

'01 APR 27 PM 3:13

Vol M01 Page 18965

After recording return to:  
Merle West Medical Center  
2865 Daggett  
Klamath Falls, OR 97601

After recording, tax statements are  
to be mailed to:

No change.

*K-55770*  
**CORRECTED SPECIAL WARRANTY DEED**

KLAMATH FALLS INTERCOMMUNITY HOSPITAL AUTHORITY, Grantor, conveys and specially warrants to MERLE WEST MEDICAL CENTER, a.k.a. Merle West Medical Center, Inc. (formerly Presbyterian Intercommunity Hospital, Inc.), Grantee, the real property described in the attached Exhibit A, including all improvements thereon, free of encumbrances created or suffered by the Grantor, except as specifically set forth in the attached Exhibit B.

The true consideration for this conveyance is \$100.

Until a change is requested, all tax statements shall be sent to the following address:

Merle West Medical Center  
2865 Daggett Street  
Klamath Falls, Oregon 97601

This instrument is re-recorded to clarify and correct that Special Warranty Deed dated September 27, 1994, recorded December 15, 2000 in Volume M00, Page 45247 ("Previous Deed"). This Deed includes Exhibit B to the Previous Deed and clarifies that the Previous Deed is a "Special Warranty Deed" and not a "Warranty Deed."

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.

DATED this 26<sup>th</sup> day of April, 2001.

KLAMATH FALLS INTERCOMMUNITY  
HOSPITAL AUTHORITY

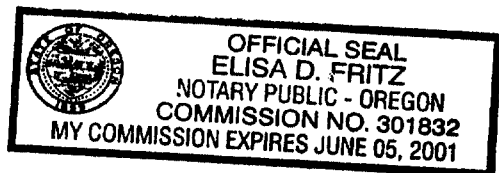
By: *Tim Amuehas tegi*  
Name: Tim Amuehas tegi  
Title: Chair

*K51*

STATE OF OREGON )

County of Klamath)<sup>ss.</sup>

The foregoing instrument was acknowledged before me on April 26, 2001 by  
Tim Amuchaskgui, Chair of the Klamath Falls Intercommunity Hospital Authority.



Elisa D. Fritz  
Notary Public for Oregon  
My Commission Expires: 6-5-01

## EXHIBIT "A"

## DESCRIPTION OF PROPERTY

The following described real property situate in Klamath County, Oregon:

## PARCEL 1: HOSPITAL

A:

A parcel of land situate in the SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at an iron pin marking the Northeast corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 20, Township 38 South, Range 9 East of the Willamette Meridian; thence S. 0°46' W. along the East line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$  a distance of 100.00 feet to a point; thence N. 89°21' W. a distance of 420.87 feet to a point; thence S. 20°39'40" W. a distance of 504.11 feet to a point on the Northerly line of Foothill Boulevard in the plat of McLoughlin Heights Subdivision; thence Westerly along said Northerly line to its intersection with the Northeasterly line of Daggett Avenue as shown on the plat of Re-subdivision of a portion of McLoughlin Heights; thence Northwesterly along the Northeasterly line of Daggett Avenue to an iron pin on the West line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; thence N. 0°51' E. along said West line a distance of 381.24 feet, more or less, to the Northwest corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; thence S. 89°21' E. along the North line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$  a distance of 1318.1 feet, more or less, to the point of beginning.

B:

Lots 1 thru 7 and Lots 16 thru 22 in Block 6 of McLoughlin Heights, according to the official plat thereof on file in the records of Klamath County, Oregon.

C:

A parcel of land situate in the SE $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a Brass cap monument marking the Northeast corner of said SE $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 20, which monument also marks the Northwest corner of McLoughlin Heights Subdivision, thence N. 89°10' W. along the North line of said SE $\frac{1}{4}$ NW $\frac{1}{4}$  a distance of 182.58 feet to a point on the Easterly line of Campus Drive; thence S. 2°38' W. along the Easterly line of Campus Drive to its intersection with the Northerly line of Daggett Avenue; thence East along the Northerly line of Daggett Avenue a distance of 191.34 feet, more or less, to the East line of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; thence N. 0°51' E., along said East line a distance of 381.24 feet, more or less, to the point of beginning.

continued.....

## PARCEL 2: BUSINESS OFFICE

A parcel of land situated in the SE $\frac{1}{4}$ NW $\frac{1}{4}$  of Section 20, Township 38 South, Range 9 E.W.M., Klamath County, Oregon, more particularly described as follows: Beginning at a 5/8 inch iron pin on the Easterly line of that parcel described in Volume M69 page 5894, Deed Records of Klamath County, Oregon, which point bears N. 0°51' E. a distance of 549.15 feet from the center one-quarter corner of said Section 20; thence N. 87°49' W. a distance of 85.0 feet; thence S. 0°51' W. a distance of 107.95 feet; thence S. 87°49' E. a distance of 85.0 feet, to the East line of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; thence N. 0°51' E. along said East line a distance of 107.95 feet to the point of beginning.

