

## DEED

LLOYD N. GASS, Trustee of the Lloyd N. Gass 1996 Revocable Living Trust dated 9/17/96, Grantor, for the true and actual consideration of \$8,790----- does convey unto the STATE OF OREGON, by and through its DEPARTMENT OF TRANSPORTATION, Grantee, fee title to the following described property:

A parcel of land lying in Lots 1, 2, 9 and 10, Block 37 and Lots 1, 2, 7 and 8, Block 46, FIRST ADDITION TO TERMINAL CITY, Klamath County, Oregon and being a portion of that property described in that Warranty Deed to Lloyd N. Gass, Trustee, recorded in Book M-96, Page 35145 of Klamath County Record of Deeds; the said parcel being that portion of said property included in a strip of land variable 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 2+620.000, said station being 489.260 meters North and 923.664 meters West of the Southeast Corner of Section 18, Township 38 South, Range 9 East, W.M.; thence North 51° 28' 31" West 12.846 meters; thence on a 584.242 meter radius curve right (the long chord of which bears North 28° 41' 18" West 452.560 meters) 464.714 meters; thence on a spiral curve right (the long chord of which bears North 0° 4' 39" East 182.681 meters) 182.880 meters; thence North 3° 3' 58" East 99.560 meters to Engineer's center line Station 3+380.000.

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

Station	to	Station	Width on the Easterly Side of Center Line
3+100.000		3+142.697	35
3+142.697		3+248.000	35 in a straight line to 28
3+248.000		3+360.000	28 in a straight line to 25

Bearings are based upon the Oregon Coordinate System of 1983, south zone.

The parcel of land to which this description applies contains 1 422 square meters, more or less, outside 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.

1-9-01

RETURN TO AND TAX STATEMENT TO  
 OREGON DEPARTMENT OF TRANSPORTATION  
 RIGHT OF WAY SECTION  
 355 CAPITOL STREET NE, ROOM 420  
 SALEM OR 97301-3871

Account No.: 3809-018BD-01500 & 01600

Property Address: \_\_\_\_\_  
 \_\_\_\_\_

Vol. 1001 Page 5286

A  
 26-

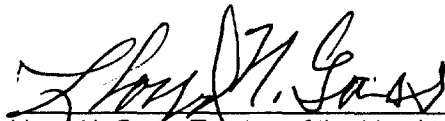
Grantor agrees that the consideration recited herein is just compensation for the property or property rights conveyed, including any and all damages to Grantor's remaining property, if any, which may result from the acquisition or use of said property or property rights. However, the consideration does not include damages resulting from any use or activity by Grantee beyond or outside of those uses expressed herein, if any, or damages arising from any negligence.

In construing this document, where the context so requires, the singular includes the plural and all grammatical changes shall be made so that this document shall apply equally to corporations and to individuals.

**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 AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.**

It is understood and agreed that the delivery of this document is hereby tendered and that terms and obligations hereof shall not become binding upon the State of Oregon Department of Transportation, unless and until accepted and approved by the recording of this document.

Dated this 31 day of January, 2001.



Lloyd N. Gass, Trustee of the Lloyd N. Gass  
1996 Revocable Living Trust dated 9/17/96

STATE OF OREGON, County of Klamath

Dated January 31, 2001. Personally appeared the above named Lloyd N. Gass, Trustee of the Lloyd N. Gass 1996 Revocable Living Trust dated 9/17/96, and acknowledged the foregoing instrument to be his voluntary act.

Before me:

  
Notary Public for Oregon

My Commission expires 6-17-2002

Accepted on behalf of the Oregon Department of Transportation

Kenn. David  
for Cliff Houck

1-9-01  
Page 2 - Deed  
ael/

State of Oregon, County of Klamath  
Recorded 02/09/01, at 2:32 p.m.  
In Vol. M01 Page 5286  
Linda Smith,  
County Clerk Fee \$ 26.<sup>00</sup>