

RESOLUTION NO. 2802

BE IT RESOLVED BY THE ALBANY CITY COUNCIL that it does hereby accept the following dedication deed:

Grantor

James F. Davis

Purpose

a dedication deed to correct the legal description for right-of-way on Queen and Waverly recorded in Volume 222, Page 200, Linn County Deed Records.

DATED this 10th day of August, 1988.

  
\_\_\_\_\_  
Mayor

ATTEST:

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

Recorded deed  
filed in Records  
file # 976 w/  
original incorrect  
deed.

DEDICATION DEED

KNOW ALL MEN BY THESE PRESENTS, that James F. Davis, hereinafter referred to as the Grantor, does dedicate to the City of Albany for street and utility right-of-way purposes, all that real property situated in Linn County, State of Oregon, described as follows:

NOTE: THIS DEED IS BEING RE-RECORDED TO CORRECT THE LEGAL DESCRIPTION FILED IN VOLUME 64, PAGE 973, LINN COUNTY DEED RECORDS.

A five-foot wide strip of land along Queen Avenue and a forty-foot wide strip of land along Waverly Drive across that parcel conveyed to James F. and Jeanne Taylor Davis in Volume 222, Page 200, Linn County Deed Records and more particularly described as follows and as shown on the attached map labeled Exhibit 'A':

Beginning at a point on the south right-of-way line of Queen Avenue which is North 88° 41' East 2524.29 feet along the centerline of said Queen Avenue and South 1° 27' East 30.0 feet from the Southeast Corner of the Abram Hackleman DLC No. 62 in Township 11 South, Range 3 West, Willamette Meridian, City of Albany, Linn County, Oregon; thence North 88° 41' East along said south right-of-way, 156.73 feet to a point on the East Line of the Leander C. Burkhardt DLC No. 50; thence South 1° 39' East along said east line of DLC 50, 92.36 feet; thence South 88° 41' West, 40.0 feet; thence North 1° 39' West, 77.36 feet; thence North 46° 29' West, 14.18 feet; thence South 88° 41' West parallel to said south right-of-way line, 106.73 feet; thence North 1° 27' West, 5.0 feet to the point of beginning; containing 4,328 square feet, more or less.

and covenants that the Grantor is the owner of the above described property free of all encumbrances save and except reservations in patents and easements of record, and will warrant and defend the same against all persons who may lawfully claim the same.

The deed granted herein is in consideration of \$1.00 and in further consideration of the public improvements to be placed upon said property and the benefits grantors may obtain therefrom.

IN WITNESS WHEREOF, the Grantor has hereunto affixed his/her/their signature this 19 day of July, 1988.

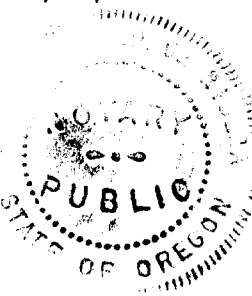
*[Handwritten signature of James F. Davis]*  
James F. Davis

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

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

The foregoing instrument was acknowledged before me this 19 day of July, 1988 by grantor(s) as his/her/their voluntary act and deed.

I, William B. Barrons, as City Manager of the City of Albany, Oregon, pursuant to Resolution Number 2802, do hereby accept on behalf of the City of Albany, the above easement pursuant to the terms thereof this 11th day of August, 1988.



*[Handwritten signature of Notary Public]*  
Notary Public for Oregon  
My Commission Expires: 12-10-88

CITY OF ALBANY, OREGON  
*[Handwritten signature of William B. Barrons]*  
City Manager

*[Handwritten signature of City Recorder]*  
City Recorder

1967/50



KNOW ALL MEN BY THESE PRESENTS, That James F. Davis, a single man,

hereinafter called the grantor, for the consideration hereinafter stated, to grantor paid by City of Albany, a 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:

Beginning at a point N 88°41' E 2533.23 feet and S 1°25' E 30.0 feet from the Southeast corner of DLC 62, Township 11 South, Range 3 West of the Willamette Meridian, Linn County, Oregon; thence N 88°41' E 137.35 feet; thence S 1°39' E 92.36 feet; thence S 88°41' E 20.0 feet; thence N 1°39' W 77.36 feet; thence N 46°49' W 14.14 feet; thence S 88°41' W 107.35 feet; thence N 1°25' W 5.0 feet to the point of beginning.

The above described property to be used for street right of way for Queen Avenue and Waverly Drive.

(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

and that grantor will warrant and forever defend the above granted 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 \$ 684.28

However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration (indicate which).

In construing this deed and where the context so requires, the singular includes the plural.

WITNESS grantor's hand this 8th day of MAY, 1973.

James F. Davis (signature)

STATE OF OREGON, County of LINN ) ss. 8 MAY, 1973

Personally appeared the above named JAMES F. DAVIS

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

Before me: Robert J. Jossis (signature)

(OFFICIAL SEAL)

Notary Public for Oregon My commission expires 25 AUG. 1975

NOTE—The sentence between the symbols ①, if not applicable, should be deleted. See Chapter 462, Oregon Laws 1967, as amended by the 1967 Special Session.

WARRANTY DEED

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

TO AFTER RECORDING RETURN TO

373246 COMPARED STATE OF OREGON, County of Linn

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

On: Vol MF 64 Page 973

JUN 15 9 03 AM '73

DEW RILEY CLERK

DEPUTY (signature)