

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

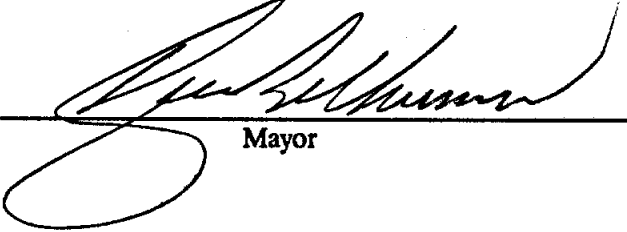
Grantor

Greater Albany Public School District 8J


Purpose

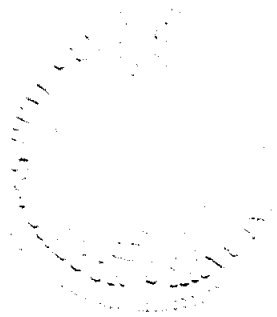
A Bargain and Sale Deed conveying to the City that one-foot wide tract of land held by the District as a barrier strip (preventing access to 36th Avenue by parcels lying north of 36th). The City intends to continue holding this tract as a barrier strip. In the future, when a parcel fronting this strip petitions for street improvements and dedicates 20 feet of right-of-way (which will allow the City to improve 36th Avenue to a full-width street), the City will release that portion of this barrier along the petitioning parcel's frontage.

DATED this 28 day of July, 1993.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
Depty City Recorder



BARGAIN AND SALE DEED



KNOW ALL MEN BY THESE PRESENTS, That Union High School District No. U-8, 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 Linn, State of Oregon, described as follows, to-wit:

A one-foot strip of land lying North of the existing 39 foot right-of-way as dedicated to the City of Albany in Book 333, page 624, Linn County Deed Records, more particularly described as follows and as shown on the attached map labeled Exhibit A:

Beginning at a point that is 739.99 feet South 89° 52' 15" West from the Northeast corner of the Union High School District No. U-8 described in Book 321, page 322, Linn County Deed Records, said point also being the Northwest corner of the one-foot right-of-way as described and dedicated in Volume 82, page 285, said deed records; and running thence South 89° 52' 15" West 851.59 feet to the East line of Columbus Street; thence South 00° 55' East 1.00 foot along said East line to the North right-of-way line of 36th Avenue as presently dedicated; thence North 89° 52' 15" East 851.59 feet; thence North 00° 55' West 1.00 feet to the Point Of Beginning. Containing 852 square feet, more or less.

(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 \$ One.

However, the actual consideration consists of or includes other property or value given or promised which is the whole 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 8th day of July, 1993; 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.

Thomas G. Gaulke

STATE OF OREGON, County of Linn ss. This instrument was acknowledged before me on July 8, 1993,

by Thomas G. Gaulke This instrument was acknowledged before me on July 8, 1993,

Director of Business

of Greater Albany Public School District 8J, on behalf of the Board

Directors

Barbara Metzger Notary Public for Oregon My commission expires 4/17/94



Form section for recording return to: City of Albany - Recorder, P O Box 490, Albany, OR 97321. Includes fields for grantor's name and address, and tax statement address.

Form section for recording: STATE OF OREGON, 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. By... Deputy

1' WIDE STRIP  
GRANTED TO THE  
CITY OF ALBANY

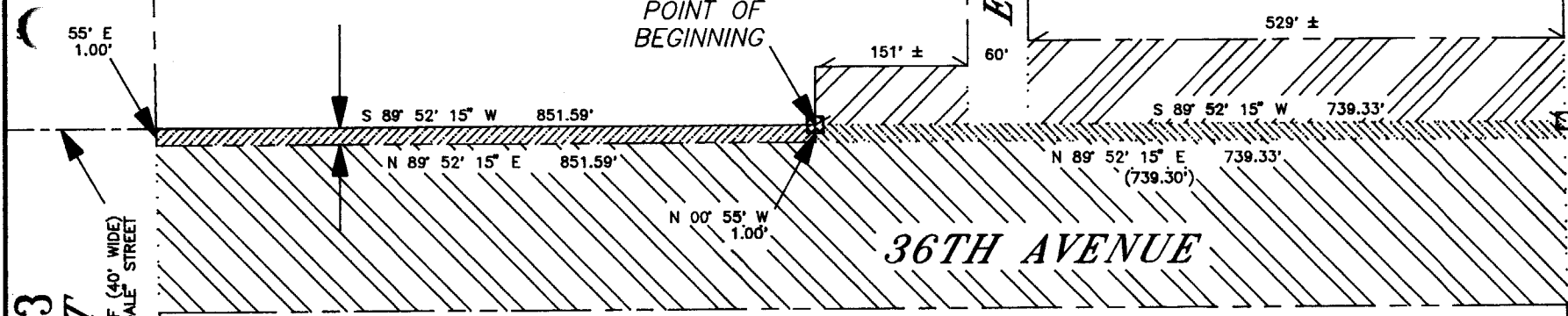
POINT OF  
BEGINNING

ERMINE STREET

WAVERLY DRIVE

VOL 551 PAGE 743  
COLUMBUS STREET  
CENTER LINE OF (40' WIDE)  
VACATED "RURALDALE" STREET

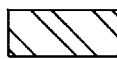
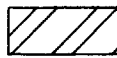


NE CORNER OF  
BOOK 321, PAGE 322



36TH AVENUE

UNION HIGH SCHOOL  
DISTRICT No. U-8  
BOOK 321-322, LCDR

36TH AVENUE RIGHT-OF-WAY DEDICATIONS (LCDR)

-  BOOK 333-624 (39' WIDE)
-  VOLUME 44-980 (14' WIDE)
-  VOLUME 82-284 (20' WIDE)
-  VOLUME 82-285 (1' WIDE)

NO SCALE

CITY OF ALBANY, OREGON  
PUBLIC WORKS DEPARTMENT  
ENGINEERING/UTILITIES DIVISION/JULY 1993

**EXHIBIT A:**  
1' STRIP OF LAND GRANTED BY  
UNION HIGH SCHOOL DISTRICT No. U-8  
TO THE CITY OF ALBANY  
IN ATTACHED BARGAIN AND SALE DEED

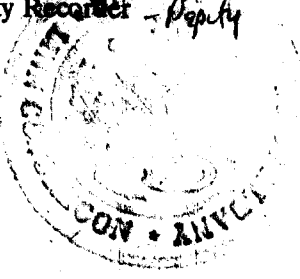
STATE OF OREGON )  
County of Linn ) ss.  
City of Albany )

I, <sup>Gary Holliday</sup> ~~Steve Bryant~~ <sup>Pro Tem</sup> as City Manager, of the City of Albany, Oregon, pursuant to Resolution Number 3280 do hereby accept on behalf of the City of Albany, the above instrument pursuant to the terms thereof this 28th day of July, 19 93.

[Signature]  
City Manager <sup>Pro Tem</sup>

ATTEST:

[Signature]  
City Recorder - Deputy



STATE OF OREGON  
County of Linn

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

STEVE DRUCKENMILLER  
Linn County Clerk

By [Signature], Deputy

M 16  
R 70  
S 70  
A  
O  
MF 651  
PAGE 742

8:30 O'clock a.m.  
AUG 05 1993

25

Resolution No. 3280

Recorded Document Recorder File No. 2341