

2001 MAR 13 PM 3: 05

ASPEN 52058

\*Now by marriage, Virginia R. Peterson

ODOT  
File 6889-002  
10B-15-1

10160

## WARRANTY DEED

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**VIRGINIA R. WEST**, Grantor, for the true and actual consideration of \$ 1,300----- 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 36, FIRST ADDITION TO TERMINAL CITY, Klamath County, Oregon and being a portion of that property described in that Grant Deed to Virginia R. West, recorded in Book M-71, Page 6495 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+248.000		3+360.000	28 in a straight line to 25
3+360.000		3+380.000	25

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

The parcel of land to which this description applies contains 200 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.

1-16-01

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.: 3809-18BD-600

Property Address: SEE LOGAL

26A

Grantor covenants to and with Grantee, its successors and assigns, that grantor 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.

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.**

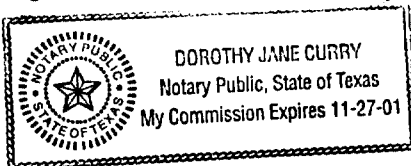
It is understood and agreed that the delivery of this document is hereby tendered and that terms and obligations hereof shall not become binding upon the State of Oregon Department of Transportation, unless and until accepted and approved by the recording of this document.

Dated this 27<sup>th</sup> day of February, 2001.

Virginia R West  
Virginia R. West

STATE OF TEXAS, County of Denton

Dated February 27, 2001. Personally appeared the above named Virginia R. West, who acknowledged the foregoing instrument to be her voluntary act. Before me: Dorothy Jane Curry



Dorothy Jane Curry  
Notary Public for State of Texas

My Commission expires 11/27/01

Accepted on behalf of the Oregon Department of Transportation

Cliff Houck Cliff Houck  
Reg 4 R/W SUPERVISOR

State of Oregon, County of Klamath  
Recorded 03/13/01, at 3:05p. m.  
In Vol. M01 Page 10/00  
Linda Smith,  
County Clerk Fee \$ 26<sup>00</sup>