## PARCEL 3: CANCER CENTER

A portion of vacated and repartitioned Block 5 of Resubdivision of a portion of McLoughlin Heights, more particularly described as follows:

Beginning at a point on the Easterly boundary of relocated Uhrmann Road and the Westerly boundary of vacated and repartitioned Block 5 of Resubdivision of a portion of McLoughlin Heights from which the monument marking the center quarter section corner of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, bears N. 82°01' W. 60.47 feet and S. 0°51' W. 674.8 feet distant and the Northwest corner of said Block 5 bears N. 0°51' E. 170.5 feet distant; thence S. 82°01' E. 174.7 feet to a point on the easterly boundary of said Block 5; thence S. 12°26'20" E. along said Easterly boundary 159.0 feet to a point; thence N. 82°01' W. 211.6 feet to a point on the Westerly boundary of said Block 5; thence N. 0°51' E. 150.25 feet, more or less, to the point of beginning.

EXCEPTING THEREFROM the Northerly 23.0 feet thereof as described in Volume M72 page 5888, Deed Records of Klamath County, Oregon.

## PARCEL 4: ELDORADO

A:

A parcel of land situated in the Vacated Replat of Blocks 1, 2, 3, 5, 6 and 7, ELDORADO and in the Vacated portion of Block 9, Eldorado, more particularly described as follows: Beginning at the point of intersection of the Northerly line of Dahlia Street and the Northeasterly extension of the Southeasterly line of Lot 7, Block 9, Eldorado; thence N. 51°43'30" W., along the Northerly line of Dahlia Street, a distance of 211.87 feet to an iron pin marking the beginning of a curve; thence along the arc of a 20 foot radius curve to the right a distance of 49.56 feet to its point of tangency on the South line of Eldorado Blvd., said curve having a long chord which bears N. 19°21' E. a distance of 37.84 feet; thence S. 89°34'30" E. along the South line

continued.....

of Eldorado Blvd. a distance of 574.23 feet to the beginning of a curve; thence along the arc of a curve to the right, said curve having an angle of  $26^{\circ}58'19''$  and a radius of 677.34 feet, a distance of 318.86 feet to a point; thence on a line which bears  $S. 38^{\circ}16'30'' W.$ , parallel with and 200 feet Northwesterly at right angles to the Westerly line of Sloan Street, a distance of 668.38 feet to a point on the Southwesterly line of Block 9 of Eldorado; thence  $N. 51^{\circ}43'30'' W.$ , along said line, a distance of 517.0 feet to the most Southerly corner of Lot 7, said Block 9; thence  $N. 38^{\circ}16'30'' E.$  along the Southeasterly line of said Lot 7 and the extension thereof, 150.0 feet to the point of beginning.

Together with a portion of Vacated Dahlia Street which inurred thereto.

EXCEPT that portion of the above described property lying in the  $NE\frac{1}{4}SW\frac{1}{4}$  of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.

B:

Lots 1 thru 6 in Block 9 of Eldorado, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon. ALSO that portion of Vacated Dahlia Street which inurred thereto.

C:

Lot 7 in Block 9 of Eldorado, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon. ALSO that portion of Vacated Dahlia Street which inurred thereto.

D:

A parcel of land situated in the Vacated Replat of Blocks 1, 2, 3, 5, 6 and 7, ELDORADO and in the Vacated portion of Block 9, ELDORADO, more particularly described as follows: Beginning at the point of intersection of the Northerly line of Dahlia Street and the Northeasterly extension of the Southeasterly line of Lot 7, Block 9, Eldorado; thence  $N. 51^{\circ}43'30'' W.$ , along the Northerly line of Dahlia Street, a distance of 211.87 feet to an iron pin marking the beginning of a curve; thence along the arc of a 20 foot radius curve to the right a distance of 49.56 feet to its point of tangency on the South line of Eldorado Blvd., said curve having a long chord which bears  $N. 19^{\circ}21' E.$  a distance of 37.84 feet; thence  $S. 89^{\circ}34'30'' E.$  along the south line of Eldorado Blvd. a distance of 574.23 feet to the beginning of a curve; thence along the arc of a curve to the right, said curve having an angle of  $26^{\circ}58'19''$  and a radius of 677.34 feet, a distance of 318.86 feet to a point; thence on a line which bears  $S. 38^{\circ}16'30'' W.$ , parallel with and 200 feet Northwesterly at right angles to the Westerly line of Sloan Street, a distance of 668.38 feet to a point on the Southwesterly line of Block 9 of Eldorado; thence  $N. 51^{\circ}43'30'' W.$ , along said line, a distance of 517.0 feet to the most Southerly corner of Lot 7, said Block 9; thence  $N. 38^{\circ}16'30'' E.$  along the Southeasterly line of said Lot 7 and the extension thereof, 150.0 feet to the point of beginning.

