

BE IT RESOLVED BY THE ALBANY CITY COUNCIL that it does hereby accept the following Bargain and Sale Deed:

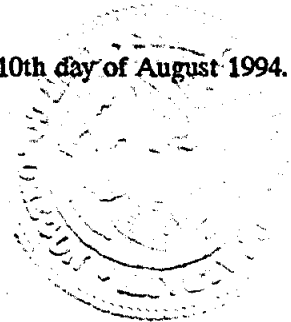
Grantor

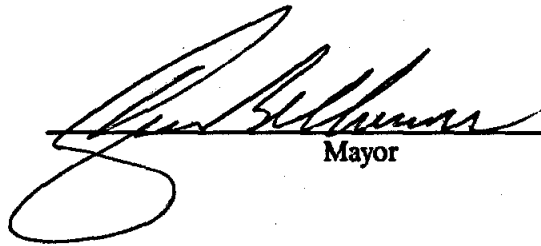
Victor G. and Hildegard M. Horvath

Purpose

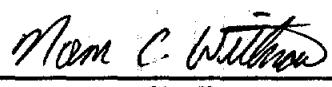
two one-foot wide barrier strips adjacent to Gibson Hill Road NW to limit the number of accesses to this public street

DATED this 10th day of August 1994.



  
\_\_\_\_\_  
Mayor

ATTEST:

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

17189061-94

NE

BARGAIN AND SALE DEED

KNOW ALL MEN BY THESE PRESENTS, That Victor G. Horvath and Hildegard M. Horvath, hereinafter called grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto The City of Albany, Oregon, a municipal corporation, hereinafter called grantee, and unto grantee's heirs, successors and assigns all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, situated in the County of Benton, State of Oregon, described as follows, to-wit:

See attached Exhibits A and B.

Return to: City of Albany - Recorder  
P.O. Box 490, Albany, OR 97321

(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. The true and actual consideration paid for this transfer, stated in terms of dollars, is \$ 1.00

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 ①, 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 13 day of July, 1994, if a corporate grantor, it has caused its name to be signed and its seal affixed by an officer or other person duly authorized to do so 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.

*Victor G. Horvath*  
*Hildegard M. Horvath*

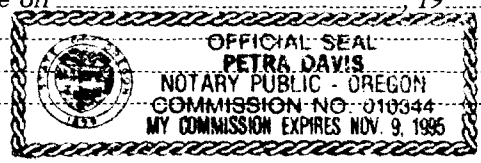
STATE OF OREGON, County of Seam ss.

This instrument was acknowledged before me on July 13, 1994, by Victor G. & Hildegard M. Horvath

This instrument was acknowledged before me on \_\_\_\_\_, 19\_\_\_\_, by \_\_\_\_\_

as \_\_\_\_\_ of \_\_\_\_\_

*Petra Davis*



Notary Public for Oregon  
My commission expires 11-9-95

Victor G. and Hildegard M. Horvath  
2517 Gibson Hill Road NW  
Albany, OR 97321  
GRANTOR'S NAME AND ADDRESS

City of Albany, Oregon - Recorder  
P. O. Box 490  
Albany, OR 97321  
GRANTEE'S NAME AND ADDRESS

After recording return to:  
City of Albany, Recorder  
PO Box 490  
Albany, OR 97321  
NAME, ADDRESS, ZIP

Until a change is requested all tax statements shall be sent to the following address.  
City of Albany, Recorder  
PO Box 490  
Albany, OR 97321  
NAME, ADDRESS, ZIP

STATE OF OREGON, } ss.  
County of \_\_\_\_\_ }

I certify that the within instrument was received for record on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and recorded in book/reel/volume No. \_\_\_\_\_ on page \_\_\_\_\_ or as fee/file/instrument/microfilm/reception No. \_\_\_\_\_, Record of Deeds of said county.

Witness my hand and seal of County affixed.

SPACE RESERVED FOR RECORDER'S USE

NAME TITLE  
By \_\_\_\_\_ Deputy

Two one-foot wide tracts of land across that property conveyed to Grantor by deed recorded in M-74203-00, Benton County Deed Records, more particularly described as follows and as shown on the attached map labeled Exhibit B:

TRACT I: Beginning at a 5/8-inch iron rod which is South 89° 48' 00" East 626.96 feet (626.69 feet by prior record) and North 0° 20' 42" West 40.00 feet from the Northwest Corner of the J. Q. Thornton Donation Land Claim No. 37 in Section 36, Township 10 South, Range 4 West, Willamette Meridian, Benton County, Oregon; and running thence South 89° 48' 00" East 85.00 feet; thence North 0° 22' 18" West 1.00 foot; thence North 89° 48' 00" West 85.00 feet; thence South 0° 20' 42" East 1.00 foot to the Point Of Beginning.

