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Vol M02 Page 34395

State of Oregon, County of Klamath
Recorded 06/12/2002 2:19 p. m.
Vol M02, Pg 34395-34401
Linda Smith, County Clerk
Fee \$ 51.00 # of Pgs 7

ORIGINAL

WARRANTY DEED

ROBERT D. FERGUSON, Grantor, for the true and actual consideration of \$ 12,710.00 does convey unto the **STATE OF OREGON**, by and through its **DEPARTMENT OF TRANSPORTATION**, Grantee, fee title to the following described property:

PARCEL 1 - Fee

A parcel of land lying in the W½ of Section 28, Township 34 South, Range 7 East, W.M., Klamath County, Oregon and being a portion of that property described in that Quitclaim Deed to Robert D. Ferguson, recorded in Book M-91, Page 19522 of Klamath County Record of Deeds; the said parcel being that portion of said property lying between lines at right angles to the center line of the relocated Chiloquin Highway at Engineer's Stations 2+947.713 and 3+820.000 and included in a strip of land variable in width lying on each side of said center line which center line is described as follows:

Beginning at Engineer's center line Station 2+784.257, said station being 174.125 meters South and 940.684 meters East of the Northwest corner of the SW¼ of Section 28, Township 34 South, Range 7 East, W.M.; thence North 85° 40' 05" West 132.298 meters; thence on a spiral curve left (the long chord of which bears North 88° 31' 56" West 119.880 meters) 120 meters; thence on a 400 meter radius curve left (the long chord of which bears South 84° 11' 05" West 21.678 meters) 21.681 meters; thence on a spiral curve left (the long chord of which bears South 76° 54' 06" West 119.880 meters) 120 meters; thence South 74° 02' 15" West 136.943 meters; thence on a spiral curve right (the long chord of which bears South 77° 51' 21" West 119.787 meters) 120 meters; thence on a 300 meter radius curve right (the long chord of which bears North 62° 24' 55" West 318.733 meters) 336.025 meters; thence on a spiral curve right (the long chord of which bears North 22° 41' 11" West 119.787 meters) 120 meters to Engineer's center line Station 3+891.204 Back equals 4+035.741 Ahead; thence North 18° 52' 05" West 306.943 meters to Engineer's center line Station 4+342.684.

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.: _____
Property Address: _____

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

Station to	Station	Width on Northerly Side of Center Line
2+947.713	3+036.555	9.250 in a straight line to 18
3+036.555	3+058.236	18 in a straight line to 17
3+058.236	3+178.236	17 in a straight line to 20
3+178.236	3+315.179	20 in a straight line to 20
3+315.179	3+370	20 in a straight line to 17
3+370	3+435.179	17 in a straight line to 30
3+435.179	3+510	30 in a straight line to 12
3+510	3+590	12 in a straight line to 20
3+590	3+670	20 in a straight line to 19
3+670	3+730	19 in a straight line to 14
3+730	3+771.204	14 in a straight line to 12
3+771.204	3+820	12 in a straight line to 7.492

Station to	Station	Width on Southerly Side of Center Line
3+240	3+370	21 in a straight line to 14
3+370	3+435.179	14 in a straight line to 28
3+435.179	3+580	28 in a straight line to 20
3+580	3+650	20 in a straight line to 21.682

Bearings are based on County Survey Number 6578, filed October 26, 2000, Klamath County, Oregon.

The parcel of land to which this description applies contains 1.622 hectares, more or less, outside of the existing right of way.

PARCEL 2 - Fee

A parcel of land lying in the S½ of Section 20 and in the NW¼NE¼ of Section 29, Township 34 South, Range 7 East, W.M., Klamath County, Oregon and being a portion of that property described in that Quitclaim Deed to Robert D. Ferguson, recorded in Book M-91, Page 19522 of Klamath County Record of Deeds; the said parcel being that portion of said property lying Northerly of the existing Chiloquin Highway; between lines at right angles to the center line of the relocated Chiloquin Highway at Engineer's Stations 5+024.278 and 5+797.806 and included in a strip of land variable in width lying on each side of said center line which center line is described as follows:

Beginning at Engineer's center line Station 4+427.877, said station being 366.128 meters North and 171.906 meters West of the Northwest corner of the SW¼ of Section 28, Township 34 South, Range 7 East, W.M.; thence North 46° 51' 25" West 536.401 meters; thence on a spiral curve right (the long chord of which bears North 45° 42' 40" West 59.990 meters) 60 meters; thence on a 500 meter radius curve right (the long chord of which bears North 41° 05' 42" West 40.556 meters) 40.567 meters; thence on a spiral curve right (the long chord of which bears North 36° 28' 43" West 59.990 meters) 60 meters; thence North 35° 19' 58" West 102.527 meters; thence on a spiral curve left (the long chord of which