TOGETHER with portion of Vacated Dahlia Street which inurred thereto.

EXCEPT that portion of the above described property lying in the  $NW\frac{1}{4}SE\frac{1}{4}$  of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.

continued.....

State of Oregon, County of Klamath

130373/1/RAM/999999-0001

Recorded 04/27/01, at 3:13 p.m.

In Vol. M01 Page 18965

Linda Smith,

County Clerk Fee \$ 51<sup>00</sup>

17848

45251

18970

E:

TOGETHER WITH easement for parking, and easement for the use of one-half of the waters in well located on the following described parcel: A parcel of land situated in portions of Vacated Blocks 2, 3, 6, 7, 9 and 10, Eldorado Addition to the City of Klamath Falls, Oregon, in the County of Klamath, State of Oregon, more particularly described as follows: Beginning at a point being the intersection of the Southerly right of way line of Eldorado Boulevard and the Northwest right of way line of Sloan Street; thence South 38°16'30" West along said right of way line of Sloan Street, a distance of 576.60 feet to the South right of way line of Dahlia Street; thence North 51°43'30" West along said right of way line, a distance of 25.00 feet; thence South 38°16'30" West a distance of 100.0 feet, thence North 51°43'30" West a distance of 175.0 feet; thence North 38°16'30" East a distance of 668.38 feet, to a point on the Southerly right of way line of Eldorado Boulevard; thence Southeasterly along the arc of a 8°18'30" curve to the right, a distance of 200.77 feet to the point of beginning, as disclosed by Judgment filed in Case No. 84-827CV filed November 9, 1987, in the Circuit Court of the State of Oregon for Klamath County.

PARCEL 5: CRYSTAL TERRACE

The SE¼NE¼ of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, SAVING AND EXCEPTING therefrom the portion conveyed to State of Oregon, acting by and through the Oregon State Board of Higher Education, by deed records July 28, 1961, in Volume 331 of Deeds page 299, records of Klamath County, Oregon AND ALSO SAVING AND EXCEPTING therefrom that portion conveyed to Presbyterian Inter-community Hospital, Inc., an Oregon non-profit corporation, by Deed Volume 355 on page 643, Records of Klamath County, Oregon.

## EXHIBIT B

## LIENS AND ENCUMBRANCES

An easement created by instrument, including the terms and provisions thereof;

Recorded: November 19, 1929 in Deed Volume 88 on page 290, Records of Klamath County, Oregon

Favor of: The Pacific Telephone and Telegraph Company

For: telephone line

An easement created by instrument, including the terms and provisions thereof;

Recorded: August 24, 1959 in Volume 315 on page 236, records of Klamath County, Oregon

Favor of: Beaver State Telephone Company

For: telephone service

An easement created by instrument, including the terms and provisions thereof;

Recorded: September 1, 1964 in Deed Volume 355 on page 643, records of Klamath County, Oregon

Favor of: Presbyterian Intercommunity Hospital

For: water-line easement

An easement created by instrument, including the terms and provisions thereof;

Recorded: September 20, 1965, in M-65 on page 1807, records of Klamath County, Oregon

Favor of: Oregon Water Corporation

For: waterline

Second Amended and Restated Trust Indenture, including the terms and provisions thereof, executed by Klamath Falls Intercommunity Hospital Authority, a municipal corporation, to First Interstate Bank of Oregon N.A. (formerly First National Bank of Oregon), as trustee, dated September 1, 1994, recorded October 4, 1994 in Volume M-94 on page 30948, Mortgage Records of Klamath County, Oregon, to secure the payment of Bonds issued thereunder.

Partial Release of Hospital Facilities, including the terms and provisions thereof, recorded July 10, 1995, in Volume M-95 page 17851, Mortgage Records of Klamath County, Oregon.

Access and Utility Easements for Parcels 2 and 3, as disclosed on Partition 62-00, filed in Klamath County, Oregon.

Any rights, interests or claims which may exist or arise by reason of the following facts shown by a survey prepared by Adkins Consulting Engineers, Inc., as Project 2111-02, File Alta 2 and inspection of said land.

Parties in possession, or claiming to be in possession.

Statutory liens for labor and/or materials, including liens for contributions due to the State of Oregon for employment compensation and for workman's compensation, or any rights thereto, where no notice of such liens or rights appears of record.

State of Oregon, County of Klamath

Recorded 04/27/01, at 3:13 p.m.

In Vol. M01 Page 18965

Linda Smith,

County Clerk Fee \$ 51<sup>00</sup>

130373/1/RAM/999999-0001