

2007-008222

Klamath County, Oregon



05/07/2007 02:09:58 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 7th day of May, 2007, the City of Klamath Falls, an Oregon municipal corporation (CITY), and Steven M. Carson and JoAnne Carson, as Trustees of the Steve and JoAnne Carson Trust, UDA January 7, 2005 (OWNER), entered into an irrevocable Annexation Agreement committing the real property 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 7th day of May, 2007.

CITY OF KLAMATH FALLS

[Signature]
City Manager

STEVE AND JOANNE CARSON
TRUST

[Signature]
Trustee

Attest:

[Signature]
City Recorder

STATE OF OREGON)
 ss.
COUNTY OF KLAMATH)

On the 7th day of May, 2007, 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.

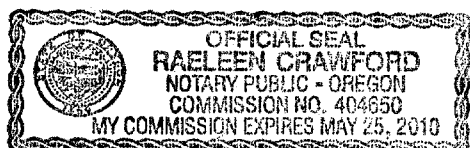


BEFORE ME:

[Signature]
Notary Public for Oregon
My Commission Expires: 9-10-09

STATE OF OREGON)
 ss.
COUNTY OF KLAMATH)

On the 4th day of May, 2007, Joanne Carson personally appeared and being first duly sworn, did say that he/she was the representative for the Steve and JoAnne Carson Trust, that the instrument was signed on behalf of the said Trust, and that he/she was authorized to sign this instrument on behalf of said Trust; and acknowledged said instrument to be its voluntary act and deed.



BEFORE ME:

[Signature]
Notary Public for Oregon
My Commission Expires: 5-25-10

EXHIBIT "A"
LEGAL DESCRIPTION

That portion of the NE 1/4 SE 1/4 SE 1/4 of Section 9, Township 39 South, Range 9 East, Willamette Meridian, Klamath County, Oregon, described as follows to wit:

Beginning at a point 132.0 feet South and 100.0 feet West of the Northeast corner of said NE 1/4 SE 1/4 SE 1/4, as measured at right angles to the North and East lines of said NE 1/4 SE 1/4 SE 1/4; thence West parallel with the North line of said NE 1/4 SE 1/4 SE 1/4, 450 feet, more or less, to the intersection with a line drawn parallel with and distant 100.0 feet Northeasterly, as measured at right angles from The Burlington Northern and Santa Fe Railway Company's Northeasterly Ladder Track centerline, as now located and constructed; thence Southeasterly along the last described parallel line 320.0 feet; thence Southeasterly to the intersection with a line drawn parallel with and distant 100.0 feet Westerly, as measured at right angles from the East line of said NE 1/4 SE 1/4 SE 1/4, distant 410.0 feet South, as measured along said parallel line from the Point of Beginning; thence north along said parallel line 410.0 feet to the Point of Beginning.

EXCEPT any portion there of in Washburn Way; AND EXCEPT the A-3-9 USBR Lateral.

Tax Account No: 3909-009D0-00103-000

Key No: 886131