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bears North 41° 31' 17" West 119.440 meters) 120 meters; thence on a 185 meter radius curve left (the long chord of which bears South 87° 46' 02" West 229.406 meters) 247.443 meters; thence on a spiral curve left (the long chord of which bears South 37° 03' 22" West 119.440 meters) 120 meters; thence South 30° 52' 03" West 82.991 meters; thence on a spiral curve right (the long chord of which bears South 33° 38' 42" West 79.925 meters) 80 meters; thence on a 275 meter radius curve right (the long chord of which bears South 47° 14' 19" West 76.899 meters) 77.152 meters; thence on a spiral curve right (the long chord of which bears South 60° 49' 56" West 79.925 meters) 80 meters; thence South 63° 36' 35" West 8.728 meters to Engineer's center line Station 6+043.686 Back equals 6+027.312 Ahead.

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

Station to	Station	Width on Northerly Side of Center Line
5+024.278	5+227.372	7.959 in a straight line to 15
5+227.372	5+300	15 in a straight line to 13
5+300	5+347.372	13 in a straight line to 14
5+347.372	5+400	14 in a straight line to 13
5+400	5+475	13 in a straight line to 21
5+475	5+550	21 in a straight line to 12
5+550	5+594.815	12 in a straight line to 13
5+594.815	5+670	13 in a straight line to 20
5+670	5+797.806	20 in a straight line to 16.710

Station to	Station	Width on Southerly Side of Center Line
5+227.372	5+300	14 in a straight line to 10
5+300	5+347.372	10 in a straight line to 12
5+347.372	5+430	12 in a straight line to 14
5+430	5+475	14 in a straight line to 20
5+475	5+515	20 in a straight line to 13
5+515	5+594.815	13 in a straight line to 14
5+594.815	5+635	14 in a straight line to 10
5+635	5+714.815	10 in a straight line to 16

Bearings are based on County Survey Number 6578, filed October 26, 2000, Klamath County, Oregon.

The parcel of land to which this description applies contains 1.210 hectares, more or less, outside of the existing right of way.

PARCEL 3 - Fee

A parcel of land lying in the SE¼SW¼ of Section 20 and in the NW¼ of Section 29, Township 34 South, Range 7 East, W.M., Klamath County, Oregon and being a portion of that property described in those Deeds to Robert D. Ferguson, recorded in Book M-85, Page 5532 and recorded in Book M-91, Page 19520 both of Klamath County Record of Deeds; the said parcel being that portion of said property included in a strip of land variable in width lying on the Southeasterly side of the center line of the relocated Chiloquin Highway which center line is described in Parcel 2.

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

Station to	Station	Width on Southeasterly Side of Center Line
5+714.815	5+797.806	16 in a straight line to 14
5+797.806	5+877.806	14 in a straight line to 13
5+877.806	5+915	13 in a straight line to 12
5+915	5+954.958	12 in a straight line to 13
5+954.958	6+034.958	13 in a straight line to 12

ALSO that portion of said property lying on the Northwesterly side of said center line.

The parcel of land to which this description applies contains 4024 square meters, more or less, outside of the existing right of way.

Grantor also grants to Grantee, its successors and assigns, a temporary easement for a work area for construction purposes over and across the following described property:

PARCEL 4 - Temporary Easement For Work Area (3 years or duration of Project)

A parcel of land lying in the NW¼SW¼ of Section 28, Township 34 South, Range 7 East, W.M., Klamath County, Oregon and being a portion of that property described in that Quitclaim Deed to Robert D. Ferguson, recorded in Book M-91, Page 19522, Klamath County Record of Deeds; the said parcel being that portion of said property included in a strip of land 12 meters in width, 6 meters on each side of the following described line:

Beginning on the center line of the relocated Chiloquin Highway at Engineer's center line Station 3+345.000; thence South 45° 53' 22" West 64.459 meters; thence South 14° 35' 52" West 51.338 meters; thence South 29° 16' 41" West 19.872 meters; thence South 48° 36' 38" West 45.641 meters to the terminus of this line;

EXCEPT therefrom Parcel 1.

The center line of the relocated Chiloquin Highway referred to herein is described in Parcel 1.

Bearings are based on County Survey Number 6578, filed October 26, 2000, Klamath County, Oregon.

