

04 MAY 25 PM 2:13

File 7072 005
Drawing 10B-17-36

Vol M04 Page 33058

State of Oregon, County of Klamath
Recorded 05/25/2004 2:13 p.m.
Vol M04 Pg 33058-33061
Linda Smith, County Clerk
Fee \$ 36.00 # of Pgs 4

Aspen 55443
DEED

VIOLA S. CEDARLEAF, Trustee of the Cedarleaf Trust dated 11/20/88, Grantor, for the true and actual consideration of \$ 2,100.00 does convey unto the STATE OF OREGON, by and through its DEPARTMENT OF TRANSPORTATION, Grantee, fee title to the property described as Parcel 1 on Exhibit "A" dated 12/12/2003 attached hereto and by this reference made a part hereof.

Grantor also grants to Grantee, its successors and assigns, a temporary easement for a work area for construction purposes over and across the property described as Parcel 2 on Exhibit "A" dated 12/12/2003 attached hereto and by this reference made a part hereof.

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 2, 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.

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

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.: R3908-012DO-01001-000, R877907

Property Address: No physical address
Klamath Falls, OR 97601

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 10th day of May, 2004.

Viola S. Cedarleaf Trustee
Viola S. Cedarleaf, Trustee

STATE OF OREGON, County of Lane

Dated May 10, 2004. Personally appeared the above named Viola S. Cedarleaf, Trustee of the Cedarleaf Trust dated 11/20/88, who acknowledged the foregoing instrument to be her voluntary act. Before me:



[Signature]
Notary Public for Oregon

My Commission expires Feb 19, 2008

Accepted on behalf of the Oregon Department of Transportation

[Signature]
K. R. O'Neil

PARCEL 1 - Fee

A parcel of land lying in Parcels 2 and 3 of LAND PARTITION 76-94, Klamath County, Oregon; the said parcel being that portion of said Parcels 2 and 3 included in a strip of land variable in width, lying on the Southeasterly side of the center line of the relocated Green Springs Highway which center line is described as follows:

Beginning at Engineer's center line Station 92+700.000, said station being 4.740 meters South and 482.985 meters West of the Northeast corner of Section 13, Township 39 South, Range 8 East, W.M.; thence North 28° 24' 01" East 314.134 meters; thence on a spiral curve right (the long chord of which bears North 31° 44' 30" East 69.905 meters) 70.000 meters; thence on a 200.000 meter radius curve right (the long chord which bears North 50° 43' 42" East 85.221 meters) 85.879 meters; thence on a spiral curve right (the long chord of which bears North 69° 42' 54" East 69.905 meters) 70.000 meters; thence North 73° 03' 23" East 143.436 meters; thence North 73° 42' 41" East 76.551 meters to Engineer's center line Station 93+460.000.

The width in meters of said strip of land is as follows:

Station	to	Station	Width on Southeasterly Side of Center Line
92+798.833		92+804.000	9.969 in a straight line to 14.000
92+804.000		93+014.134	14.000
93+014.134		93+084.134	14.000 in a straight line to 20.000

Bearings are based on County Survey Number 6739, filed February 8, 2002, Klamath County, Oregon.

This parcel of land contains 1254 square meters, more or less, outside of the existing right of way.

PARCEL 2 - Temporary Easement For Work Area (3 years or duration of Project, whichever is sooner)

A parcel of land lying in Parcel 2 of LAND PARTITION 76-94, Klamath County, Oregon; the said parcel being that portion of said Parcel 2 lying between lines at right angles to the center line of the relocated Green Springs Highway at Engineer's Stations 92+835.000 and 92+845.000 and included in a strip of land 24.000 meters in width, lying on the Southeasterly side of said center line which center line is described in Parcel 1.

EXCEPT therefrom Parcel 1.

33061

EXHIBIT A - Page 2 of 2

File 7072005
Drawing 10B-17-36
12/12/2003

This parcel of land contains 100 square meters, more or less.