

RESOLUTION NO. 3965

A RESOLUTION AUTHORIZING ACCEPTANCE OF PARCEL 2 OF PARTITION PLAT NO. 1996-⁵⁶95 IN THE PARTITION PLAT RECORDS OF LINN COUNTY, OREGON, IN THE CITY OF ALBANY.

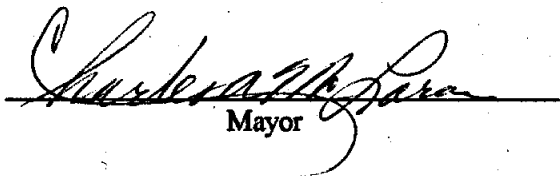
WHEREAS, it is necessary to acquire property commonly referred to as "Skatepark" located adjacent to Sixth Avenue in the City of Albany; and

WHEREAS, a deed has been tendered to the City of Albany transferring property by Key Commercial & Investment Co., an Oregon corporation.

NOW, THEREFORE, it is hereby resolved by the Council of the City of Albany that the City accept a deed from Key Commercial & Investment Co., an Oregon corporation, of property immediately adjacent to that property commonly referred as Skatepark described as follows:

Parcel 2, PARTITION PLAT 1996-56, recorded August 8, 1996, in the Partition Plat Records of Linn County, Oregon.

DATED THIS 10TH DAY OF JUNE, 1998.



Mayor

ATTEST:



City Recorder



Replaces # 3953

19-31826/19-3460
AFTER RECORDING RETURN TO
KEY TITLE COMPANY

Key Commercial & Investment Co.
Grantor

City of Albany
Grantee

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

**Until requested otherwise send
all tax statements to:**
City Recorder, City of Albany
P.O. Box 490
Albany, OR 97321

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that **KEY COMMERCIAL & INVESTMENT CO.**, an Oregon corporation, hereinafter called *Grantor*, for the consideration hereinafter stated, to Grantor paid by **CITY OF ALBANY**, a municipal corporation, hereinafter called *Grantee*, does hereby grant, bargain, sell and convey unto the Grantee and Grantee's heirs, successors and assigns all of that certain real property with the tenements, hereditaments and appurtenances thereunto belonging or in any way appertaining, situated in the County of Linn, State of Oregon, described as follows, to-wit:

Parcel 2, PARTITION PLAT 1996-56, recorded August 8, 1996, in the Partition Plat Records of Linn County, Oregon.

To Have and to Hold the same unto said Grantee and Grantee's heirs, successors and assigns forever.

And Grantor hereby covenants to and with 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 the matters contained in the usual printed exceptions to a title insurance policy and liens and encumbrances placed on the property or suffered by a purchaser subject to easement and restrictions of record, and that Grantor will warrant and forever defend the 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, if any.

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 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.

IN WITNESS WHEREOF, the Grantor has executed this instrument this 11 day of June, 1998.

THE PROPERTY DESCRIBED IN THIS INSTRUMENT MAY NOT BE WITHIN A FIRE PROTECTION DISTRICT PROTECTING STRUCTURES. THE PROPERTY IS SUBJECT TO LAND USE LAWS AND REGULATIONS, WHICH, IN FARM OR FOREST ZONES MAY NOT AUTHORIZE CONSTRUCTION OR SITING OF A RESIDENCE AND WHICH LIMIT LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930 IN ALL ZONES. 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 AND EXISTENCE OF FIRE PROTECTION FOR STRUCTURES.

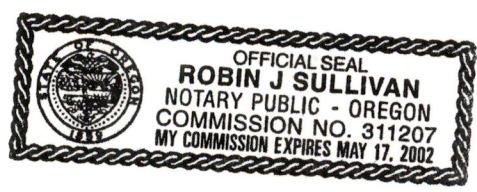
KEY COMMERCIAL & INVESTMENT CO.

By Alta M Taylor
Title: Secy.

STATE OF OREGON, County of Linn) ss.

This instrument was acknowledged before me on the 11 day of June, 1998, by Alta M. Taylor as Secretary of Key Commercial & Investment Co., an Oregon corporation.

Robert J Sullivan
NOTARY PUBLIC FOR OREGON
My Commission Expires: 5/17/02



11S-03W-07AA-00110

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 Steve Druckemiller, Deputy

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PAGE 919

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Recorded Document Recorder File No. 3174