The parcel of land to which this description applies contains 1383 square meters, more or less, outside of the existing right of way.

IT IS UNDERSTOOD that the temporary easement rights herein granted shall terminate three (3) years from the date hereof or upon completion of the above-mentioned construction project, whichever is sooner.

IT IS ALSO UNDERSTOOD that the temporary easement herein granted does not convey any right or interest in the above-described Parcel 5, except as stated herein, nor prevent Grantor from the use of said property; provided, however that such use does not interfere with the rights herein granted.

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Grantor also does convey unto the **STATE OF OREGON**, by and through its **DEPARTMENT OF TRANSPORTATION**, Grantee, fee title to the following described property:

PARCEL 5 – Fee

A parcel of land lying in the S½ of Section 20, Township 34 South, Range 7 East, W.M., Klamath County, Oregon and being a portion of that property described in that Quitclaim Deed to Robert D. Ferguson, recorded in Book M-91, Page 19522 of Klamath County Record of Deeds; the said parcel being that portion of said property lying Northeasterly of the existing Chiloquin Highway and Southwesterly of the following described line:

Beginning at a point opposite and 14 meters Southwesterly of Engineer's Station 5+227.372 on the center line of the relocated Chiloquin Highway; thence Northwesterly in a straight line to a point opposite and 10 meters Southwesterly of Engineer's Station 5+300.000 on said center line; thence Northwesterly in a straight line to a point opposite and 12 meters Southwesterly of Engineer's Station 5+347.372 on said center line; thence Northwesterly in a straight line to a point opposite and 14 meters Southerly of Engineer's Station 5+430.000 on said center line.

The center line of the relocated Chiloquin Highway referred to herein is described as follows:

Beginning at Engineer's center line Station 4+427.877, said station being 366.128 meters North and 171.906 meters West of the Northwest corner of the SW¼ of Section 28, Township 34 South, Range 7 East, W.M.; thence North 46° 51' 25" West 536.401 meters; thence on a spiral curve right (the long chord of which bears North 45° 42' 40" West 59.990 meters) 60 meters; thence on a 500 meter radius curve right (the long chord of which bears North 41° 05' 42" West 40.556 meters) 40.567 meters; thence on a spiral curve right (the long chord of which bears North 36° 28' 43" West 59.990 meters) 60 meters; thence North 35° 19' 58" West 102.527 meters; thence on a spiral curve left (the long chord of which bears North 41° 31' 17" West 119.440 meters) 120 meters; thence on a 185 meter radius curve left (the long chord of which bears South 87° 46' 02" West 229.406 meters) 247.443 meters; thence on a spiral curve left (the long chord of which bears South 37° 03' 22" West 119.440 meters) 120 meters; thence South 30° 52' 03" West 82.991 meters to Engineer's center line Station 5+797.806.

The parcel of land to which this description applies contains 568 square meters, more or less, outside of the existing right of way.

PARCEL 6 – Fee

A parcel of land lying in the SE¼SW¼ of Section 20, Township 34 South, Range 7 East, W.M., Klamath County, Oregon and being a portion of that property described in that Quitclaim Deed to Robert D. Ferguson, recorded in Book M-91, Page 19522 of Klamath County Record of Deeds; the said parcel being that portion of said property lying Northwesterly of the existing Chiloquin Highway and Southeasterly of the following described line:

Beginning at a point opposite and 13 meters Southerly of Engineer's Station 5+515.000 on the center line of the relocated Chiloquin Highway; thence Southwesterly in a straight line to a point opposite and 14 meters Southeasterly of Engineer's Station 5+594.815 on said center line; thence Southwesterly in a straight line to a point opposite and 10 meters Southeasterly of Engineer's Station 5+635.000 on said center line; thence Southwesterly in a straight line to a point opposite and 16 meters Southeasterly of Engineer's Station 5+714.815 on said center line.

The center line of the relocated Chiloquin Highway referred to herein is described as follows:

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Beginning at Engineer's center line Station 4+427.877, said station being 366.128 meters North and 171.906 meters West of the Northwest corner of the SW¼ of Section 28, Township 34 South, Range 7 East, W.M.; thence North 46° 51' 25" West 536.401 meters; thence on a spiral curve right (the long chord of which bears North 45° 42' 40" West 59.990 meters) 60 meters; thence on a 500 meter radius curve right (the long chord of which bears North 41° 05' 42" West 40.556 meters) 40.567 meters; thence on a spiral curve right (the long chord of which bears North 36° 28' 43" West 59.990 meters) 60 meters; thence North 35° 19' 58" West 102.527 meters; thence on a spiral curve left (the long chord of which bears North 41° 31' 17" West 119.440 meters) 120 meters; thence on a 185 meter radius curve left (the long chord of which bears South 87° 46' 02" West 229.406 meters) 247.443 meters; thence on a spiral curve left (the long chord of which bears South 37° 03' 22" West 119.440 meters) 120 meters; thence South 30° 52' 03" West 82.991 meters to Engineer's center line Station 5+797.806.

