

15270

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ORIGINAL

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

Highway Division  
File 58044  
9B-31-21

ASPEN 32892

## WARRANTY DEED

LITITIA JOSEPHINE KIRK, Grantor, hereby conveys unto the STATE OF OREGON, by and through its DEPARTMENT OF TRANSPORTATION, Highway Division, Grantee, fee title to the following described property, to wit:

## PARCEL 1

A parcel of land lying in Lots 23, 26 and 31 of Section 9 and in Lots 3, 8, 13 and 18 of Section 16, Township 35 South, Range 7 East, W.M., Klamath County, Oregon; the said parcel being that portion of said lots lying Northerly of a line at right angles to the center line of the relocated The Dalles-California Highway at Engineer's Station 3243+50 and included in a strip of land variable in width, lying on the Westerly side of said center line which center line is described as follows:

Beginning at Engineer's center line Station 3195+00, said station being 239.51 feet South and 694.63 feet East of the Southwest corner of the NE $\frac{1}{4}$  of Section 9, Township 35 South, Range 7 East, W.M.; thence South 4° 57' 38" West 6233.04 feet; thence on a spiral curve left (the long chord of which bears South 4° 39' 38" West 300 feet) 300 feet; thence on a 9549.30 foot radius curve left (the long chord of which bears South 1° 48' 51" East 1954.81 feet) 1958.24 feet; thence on a spiral curve left (the long chord of which bears South 8° 7' 20" East 300 feet) 300 feet to Engineer's center line Station 3282+91.28.

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

Station	to	Station	Width on Westerly Side of Center Line
3196+00		3199+00	100 in a straight line to 75
3199+00		3229+40	75
3229+40		3230+00	75 in a straight line to 150
3230+00		3230+50	150 in a straight line to 110
3230+50		3239+00	110 in a straight line to 85
3239+00		3243+50	85 in a straight line to 50

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

The parcel of land to which this description applies contains 2.71 acres, more or less, outside of the existing right of way.

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# PARCEL 2

A parcel of land lying in Lots 23, 26 and 31 of Section 9 and in Lots 3, 8, 13 and 18 of Section 16, Township 35 South, Range 7 East, W.M., Klamath County, Oregon; the said parcel being that portion of said lots lying Northerly of a line at right angles to the center line of the relocated The Dalles-California Highway at Engineer's Station 3243+00 and included in a strip of land variable in width, lying on the Easterly side of said center line which center line is described in Parcel 1.

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
3196+00		3199+00	100 in a straight line to 80
3199+00		3238+00	80
3238+00		3243+00	80 in a straight line to 50

The parcel of land to which this description applies contains 2.86 acres, more or less, outside of the existing right of way.

TOGETHER WITH all abutter's rights of access between the relocated The Dalles-California Highway and Grantor's remaining real property, EXCEPT, however,

Reserving access rights, for the service of Grantor's 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
3243+20	Left	35 feet	unrestricted
3243+20	Right	35 feet	unrestricted
3205+90	Right	35 feet	unrestricted
3205+90	Left	35 feet	unrestricted

Grantor hereby covenants to and with Grantee, its successors and assigns, that she is the owner 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.

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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 Grantor for this conveyance is

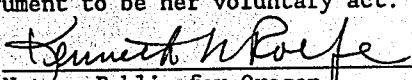
\$ 6650.

Dated this 10<sup>th</sup> day of May, 1990.

  
Lititia Josephine Kirk

STATE OF OREGON, County of Klamath

May 10, 1990. Personally appeared the above named Lititia Josephine Kirk, who acknowledged the foregoing instrument to be her voluntary act. Before me:

  
Notary Public for Oregon

My Commission expires 3-16-94

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STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Aspen Title Co. the 24th day of May A.D., 19 90 at 3:28 o'clock P.M., and duly recorded in Vol. M90, of Deeds on Page 9957.

FEE \$18.00

Evelyn Biehn County Clerk

By Pauline Mullendore