

RESOLUTION NO. 3949

A RESOLUTION AUTHORIZING THE TRANSFER OF TITLE OF PROPERTY IDENTIFIED AS PARCEL "B" OF THE FLORA HEIGHTS SUBDIVISION ON THE ORIGINAL SURVEY AND PLAT MAP, LOCATED IN THE SOUTHWEST ONE QUARTER OF THE SOUTHEAST ONE QUARTER OF SECTION 35, TOWNSHIP 10 SOUTH, RANGE 4 WEST, WILLAMETTE MERIDIAN, BENTON COUNTY, OREGON.

WHEREAS, the City of Albany has determined that it has available an undeveloped residential lot in the Flora Heights subdivision; and

WHEREAS, the City of Albany has determined this property is insufficient for construction of a neighborhood park; and

WHEREAS, the City of Albany has determined that this property is surplus; and

WHEREAS, the City of Albany has a buyer for the identified property;

NOW, THEREFORE, BE IT RESOLVED that the Albany City Council hereby authorizes the sale of title on the property identified as Parcel "B" of the Flora Heights subdivision on the original survey and plat map, located in the southwest one quarter of the southeast one quarter of Section 35, Township 10 South, Range 4 West, Willamette Meridian, Benton County, Oregon.

DATED THIS 27TH DAY OF MAY 1998.



Mayor

ATTEST:




City Recorder

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<p>City of Albany Grantor</p> <p>George R. Throop, III and Nancy Dunn dba D&T Enterprises Grantee</p>	<p>✓ After Recording Return to: City of Albany PO Box 490 Albany, OR 97321</p> <p>Until requested otherwise send all tax statements to: D & T Enterprises 1142 NE Scenic Dr. NW Albany, OR 97321</p>
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BARGAIN AND SALE DEED

KNOW ALL MEN BY THESE PRESENTS, that the CITY OF ALBANY, a municipal corporation, hereinafter called Grantor, for the consideration hereinafter stated, does hereby grant, bargain, sell and convey unto GEORGE R. THROOP, III and NANCY M. DUNN, dba D & T Enterprises, 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:

A lot shown as parcel "B" of the Flora Heights subdivision on the original survey and plat map, located in the southwest one quarter (1/4) of the southeast one quarter (1/4) of Section 35, Township 10 South, Range 4 West, Willamette Meridian, Benton County, Oregon, such subdivision plat approved in Benton County, Oregon, on the 10th day of September, 1970.

To Have and to Hold the same unto 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 \$4,500. However, the actual consideration consists of or includes other property or value given or promised which is the whole consideration.

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.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE 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.

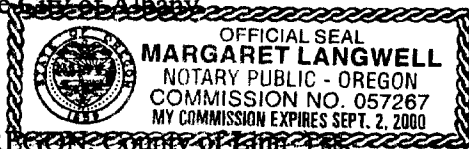
IN WITNESS WHEREOF, the Grantor has executed this instrument this 27 day of May, 1998.

Steve Bryant
Steve Bryant, City Manager

Gary Holliday
Gary Holliday, Finance Director

STATE OF OREGON, County of Linn) ss.

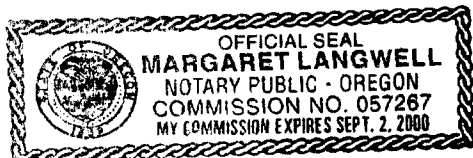
This instrument was acknowledged before me on this 27 day of May, 1998, by STEVE BRYANT, City Manager for the City of Albany.



Margaret Langwell
NOTARY PUBLIC FOR OREGON

STATE OF OREGON, County of Linn) ss.

This instrument was acknowledged before me on this 28 day of May, 1998, by GARY HOLLIDAY, Finance Director for the City of Albany.