The parcel of land to which this description applies contains 216 square meters, more or less, outside of the existing right of way.

PARCEL 7 – Fee

A parcel of land lying in the NW¼SW¼ of Section 28, Township 34 South, Range 7 East, W.M., Klamath County, Oregon and being a portion of that property described in that Quitclaim Deed to Robert D. Ferguson, recorded in Book M-91, Page 19522, Klamath County Record of Deeds; the said parcel being that portion of said property lying Southerly of the following described line:

Beginning at a point opposite and 21 meters Southeasterly of Engineer's Station 3+240.000 on the center line of the relocated Chiloquin Highway; thence Southwesterly in a straight line to a point opposite and 14 meters Southeasterly of Engineer's Station 3+370.000 on said center line; thence Southwesterly in a straight line to a point opposite and 28 meters Southerly of Engineer's Station 3+435.179 on said center line; thence Northwesterly in a straight line to a point opposite and 20 meters Southwesterly of Engineer's Station 3+580.000 on said center line; thence Northwesterly in a straight line to a point opposite and 21.682 meters Southwesterly of Engineer's Station 3+650.000 on said center line which center line is described as follows:

Beginning at Engineer's center line Station 2+784.257, said station being 174.125 meters South and 940.684 meters East of the Northwest corner of the SW¼ of Section 28, Township 34 South, Range 7 East, W.M.; thence North 85° 40' 05" West 132.298 meters; thence on a spiral curve left (the long chord of which bears North 88° 31' 56" West 119.880 meters) 120 meters; thence on a 400 meter radius curve left (the long chord of which bears South 84° 11' 05" West 21.678 meters) 21.681 meters; thence on a spiral curve left (the long chord of which bears South 76° 54' 06" West 119.880 meters) 120 meters; thence South 74° 02' 15" West 136.943 meters; thence on a spiral curve right (the long chord of which bears South 77° 51' 21" West 119.787 meters) 120 meters; thence on a 300 meter radius curve right (the long chord of which bears North 62° 24' 55" West 318.733 meters) 336.025 meters; thence on a spiral curve right (the long chord of which bears North 22° 41' 11" West 119.787 meters) 120 meters to Engineer's center line Station 3+891.204 Back equals 4+035.741 Ahead; thence North 18° 52' 05" West 306.943 meters to Engineer's center line Station 4+342.684.

Bearings are based on County Survey Number 6578, filed October 26, 2000, Klamath County, Oregon.

The parcel of land to which this description applies contains 1.605 hectares, more or less, outside of the existing right of way.

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Grantor covenants to and with Grantee, its successors and assigns, that grantor is the owner of all the above-described property which is free from encumbrances, except for easements, conditions, and restrictions of record, and will warrant the property herein conveyed and the easement rights herein granted from all lawful claims whatsoever, except as stated herein.

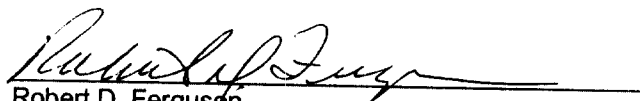
Grantor agrees that the consideration recited herein is just compensation for the property or property rights conveyed, including any and all damages to Grantor's remaining property, if any, which may result from the acquisition or use of said property or property rights. However, the consideration does 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.

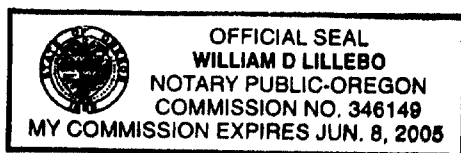
It is understood and agreed that the delivery of this document is hereby tendered and that terms and obligations hereof shall not become binding upon the State of Oregon Department of Transportation, unless and until accepted and approved by the recording of this document.


Dated this 3rd day of June, 2002.


Robert D. Ferguson

STATE OF OREGON, County of Klamath

Dated June 3, 2002. Personally appeared the above named Robert D. Ferguson, who acknowledged the foregoing instrument to be his voluntary act. Before me:




Notary Public for Oregon

My Commission expires June 8, 2005

Accepted on behalf of the Oregon Department of Transportation