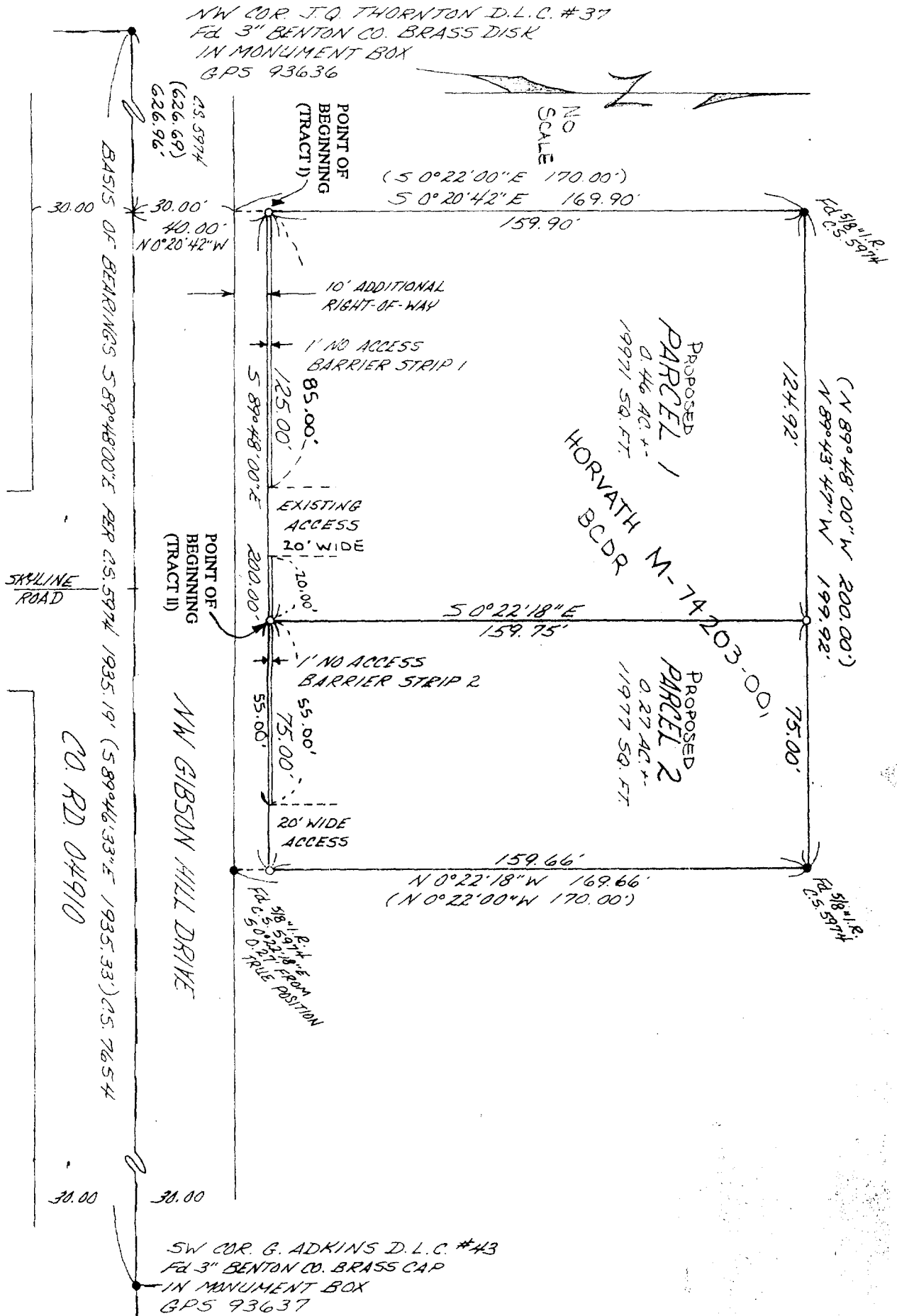
Containing 85 square feet, more or less.

TRACT II: Beginning at a 5/8-inch iron rod which is South 89° 48' 00" East 626.96 feet (626.69 feet by prior record) and North 0° 20' 42" West 40.00 feet and South 89° 48' 00" East 125.00 feet from the Northwest Corner of the J. Q. Thornton Donation Land Claim No. 37 in Section 36, Township 10 South, Range 4 West, Willamette Meridian, Benton County, Oregon; and running thence South 89° 48' 00" East 55.00 feet; thence North 0° 22' 18" West 1.00 foot; thence North 89° 48' 00" West 75.00 feet; thence South 0° 22' 18" East 1.00 foot; thence South 89° 48' 00" East 20.00 feet to the Point Of Beginning.

Containing 75 square feet, more or less.

EXHIBIT A:

EXHIBIT B: BARRIER STRIPS FROM HORVATH TO THE 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 Resolution Number 3398, do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 10th day of August, 19 94.

*Steve Bryant*  
City Manager

ATTEST:

*J. P. Protem*  
City Recorder Pro tem

STATE OF OREGON } ss. **178991**  
County of Benton }

I hereby certify that the within instrument was received for record.

'94 AUG 25 AM 8 05

AND ASSIGNED No 189061 1994

In the microfilm records of said county  
Witness My Hand and Seal of County Affixed

DANIEL G. BURK  
Director Of Registration & Elections

By *[Signature]* Deputy

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Resolution No. 3398

Recorded Document Recorder File No. 2482