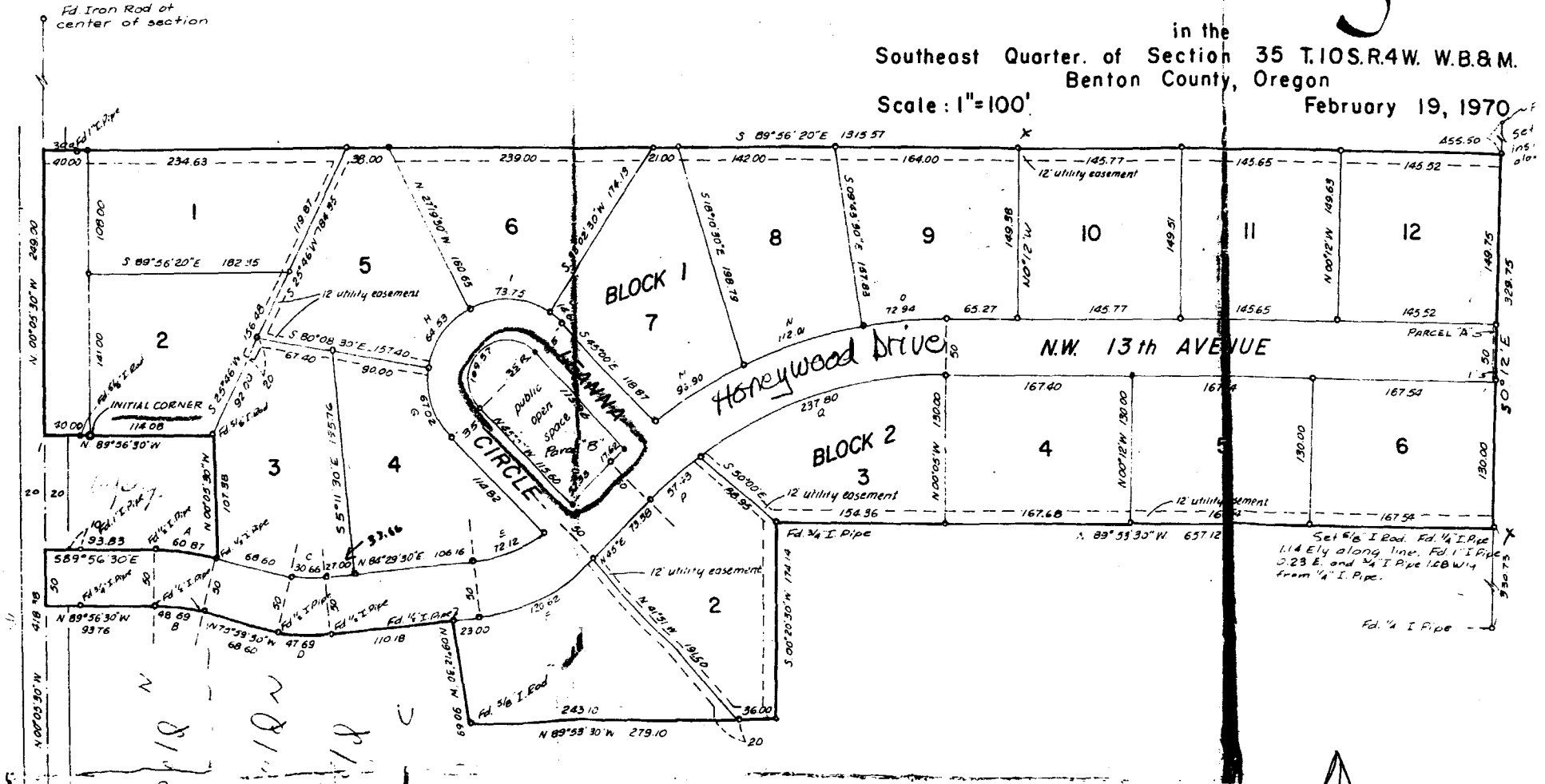
Margaret Langwell
NOTARY PUBLIC FOR OREGON

Flora Heights

in the
Southeast Quarter of Section 35 T.10S.R.4W. W.B.&M.
Benton County, Oregon

Scale: 1"=100'

February 19, 1970



10-4W-35DC



2726
3435

Happy S

RR

Beehc

RS-10

RR

RS-10

Oak Grove Dr

Oak Grove
E. 8.

