

PUBLIC UTILITY COMMISSION OF OREGON  
Labor & Industries Building  
Salem, Oregon 97310-0335

Wayne W. Cunningham  
10520 Hwy 14C  
Klamath Falls, OR 97603

Defendant Taxpayer

(Account No. 189109)

)  
) RELEASE OF CERTAIN  
) PROPERTY FROM  
) WARRANT AND WRIT  
) OF EXECUTION  
)  
) No. 486-3-89

For valuable consideration, the receipt of which is hereby acknowledged, the Public Utility Commission of Oregon does hereby release and discharge the following described real property, to-wit:

The West half of the Northwest quarter of Section 16 Township 39 South of Range 10 East of the Willamette Meridian, saving and excepting therefrom that portion of the Southwest quarter of the Northwest quarter lying Southerly of the O.C. & E. Railroad, and also saving and excepting therefrom that portion of the NW $\frac{1}{4}$  NW $\frac{1}{4}$  lying Northerly of the Klamath Falls-Lakeview Highway.

The SE $\frac{1}{4}$  NW $\frac{1}{4}$  and all that portion of the NE $\frac{1}{4}$  NW $\frac{1}{4}$  lying Southerly of the Klamath Falls-Lakeview highway, and all that portion of the NE $\frac{1}{4}$  SW $\frac{1}{4}$  lying Northerly of the O.C. & E. Railroad, all in Section 16 Township 39 South of Range 10 East of the Willamette Meridian.

Also beginning at the Northeast corner of the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 16 thence Southerly to the Northerly line of the right-of-way of the Oregon, California & Eastern Railway (sometimes referred to as Klamath Falls Municipal Railway) thence Northwesterly along said right-of-way to the intersection with the South line of the SW $\frac{1}{4}$  NW $\frac{1}{4}$  of said Section 16; thence Easterly along the North line of the said NW $\frac{1}{4}$  SW $\frac{1}{4}$  to the place of beginning, and being that portion of the said NW $\frac{1}{4}$  SW $\frac{1}{4}$  lying Northerly of said Railway right-of-way.

Also a piece or parcel of land in the SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 9 Township 39 South, Range 10 East of the Willamette Meridian, more fully described as follows: Beginning at the section corner common to Sections 8, 9, 16 and 17 of the said Township and Range; and running thence North 0 degrees 40' East along the section line between the said Sections 8 and 9, 240 feet, more or less, to the Southwesterly boundary of the right of way of the present Klamath Falls-Lakeview Highway; thence Southeasterly along the said boundary 425 feet, more or less, to its intersection with the section line between the said Sections 9 and 16; thence North 89 degrees 33' West, along the last mentioned section line 357 feet, more or less, to the said point of beginning.

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Saving and excepting therefrom that portion conveyed for railroad purposes.

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A parcel of land situate in Sections 8 and 17 of Township 39 South, Range 10 East of the Willamette Meridian, more particularly described as follows:

Beginning at the section corner common to Sections 8, 9, 16 and 17, and running thence South 89 degrees 57' West along the section line between Sections 8 and 17 1979.70 feet to the Southwest corner of the E $\frac{1}{2}$  SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 8; thence North 0 degrees 33' East to the Southerly right of way line of the Klamath Falls-Lakeview Highway; thence Southeasterly along said highway right of way to the East line of Section 8; thence Southerly along said Section line to the point of beginning.

ALSO the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 17, Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon. EXCEPTING from the above a strip 10 feet in width parallel with and adjacent to the Southerly right-of-way line of said highway.

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In Township 37 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.

Section 12: Lot 4;

Section 13: Lot 1, N $\frac{1}{2}$  of Lot 2, NE $\frac{1}{4}$  NE $\frac{1}{4}$ , N $\frac{1}{2}$  SE $\frac{1}{4}$  NE $\frac{1}{4}$

EXCEPT those portions of the above described properties heretofore conveyed to the State of Oregon for highway purposes in Deed Volume 224, page 139, Deed Records of Klamath County, Oregon.

ALSO EXCEPTING those portions of the above described properties heretofore conveyed to the Oregon Eastern Railway Company, an Oregon Corporation, for railroad right-of-way in Deed Volume 26, page 396, Deed Records of Klamath County, Oregon.

In Township 37 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.

Section 7: Lot 4, SE $\frac{1}{4}$  SW $\frac{1}{4}$ , SW $\frac{1}{4}$  SE $\frac{1}{4}$

Section 18: N $\frac{1}{2}$  NW $\frac{1}{4}$ , Portions of the S $\frac{1}{2}$  NW $\frac{1}{4}$ , more particularly described as follows:

Beginning at the Northeast corner of the SE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 18; thence Southwesterly along the center of the dredger cut to a point 10 chains North of the quarter section corner on the West

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line of said Section 18; thence North to the Northwest corner of SW $\frac{1}{4}$  NW $\frac{1}{4}$  of said Section 18, thence East along the North line of the S $\frac{1}{2}$  NW $\frac{1}{4}$  of Section 18 to the place of beginning.

from the lien of that certain warrant entered in the Klamath County Records in Volume M39, Page 5330, on the 30th day of March, 1989, against Wayne W. Cunningham, in the total amount of \$4,540.86 plus interest but in all other respects, the warrant above described shall remain in full force and effect as though this release had not been executed.

DATED March 19, 1990.

PUBLIC UTILITY COMMISSION  
OF OREGON

By

Howard Herigstad  
Business Manager

STATE OF OREGON )  
 ) ss.  
County of Marion )

This instrument was acknowledged before me on March 19, 1990, by ~~T.A. Bright~~ as Business Manager of the Public Utility Commission of Oregon. Howard Herigstad

Paul H. Hume  
Notary Public for Oregon  
My commission expires: 9-13-93

AFTER RECORDING RETURN TO:

KCC  
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\_\_\_\_\_  
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STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County Title Co. the 21st day  
of March A.D., 19 90 at 3:01 o'clock PM., and duly recorded in Vol. 490  
of Co. Lien Docket on Page 5215  
Evelyn Biehn, County Clerk

FEE \$15.00

By Ruthie Mulholland