

12198

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

Vol. m90 Page 4482

Highway Division
File 58038
Map No. 9B-31-21

ORIGINAL

ASPEN 32886

WARRANTY DEED

JOSEPH C. GIAMMONA and ELAINE G. GIAMMONA, husband and wife, Grantors, hereby convey unto the **STATE OF OREGON**, by and through its **DEPARTMENT OF TRANSPORTATION, Highway Division**, Grantee, fee title to the following described property, to wit:

A parcel of land lying in Lots 31 and 36 of Section 4, Township 35 South, Range 7 East, W.M., Klamath County, Oregon; the said parcel being that portion of said lots included in a strip of land variable in width, lying on the Easterly side of the center line of the relocated The Dalles-California Highway which center line is described as follows:

Beginning at Engineer's center line Station 3125+00, said station being 1288.13 feet South and 1086.50 feet East of the North quarter corner of Section 4, Township 35 South, Range 7 East, W.M.; thence South 6° 29' 28" West 519.89 feet; thence on a spiral curve left (the long chord of which bears South 6° 21' 58" West 250 feet) 250 feet; thence on a 19,098.59 foot radius curve left (the long chord of which bears South 5° 43' 33" West 260.18 feet) 260.19 feet; thence on a spiral curve left (the long chord of which bears South 5° 05' 08" West 250 feet) 250 feet; thence South 4° 57' 38" West 6419.92 feet to Engineer's center line Station 3202+00.

The widths in feet of the strip of land above referred to are as follows:

Station	to	Station	Width on Easterly Side of Center Line
3148+00		3161+00	100
3161+00		3172+00	100 in a straight line to 60

Bearings are based upon the Oregon Co-ordinate System, South Zone.

The parcel of land to which this description applies contains 1.42 acres, more or less, outside of the existing right of way.

TOGETHER WITH all abutter's rights of access between the above-described parcel and Grantors' remaining real property, EXCEPT, however,

Reserving access rights, for the service of Grantors' remaining property, to and from said remaining property to the abutting highway at the following place, in the following width, and for the following purpose:

Hwy. Engr's Sta.	Side of Hwy.	Width	Purpose
3155+80	Left	35 feet	unrestricted

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Grantors hereby covenant to and with Grantee, its successors and assigns, that they are the owners of said property which is free from encumbrances except for easements, conditions, and restrictions of record, and will warrant the same from all lawful claims whatsoever, except as stated herein.

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. 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.

The true and actual consideration received by Grantors for this conveyance is

\$ 2700.00.

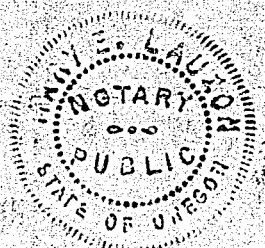
Dated this 26 day of February, 1990.

Joseph C. Giammona
Joseph C. Giammona

Elaine G. Giammona
Elaine G. Giammona

STATE OF OREGON, County of Klamath

February 26, 1990. Personally appeared the above named Joseph C. Giammona and Elaine G. Giammona, who acknowledged the foregoing instrument to be their voluntary act. Before me:



Mary E. Lauson
Notary Public for Oregon

My Commission expires 12-19-92

STATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

Aspen Title Co.

on this 9th day of March A.D., 19 90
at 10:59 o'clock A.M. and duly recorded
in Vol. M90 of Deeds Page 4482

Evelyn Biehn County Clerk

By Debra M. Mullendore
Deputy.

Fee, \$13.00