

MEMORANDUM OF ANNEXATION AGREEMENT

BE IT REMEMBERED, on the 4 day of January, 1996, the City of Klamath Falls, an Oregon municipal corporation (CITY), and Bowen Real Estate Group, (OWNER) entered into an Annexation Agreement committing the following-described real property situated in Klamath County, Oregon, to possible future annexation to the City:

Applegate Trails, further described in Exhibit "A".

IN WITNESS WHEREOF, the parties have hereunto set their hands this 4 day of January, 1996.

CITY OF KLAMATH FALLS

OWNER

By:

James R. Keller
City Manager

[Signature]

Attest:

Elisa D. Fritz
City Recorder

STATE OF OREGON } ss.
COUNTY OF KLAMATH }

On the 18th day of January, 1996, personally appeared James R. Keller and Elisa D. Fritz, who, each being first duly sworn, did say that the former is the City Manager and the latter is the City Recorder of the City of Klamath Falls, an Oregon municipal corporation, and that the instrument was signed on behalf of said municipal corporation; and each of them acknowledged said instrument to be its voluntary act and deed.

BEFORE ME:



Traci R. Brace
Notary Public for Oregon

STATE OF Oregon } ss.
COUNTY OF Multnomah }

On the 4th day of January, 1996, personally ~~Phil~~ James W. Ekberg ~~Hendrick~~ of Bowen Real Estate Group and acknowledged said instrument to be its voluntary act and deed.

BEFORE ME:



Julie Ruzic
Notary Public for Oregon
My Commission Expires: 1/5/98

AFTER RECORDING RETURN TO:
Klamath Falls City Recorder
P.O. Box 237
Klamath Falls, OR 97601

EXHIBIT "A" TO ANNEXATION AGREEMENT
OF CITY OF KLAMATH FALLS AND
BOWEN REAL ESTATE GROUP

DATED:

*January 4*19 *92*

PROPERTY DESCRIPTION

Applegate Trails, further described as follows:

A tract of land situated in the SW 1/4 of Section 11, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, more particularly described as follows:

Beginning at a point on the South right of way line of Bristol Avenue, said point being North 89 degrees 32' 55" East (North 89 degrees 38' East by record) 996.15 feet and South 00 degrees 27' 55" East (South 00 degrees 22' East by record) 30.00 feet from the Northwest corner of the S 1/2 S 1/2 N 1/2 SW 1/4 of said Section 11 (the last described corner is the intersection of the centerlines of Bristol Avenue and Summers Lane); thence North 89 degrees 32' 55" East along the South line of Bristol Avenue 520 feet, more or less, to the Westerly line of the plat of Tract No. 1026, THE MEADOWS; thence Southerly along said Westerly line to its intersection with the Northwesternly line of the USBR 1-C-3 Drain right of way; thence Southwesterly along said Northwesternly line to its intersection with the Northeasterly line of the USBR F-7 (A-C-3) lateral right of way; thence Northwesternly along said Northeasterly right of way to the Westerly line of that property described in Deed Volume 284, Page 485, Deed Records of Klamath County, Oregon; thence following said Westerly line: North 00 degrees 27' 05" West 60.00 feet; thence North 67 degrees 54' 55" East 202.89 feet; thence North 00 degrees 27' 05" West 107.00 feet to the point of beginning.

SAVING AND EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCELS:

(a) A parcel of land situate in the SW 1/4 of Section 11, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, and more particularly described as follows:

Beginning at a point on the South line of Bristol Avenue which is North 89 degrees 32' 55" East a distance of 1,516.15 feet and South 0 degrees 27' 05" East a distance of 30.0 feet from the Northwest corner of the S 1/2 S 1/2 N 1/2 SW 1/4 of said Section 11, said point also being the Northwest corner of Tract No. 1026, THE MEADOWS; thence continuing South 00 degrees 27' 05" East along the West line of THE MEADOWS a distance of 145.0 feet to a point; thence South 89 degrees 32' 55" West, parallel with the South line of Bristol Avenue, a distance of 110.0 feet to a point; thence North 00 degrees 27' 05" West, parallel with the West line of THE MEADOWS, a distance of 145.0 feet to a point on the South line of Bristol Avenue; thence North 89 degrees 32' 55" East along said South line a distance of 110.0 feet to the point of beginning.

Continued on next page

EXHIBIT "A" CONTINUED

(b) A parcel of land situate in the SW 1/4 of Section 11, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, and more particularly described as follows:

Beginning at a point on the South line of Bristol Avenue which is North 89 degrees 32' 55" East a distance of 1,356.15 feet and South 0 degrees 27' 05" East a distance of 30.0 feet from the Northwest corner of the S 1/2 S 1/2 N 12 SW 1/4 of said Section 11; thence continuing South 0 degrees 27' 05" East parallel to the West line of THE MEADOWS a distance of 145.0 feet to a point; thence South 89 degrees 32' 55" West, parallel with the South line of Bristol Avenue a distance of 100.00 feet to a point; thence North 0 degrees 27' 05" West, parallel with the West line of THE MEADOWS, a distance of 145.0 feet to a point on the South line of Bristol Avenue; thence North 89 degrees 32' 55" East along said South line a distance of 100.0 feet to the point of beginning.

(c) A parcel of land situate in the SW 1/4 of Section 11, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, and more particularly described as follows:

Beginning at a point on the South line of Bristol Avenue which is North 89 degrees 32' 55" East a distance of 1,516.15 feet and South 0 degrees 27' 05" East a distance of 30.0 feet from the Northwest corner of the S 1/2 S 1/2 N 1/2 SW 1/4 of said Section 11, said point also being the Northwest corner of Tract No. 1026, THE MEADOWS; thence continuing South 00 degrees 27' 05" East along the West line of THE MEADOWS a distance of 145.0 feet to a point; said point being the true point of beginning; thence South 89 degrees 32' 55" West, parallel with the South line of Bristol Avenue, a distance of 110.0 feet to a point; thence South 00 degrees 27' 05" East, a distance of 270.0 feet to a point; thence North 89 degrees 32' 55" East a distance of 110.0 feet, more or less, to the West line of THE MEADOWS; thence North along said West line 270.0 feet, more or less, to the true point of beginning.

(d) A parcel of land situate in the SW 1/4 of Section 11, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, and more particularly described as follows:

Beginning at a point on the South line of Bristol Avenue which is North 89 degrees 32' 55" East a distance of 1,356.15 feet and South 0 degrees 27' 05" East a distance of 30.0 feet from the Northwest corner of the S 1/2 S 1/2 N 1/2 SW 1/4 of said Section 11; thence continuing South 0 degrees 27' 05" East parallel to the West line of THE MEADOWS a distance of 145.0 feet to a point; said point being the true point of beginning; thence South 89 degrees 32' 55" West, parallel with the South line of Bristol Avenue a distance of 100.00 feet to a point; thence South 0 degrees 27' 05" East a distance of 150.0 feet to a point; thence North 89 degrees 32' 55" East a distance of 100.0 feet to a point; thence North 0 degrees 27' 05" West 150.0 feet to the true point of beginning.

ALSO EXCEPTING THEREFROM any portion thereof lying within the right of way of Bristol Court.

CODE 41 MAP 3909-11CB TL 8600

CODE 41 MAP 3909-11CB TL 8700

CODE 41 MAP 3909-11CD TL 1800

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of City of Klamath Falls the 23rd day
of Jan A.D., 19 96 at 11:37 o'clock A M., and duly recorded in Vol. M96
of Deeds on Page 1931

Bernetha G. Letsch, County Clerk

By Supette Elting