

DF/on  
4-69

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31232  
ROADWAY EASEMENT

From File 13531  
To File 41319

ORIGINAL

KNOW ALL MEN BY THESE PRESENTS, That the STATE OF OREGON, by and through its STATE HIGHWAY COMMISSION, hereinafter referred to as "State", hereby grants and conveys unto EVERETT L. LEACH and PATRICIA C. LEACH, husband and wife; DONALD WILLIAM CLAUSE, also known as DONALD W. CLAUSE, and BEVERLY J. CLAUSE, husband and wife, hereinafter referred to as "Grantees", a perpetual easement for the construction, maintenance and operation of a roadway over and across the following described property, to wit:

A parcel of land lying in Section 1, Township 40 South, Range 8 East, W.M., Klamath County, Oregon, and being a portion of that property designated as Parcel 2 and described in that certain deed to the State of Oregon, by and through its State Highway Commission, recorded in Book 208, Page 87 of Klamath County Record of Deeds; the said parcel being that portion of said property lying Northwesternly of a line which is parallel to and 60 feet Southeasterly of the Northwesternly line of said property.

The parcel of land of which this description applies contains 0.37 acre, more or less.

STATE does hereby further consent to any dedication by Grantees of the above-described property for public street or road purposes.

It is expressly understood that nothing herein contained shall be construed to be a waiver of any of State's authority to re-acquire the rights herein granted by eminent domain proceeding or other means provided by statute, or to impose upon State or its assigns any duty, obligation, or liability for the construction, maintenance or fencing of said roadway.

IN WITNESS WHEREOF, the STATE OF OREGON, by and through its STATE HIGHWAY COMMISSION, has caused the seal of said Commission to be affixed hereunto and these presents to be executed on this the 22nd day of April, 1969.

ATTEST:

Floyd Query  
Secretary

APPROVED:  
W. Klabre  
Assistant State Highway Engineer

APPROVED AS TO FORM:  
G. E. Rolde  
Chief Counsel

J. H. H. H.  
Staff Attorney

STATE OF OREGON, by and through its  
State Highway Commission

Glenn Jackson  
By  
Chairman

W. H. H.  
By  
Commissioner

W. H. H.  
By  
Commissioner

Page 2 - Grant of Easement

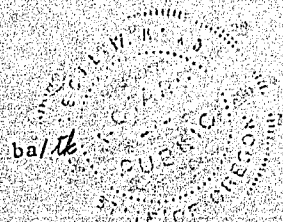
From File 13531  
To File 41319

3141

STATE OF OREGON )  
County of Marion ) ss

On this 22<sup>nd</sup> day of April, 1969, before me appeared Glenn L. Jackson, Fred W. Hill and Thaddeus B. Bruno, to me personally known, who, each being duly sworn, did say that he, the said Glenn L. Jackson is Chairman of the State Highway Commission of the State of Oregon, and that he, the said Fred W. Hill and he, the said Thaddeus B. Bruno is State Highway Commissioner of the State of Oregon; that the seal affixed to 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 act 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.



Cecil D. Head  
Notary Public for Oregon

My Commission expires: Nov. 5, 1970

STATE OF OREGON,  
County of Klamath

Filed for record at request of

State of Oregon

on this 29<sup>th</sup> day of April A.D. 19 69

at 1:58 o'clock P. M. and duly

recorded in Vol. M-69 of Deeds

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Wm. J. Milne, County Clerk

Robert L. Christman, Deputy

Fee \$3.00