

02 JUL 17 PM 2:55

ASPEN 52620

ORIGINAL

ODOT
File 6912-004
10B-15-22

DEED

Vol M02 Page 40625

QUENTIN L. BREEN, Trustee of Train Mountain Foundation, Grantor, for the true and actual consideration of \$ 7,750.00 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 NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 28, Township 34 South, Range 7 East, W.M., Klamath County, Oregon and being a portion of that property designated as Parcel 2 and described in that Warranty Deed to Quentin L. Breen, Trustee, recorded in Book M-88, Page 15682 of Klamath County Record of Deeds; the said parcel being that portion of said property lying Westerly of a line at right angles to the center line of the relocated Chiloquin Highway at Engineer's Station 3+056.236, and included in a strip of land variable in width lying on the Southerly 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 SW $\frac{1}{4}$ 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 to Engineer's center line Station 3+771.204.

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.: 3407-2000-701-, 3407-2000-602, 3407-2800-301; 34 07 28 101 & 301

Property Address: 36941 So. Chiloquin Road
Chiloquin, OR 97624

State of Oregon, County of Klamath
Recorded 07/17/2002 2:55 p.m.
Vol M02, Pg 40625-27
Linda Smith, County Clerk
Fee \$ 31.00 # of Pgs 3

ORIGINAL

ODOT
File 6912-004
10B-15-22

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

40626

Station to	Station	Width on Southerly Side of Center Line
3+058.236	3+178.236	15.041 in a straight line to 14
3+178.236	3+240	14 in a straight line to 21
3+240	3+370	21 in a straight line to 14

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

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 2598 square meters, more or less, outside of the existing right of way.

PARCEL 2 - Fee

A parcel of land lying in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 20, Township 34 South, Range 7 East, W.M., Klamath County, Oregon and being a portion of that property designated as Parcel 1 and described in that Warranty Deed to Quentin L. Breen, Trustee, recorded in Book M-88, Page 15682 of Klamath County Record of Deeds; the said parcel being that portion of said property lying Northwesterly of a line at right angles to the center line of the relocated Chiloquin Highway at Engineer's Station 5+067.747 and included in a strip of land variable in width lying on the Southwesterly 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 SW $\frac{1}{4}$ 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 widths in meters of the strip of land above referred to are as follows:

Station to	Station	Width on Southwesterly Side of Center Line
5+067.747	5+100	14.993 in a straight line to 20.719
5+100	5+227.372	20.719 in a straight line to 14

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 612 square meters, more or less, outside of the existing right of way.

PARCEL 3 - Fee

ORIGINAL

40627

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 designated as Parcel 1 and described in that Warranty Deed to Quentin L. Breen, Trustee, recorded in Book M-88, Page 15682 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 Southerly side of the center line of the relocated Chiloquin Highway which center line is described in Parcel 2.

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.

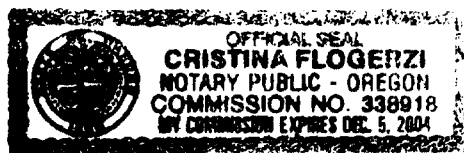
Dated this 17th day of June, 2002

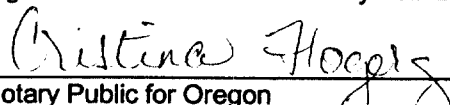


Quentin L. Breen, Trustee of Train Mountain
Foundation, Trustee

STATE OF OREGON, County of Klamath

Dated JUNE 17, 2002. Personally appeared the above named Quentin L. Breen, Trustee of Train Mountain Foundation, Trustee, and acknowledged the foregoing instrument to be his voluntary act. Before me:

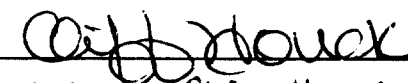




Notary Public for Oregon

My Commission expires 12/05/04

Accepted on behalf of the Oregon Department of Transportation



03/08/02 CLIFF HOUCK REG 4 R/W SUPERVISOR
Page 3 of 3 - Deed
gmh