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99594 Val Mos 773 File No. 3592

INDENTURE OF ACCESS

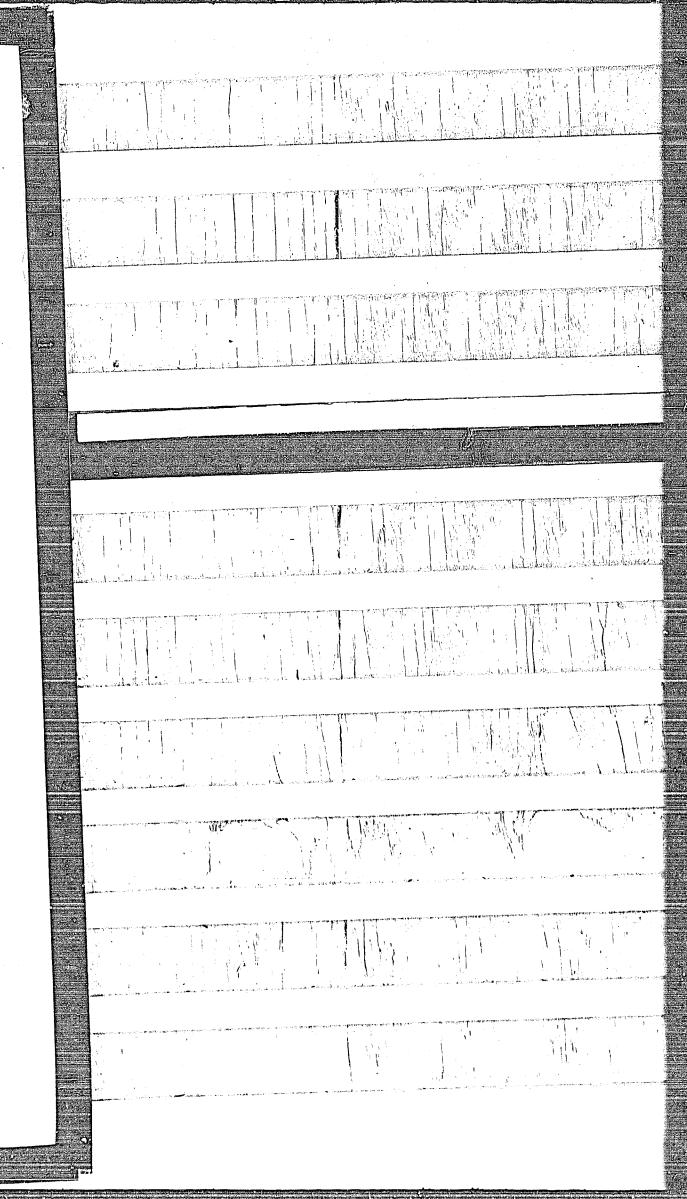
THIS INDENTURE, made and executed this 13 th day of fully, 1965, by and between the STATE OF OREGON, by and through its State Highway Commission, hereinafter called "State", and MARIE C. ANDRIEU, a widow, hereinafter called "Owner";

WHEREAS, State acquired from Owner, by deed executed on April 15, 1964 and recorded in Book of Deeds for Klamath County in Volume 352 at page 443, certain lands lying in Tracts No. 5 and 6, Gienger's Home Tracts in Klamath Falls; and

whereas, as a part of the consideration for said deed, Owner conveyed to State all of her abutter's easements of access from her remaining abutting lands to the right of way of the K.I.D. Canal-Madison Street Section of the relocated Klamath Falls-Lakeview Highway, Primary State Highway No. 20, except that there was reserved for service of said abutting lands a right of access not material hereto and at a point opposite Highway Engineer's Centerline Station 96+82 on the Southerly side of said highway of a width of 40 feet and unrestricted as to use; and

WHEREAS, Owner has requested that the aforementioned right of access on the southerly side of said highway opposite Highway Engineer's Centerline Station 96+82 be cancelled and in lieu thereof there be substituted a right of access at a point opposite Highway Engineer's Centerline Station 96+90.78 on the southerly side of said highway of a width of 50 feet and unrestricted as to use; and





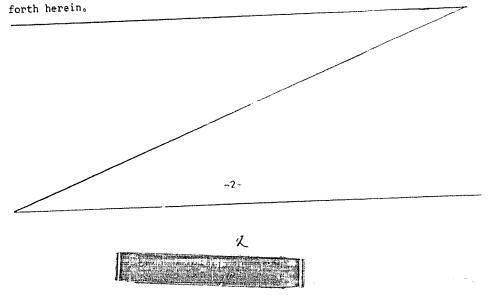
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WHEREAS, State is willing to grant Owner's request.

NOW, THEREFORE, this Indenture witnesseth that for and in consideration of the grant hereinafter made by State, Owner does hereby sell, relinquish and transfer unto State, her easement of access to, from and between her abutting property and the right of way of the relocated Klamath Falls—Lakeview Highway, K.I.D. Canal—Madison Street Section, at a point opposite Highway Engineer's Centerline Station 96+82. In consideration of the relinquishment and conveyance by Owner of her right of access as hereinabove set out, State does hereby grant and convey unto Owner, her heirs and assigns, easements of access and rights of ingress, egress and regress to, from and between the right of way of the relocated Klamath Falls—Lakeview Highway and Owner's property abutting on the southerly side thereof at a point opposite Highway Engineer's Centerline Station 96+90.78, of a width of 50 feet and unrestricted as to use.

Except as herein modified, the deed of April 15, 1964, shall remain in full force and effect and the right of access herein granted shall be subject to all the provisions of said deed as fully as if set



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IN WITNESS WHEREOF, the parties hereto have executed these presents the day and year first above written.

APPROVED:

STATE OF OREGON, by and through its State Highway Commission

Deputy Assistant State Highway Engineer

APPROVED AS TO FORM:

Enter Counsel
acting aux.

Staff Attorney

ATTEST:

Floyd Oncuf

Chairman

Commissioner Commissioner

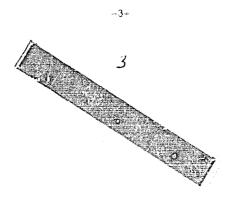
Commissioner

STATE

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Marie C. Andrieu

OWNER



STATE OF OREGON County of Marion On this day of the state Highway Commission and that the said instrument is the seal of the State Highway Commission and that the said instrument is the seal of the State Highway Commission and that the said instrument commissioner of the State Highway Commission and that the said instrument is the seal of the State Highway Commission and that the said instrument is the seal of the State Highway Commission and that the said instrument is signed and sealed in behalf of said State by said Commission, and that the said chairman and the said Commissioners acknowledge said instrument to be the free chairman and deed of said State, by said State Highway Commission. IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written. Notary Public for Oregon My commission expires: STATE OF OREGON County of KLAMATH August , 196, personally came before On this 3rd day of August , 1962, personally come, a notary public in and for said county and state, the within named MARIE C. ANDRIEU , a single person, to me personally known to be the identical person described in, and who executed the within instrument, and who personally acknowledged to me that he executed the same freely and voluntarily for the uses and purposes therein named. Witness my hand and official seal the day and year last above written. Notary Public for Oregon Aug. 5, 1966 My commission expires: STATE OF OREGON; COUNTY OF KLAMATH; ss. Filed for record at request of Oregon State Wighway Commissions A. D. 1965. at 2: his clock A.M., and this 11 day of Ann. t DOROTHY ROCERS, County Cloth duly recorded in Vol. M-65 d Deeds Foe \$6.00 Collect