RS-10

RS-10

RS-10

RR

10-4W-35DC

Pulver Ln



Dr

RR

Briarwood Pl

Terrace

RR

RR

OS

Mariposa Dr

Koun's Dr

RR

Koun's Dr

OS

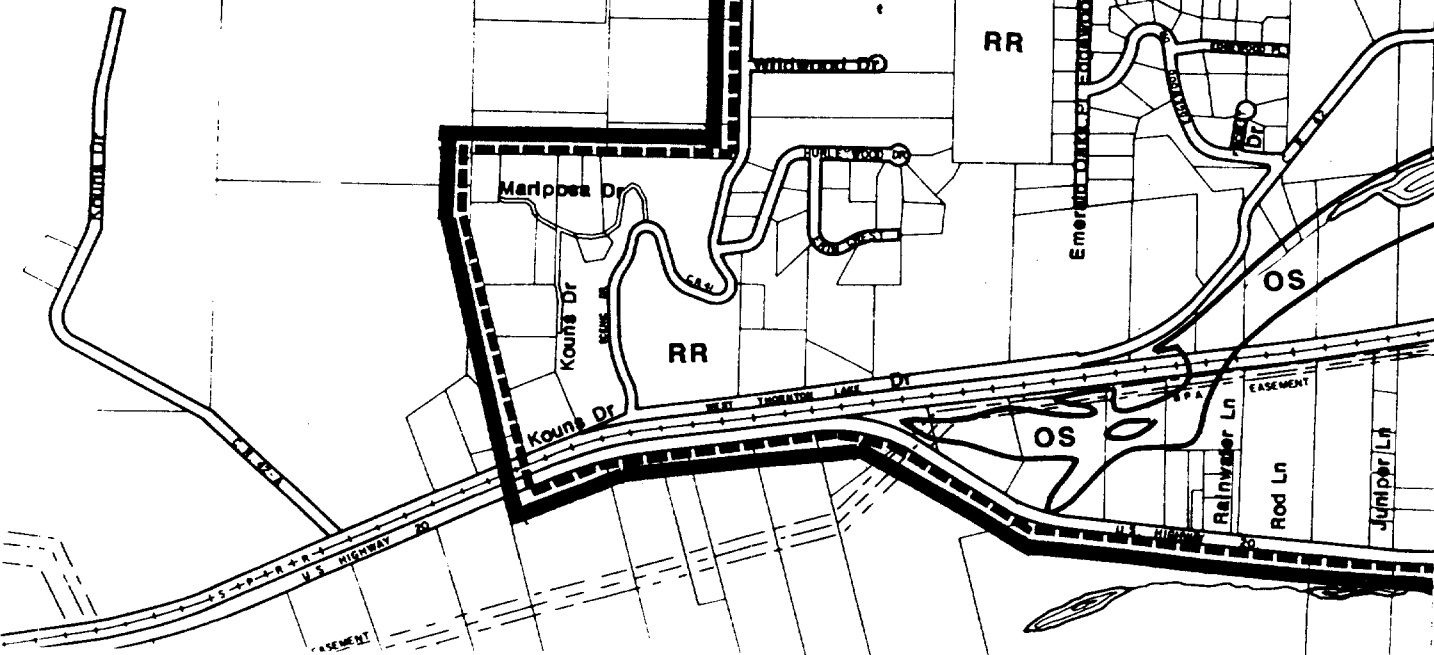
EASEMENT

Rainwater Ln

Rod Ln

Jumper Ln

3435 T105 R4W
T115 R4W 3/2



STATE OF OREGON }
County of Benton } SS. **240927**

I hereby certify that the within instrument
was received for record

'98JUN05 PM 3:54

AND 1998
ASSIGNED **M 247542**

In the microfilm records of said county

Witness My Hand and Seal of County Affixed
JOHN K. ANDERSON
County Administrative Officer

By  Deputy

45
15 B70

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Recorded Document Recorder File No. 3171