

77396

INDENTURE OF ACCESS

THIS INDENTURE, made and executed this 29th day of May, 1973,
by and between the STATE OF OREGON, by and through its STATE HIGHWAY COMMISSION, hereinafter
called "State" and ERNEST E. WALLIN, hereinafter called "Owner";

WHEREAS, State, by deed recorded May 1, 1972, in Book M72, at Page 4624, Deed Records
of Klamath County, Oregon, acquired certain property situated in the SE $\frac{1}{4}$ of Section 1,
Township 39 South, Range 9 East, W.M., Klamath County, which deed in part, reserved
unto Owner access rights to and from the Northeasterly side of the relocated Klamath Falls-
Lakeview Highway opposite Engineer's Stations 167+70 and 170+50; and

WHEREAS, by mutual agreement between the parties hereto the access approach on the
Northeasterly side of said highway was constructed opposite Engineer's Stations 167+82
and 170+00 instead of opposite Stations 167+70 and 170+50 as reserved in said deed; and

WHEREAS, it is now desired by the parties hereto to show in the public records the
correct location of the accesses as constructed and allowed by State.

NOW, THEREFORE, THIS INDENTURE WITNESSETH that for and in consideration of the grant
hereinafter made by State, OWNER does hereby transfer and relinquish unto State, its
successors and assigns, his access rights to and from the Northeasterly side of the
relocated Klamath Falls - Lakeview Highway opposite said Stations 167+70 and 170+50
reserved in the above mentioned deed; and STATE, in consideration of the relinquishment
herein made by Owner, does hereby grant and convey unto Owner, his heirs and assigns,
access rights to and from the Northeasterly side of said highway opposite said Stations
167+82 and 170+00 in a width of 35 feet and unrestricted as to use.

Except as modified herein said deed recorded May 1, 1972, shall remain in full
force and effect and the rights of access herein granted shall be subject to all the
provisions of said deed, including the frontage road and suspension provisions thereof,
as fully as if set forth herein.

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

Ernest E. Wallin
Ernest E. Wallin

ATTEST:

C. H. Head
Secretary

APPROVED:

E. L. Jackson
Assistant State Highway Engineer

APPROVED AS TO FORM:

Paula
Counsel

STATE OF OREGON, by and through its
STATE HIGHWAY COMMISSION

Glenn L. Jackson
Chairman

Thaddeus B. Bruno
By Commissioner

Anthony G. Harris
By Commissioner

STATE OF OREGON, County of Klamath

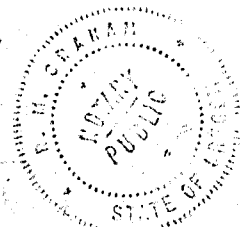
April 4, 1973. Personally appeared the above named Ernest E. Wallin, who
acknowledged the foregoing instrument to be his voluntary act. Before me:

Joseph D. Stapp
Notary Public for Oregon
My Commission expires July 9, 1975

STATE OF OREGON, County of Marion

On this 29th day of May, 1973, before me personally appeared
Glenn L. Jackson, Chairman of the Oregon State Highway Commission, Anthony G. Harris
Fred W. Harris and
Thaddeus B. Bruno, Oregon State Highway Commissioners, who each being duly sworn, stated
that this instrument was voluntarily signed and sealed on behalf of the State of Oregon
by said Commission.

ka/ba
or



E. H. Graham
Notary Public for Oregon
My Commission expires March 1, 1977

STATE OF OREGON; COUNTY OF KLAMATH: ss.

Filed for record at request of OREGON STATE HIGHWAY COMMISSION BEHIND DE MAY SECTION
this 7th day of June, A. D., 1973, at 10:44 o'clock A.M., and duly recorded in
Vol. M 73, of DEEDS, on Page 6987
FFB \$ 11.00

WM. D. MILNE, County Clerk
By W. D. Milne