this deed and where the context so requires, the singular includes the plural and all grammatical changes shall be implied to make the provisions hereof apply equally to corporations and to individuals.

In witness Whereof, the grantor has executed this instrument this 6 day of July, 1992; 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.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES.

~~OREGON DEPARTMENT OF VETERANS' AFFAIRS~~

by: \_\_\_\_\_

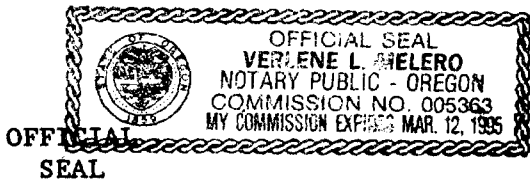
  
Lewis R. Williams, Jr.

Until a change is requested, all TAX STATEMENTS shall be sent to the following address:  
City of Albany; P O Box 490; Albany, OR 97321

AFTER RECORDING RETURN TO:  
City of Albany - Recorder  
P O Box 490  
Albany, OR 97321

STATE OF OREGON, )  
County of Linn ) ss.  
~~Benton~~ )

This instrument was acknowledged before me on July 6<sup>th</sup>, 1992, by Lewis R. Williams, Jr.



Before me:

Verlene L. Melero  
Notary Public for Oregon  
My commission expires: 03-12-95

~~STATE OF OREGON, )~~  
~~County of Benton ) ss.~~

~~This instrument was acknowledged before me on \_\_\_\_\_, 1992, by Lester Frakes as Representative of Oregon Department of Veterans' Affairs.~~

~~Before me:~~

~~OFFICIAL SEAL~~

~~Notary Public for Oregon~~  
~~My commission expires: \_\_\_\_\_~~

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 3196, do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 10<sup>th</sup> day of Sept., 1992.

Steve Bryant  
City Manager

ATTEST:

Morm C. Withrow  
City Recorder - Deputy

STATE OF OREGON }  
COUNTY OF BENTON } **142730**

I HEREBY CERTIFY THAT THE WITHIN INSTRUMENT WAS RECEIVED FOR RECORD

**'92 SEP 17 AM 8 26**

AND ASSIGNED N<sup>o</sup> 153837 1992

IN THE MICROFILM RECORDS OF SAID COUNTY  
WITNESS MY HAND AND SEAL OF COUNTY AFFIXED

DANIEL G. BURK

DIRECTOR OF RECORDS & ELECTIONS

Daniel G. Burk  
DEPUTY

Resolution No. 3196

Recorded Document Recorder File No. 2234