



10/23/2006 02:35:12 PM

Fee: \$26.00

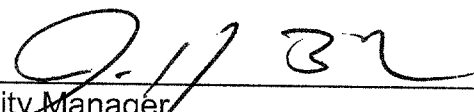
AFTER RECORDING RETURN TO:  
Klamath Falls City Recorder  
P.O. Box 237  
Klamath Falls, OR 97601

**MEMORANDUM OF ANNEXATION AGREEMENT**

BE IT REMEMBERED, on the 18<sup>th</sup> day of October, 2006, the City of Klamath Falls, an Oregon municipal corporation (CITY), and SIERRA DEVELOPMENTS, LLC (OWNER), entered into an irrevocable Annexation Agreement committing the real property, known as Sierra Heights Subdivision, described in Exhibit "A" hereto, which Exhibit is hereby incorporated herein, situated in Klamath County, Oregon, to possible future annexation to the City. Said Annexation Agreement is irrevocable, includes a request to rezone the property following annexation, and is binding upon OWNER and all successive owners of all or part of said Property.

IN WITNESS WHEREOF, the parties have hereunto set their hands this 18<sup>th</sup> day of October, 2006.


**CITY OF KLAMATH FALLS**

  
\_\_\_\_\_  
City Manager

**OWNER, SIERRA  
DEVELOPMENTS, LLC**

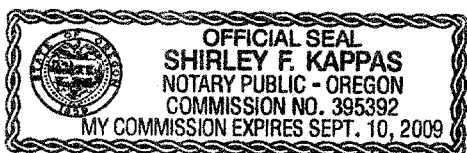
  
\_\_\_\_\_  
Michael L. Wilcher, President

Attest:

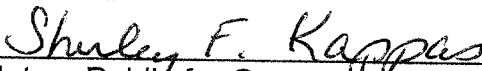
  
\_\_\_\_\_  
City Recorder

STATE OF OREGON       )  
                                  ss.  
COUNTY OF KLAMATH   )

On the 18<sup>th</sup> day of October, 2006, personally appeared Jeffrey D. Ball and Elisa D. Olson, who, each being first duly sworn, did say that the former is the City Manager and the latter is the City Recorder of the City of Klamath Falls, an Oregon municipal corporation, and that the instrument was signed on behalf of said municipal corporation; and each of them acknowledged said instrument to be its voluntary act and deed.



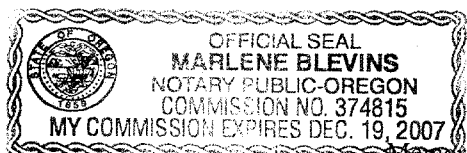
BEFORE ME:


  
\_\_\_\_\_  
Notary Public for Oregon  
My Commission Expires: 9-10-09

STATE OF OREGON       )  
                                  )ss.  
County of Klamath       )

On the 18<sup>th</sup> day of October, 2006, Michael L. Wilcher personally appeared and being first duly sworn, did say that he was the representative for Sierra Developments, LLC, that the instrument was signed on behalf of the said LLC, and that he was authorized to sign this instrument on behalf of said LLC; and acknowledged said instrument to be its voluntary act and deed.

BEFORE ME:



  
\_\_\_\_\_  
Notary Public for Oregon  
My Commission Expires: 12/19/2007

## EXHIBIT "A"

Parcel 3 of Land Partition 11-92 situated in the SW1/4 of Section 6, and the NE1/4 NW1/4 of Section 7, all in Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, filed in the office of the County Clerk, on July 9, 1993, records of Klamath County, Oregon.

Also, commencing at the West 1/16 corner common to Sections 6 and 7, Township 39 South, Range 10 East of the Willamette Meridian; thence N. 00°07'00" East 259.45 feet to a 5/8" iron pin; thence N. 49°37'00" East 627.09 feet to a 5/8" iron pin; thence North 58°09'25" East 171.49 feet; thence North 28°30'00" East 84.29 feet to the point of beginning for this description; thence North 61°30'00" West 80.00 feet; thence North 28°30'00" East 25.71 feet; thence South 61°30'00" East 80.00 feet; thence South 28°30'00" West 25.71 feet to the point of beginning.

SAVING AND EXCEPTING, the following: Commencing at the West 1/16th corner common to Sections 6 and 7 Township 39 South, Range 10 E.W.M.; thence North 00°07'00" East 259.45 feet to a 5/8" iron pin; thence North 49°37'00" East 627.09 feet to a 5/8" iron pin; thence North 58°09'25" East 171.49 feet to the point of beginning for this description; thence North 61°30'00" West 80.00 feet; thence North 28°30'00" East 84.29 feet; thence North 61°30'00" West 58.38 feet; thence South 28°30'00" West 160.00 feet; thence South 61°30'00" East 176.00 feet; thence North 28°30'00" East 160.00 feet; thence North 61°30'00" East 37.62 feet; thence South 28°30'00" West 84.29 feet to the point of beginning.