

77881

RETURN TO  
OREGON HIGHWAY DIVISION  
RIGHT OF WAY SECTION  
119 TRANSPORTATION BLDG.  
SALEM, OREGON 97310

Highway Division  
File 55732  
9B-27-6

Vol. M81 Page 14212

ORIGINAL

## CONVEYANCE OF ACCESS RIGHTS

HENRY C. SPICER, E. JEANNE SPICER, also known as Elsie Jeanne Spicer, and  
CHARLES H. SPICER, Grantors, as the owners of the following described real property,  
to wit:

## PARCEL 1

A tract of land lying in Lots 4 and 5 of Section 3, Township 36 South,  
Range 7 East, W.M., Klamath County, Oregon and being that property described in  
that deed to Charles H. Spicer, Henry C. Spicer and E. Jeanne Spicer, recorded  
in Book M-82, Page 18538 of Klamath County Record of Deeds.

## PARCEL 2

A tract of land lying in the SW $\frac{1}{4}$ SW $\frac{1}{4}$  of Section 34, Township 35 South, Range  
7 East, W.M., Klamath County, Oregon and being a portion of that property de-  
scribed in that deed to Henry C. Spicer, E. Jeanne Spicer and Charles H. Spicer,  
recorded in Book M-84, Page 7233 of Klamath County Record of Deeds,

do hereby convey and relinquish unto the STATE OF OREGON, by and through its  
DEPARTMENT OF TRANSPORTATION, Highway Division, hereinafter called "State", all  
access rights, and all rights in the nature of access rights, which have accrued or may  
hereinafter accrue, from and between the real property hereinabove described and the  
relocated The Dalles-California Highway with the intent that all existing or subse-  
quently accruing access rights to said public way, if any, are hereby conveyed to and  
vested in State; EXCEPT, however,

Access rights are reserved unto Grantors, their heirs and assigns, for the service  
of the above-described property, to and from said property and the relocated The  
Dalles-California Highway at the following places, in the following widths, and for the  
following purposes:

Hwy. Engr's Sta.	Side of Hwy.	Width	Purpose
1123+76	Easterly	35'	unrestricted
1128+78	Easterly	35'	unrestricted
1123+94	WEST	35'	unrestricted

It is specifically understood that the access rights opposite Highway Engineer's  
Station 1128+78 are to be used and enjoyed in common with the adjoining property  
owners on the South, who currently are Charles Henry Spicer and E. Jeanne Spicer.

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Grantors represent and warrant that no one, other than Grantors, are using or  
entitled to use the access rights herein conveyed and do hereby covenant to and with  
State, its successors and assigns, that they are the legal owners of the above-  
mentioned property, and will warrant and defend the access rights herein conveyed from  
all lawful claims whatsoever.

The true and actual consideration received by Grantors for this conveyance of  
access rights is \$100.00.

Dated this 8<sup>th</sup> day of July, 1987.

HENRY C. SPICER

By Henry C. Spicer - E. Jeanne  
E. Jeanne Spicer, as Guardian of  
the person and estate of Henry C.  
Spicer, an incapacitated person

E. Jeanne Spicer  
E. Jeanne Spicer

Charles H. Spicer  
Charles H. Spicer

STATE OF OREGON, County of KLAMATH  
July 8<sup>th</sup>, 1987. Personally appeared the above named E. Jeanne Spicer, -  
also known as Elsie Jeanne Spicer, who executed the foregoing deed and acknowledged to  
me that she, as an Individual and as the Guardian of the Estate and person of Henry C.  
Spicer, an incapacitated person, executed the same freely and voluntarily for the uses  
and purposes therein mentioned. Before me:

Carlson W. Houback  
Notary Public for Oregon  
My Commission expires 2-13-88

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STATE OF OREGON, County of Klamath  
July 8<sup>th</sup>, 1987.

Personally appeared the above named Charles H. Spicer,  
who acknowledged the foregoing instrument to be his voluntary act. Before me:

Arthur W. Hottel  
Notary Public for Oregon

My Commission expires 8-13-88

6-1-87  
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slb/ 1/2

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of \_\_\_\_\_  
of August A.D., 19 87 at 2:31 o'clock P M., and duly recorded in Vol. M87,  
on Page 14212.  
of Deeds

FEE \$13.00

Evelyn Biehn, County Clerk  
By John Smith