



07/08/2008 09:08:08 AM

Fee: \$36.00

GRANT OF ACCESS

This Grant of Access, is made and executed this 25th day of JUNE, 2008, by the **STATE OF OREGON, by and through its DEPARTMENT OF TRANSPORTATION**, hereinafter called "State", to **PERRY WELKER, individually; PERRY L. WELKER and PAULETTA Z. WELKER, husband and wife also known as PERRY WELKER and PAULETTA WELKER, husband and wife; HUBERT D. THOMPSON and NANCY M. THOMPSON, husband and wife** hereinafter called "Owner"; and

WHEREAS, State, by Warranty Deed recorded April 29, 1968, @ M. 68, Page 3409, Klamath County Records; and by Warranty Deed recorded July 17, 1968 @ M. 68 Page 6481, acquired certain property situated in Section 7, Township 39S, Range 9E, W.M., Klamath County, Oregon and acquired Access Rights by that certain Conveyance of Access Rights recorded September 19, 2005 in M05-64517, Klamath County Records.

WHEREAS, Owner, (Welker) by Warranty Deed, recorded June 2, 1995 @ M95, Page 14648; and Statutory Warranty Deed recorded June 9, 1995, @ M95, Page 15347; and by Warranty Deed recorded April 3, 2002 @ M02, Page 19545; and by Statutory Warranty Deed recorded May 24, 2006 @ M06, Page 10518, Klamath County Records; and whereas Owner (Thompson) by Warranty Deed recorded October 18, 1999, in M99, Page 41252, Klamath County records, acquired the property affected by the grant of access herein made; and

AFTER RECORDING RETURN TO:
OREGON DEPARTMENT OF TRANSPORTATION
RIGHT OF WAY SECTION
355 CAPITOL STREET NE, ROOM 420
SALEM OR 97301-3871

WHEREAS, Owner has requested that State grant owner access rights to and from the East side of the Lake of the Woods Highway, opposite Highway Engineer's Station 424+00, in a width of 70 feet; and

WHEREAS, State is agreeable to the granting of Owner's request.

NOW, THEREFORE, THIS INDENTURE WITNESSETH, that State, does grant access rights to Owner and owner's heirs, successors and assigns, to and from the East side of the Lake of the Woods Highway opposite Highway Engineer's Station 424+00, in a width of 70 feet.

IT IS UNDERSTOOD that in consideration of this Grant of Access at Engineer Station 424+00, that the reservation located opposite Highway Engineer Station at 432+86 is being cancelled.

It is understood that issuance of this grant is not a finding of compliance with the statewide planning goals or the acknowledged comprehensive plan. It shall be the Owner's responsibility to obtain any necessary land use approval from the affected local government including, where applicable, a determination of compliance with the statewide planning goals.

The access rights granted herein are subject to, and may only be exercised in accordance with, the statutes and administrative rules applicable to access control and road approaches. Such access is contingent upon issuance of an approach road permit, and no access rights may be exercised or construction of an approach road begun unless, and until, a standard Approach Road Permit application is submitted and a permit issued by the Oregon Department of Transportation. The approach road may only be constructed or maintained upon issuance of such permit and in accordance with such permit. If the State constructs the approach road during a highway project, Grantor is required to sign a standard Approach Road Permit to ensure proper operation and maintenance of the approach road.

9/11

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.

ACCEPTED AND APPROVED

By *Perry L. Welker*
Perry L. Welker
By *Pauletta Z. Welker*
Pauletta Z. Welker

STATE OF OREGON, by and through its
DEPARTMENT OF TRANSPORTATION

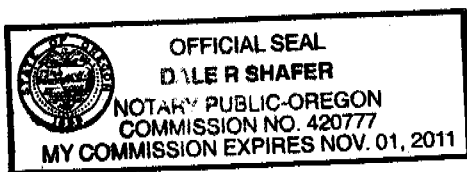
By *Deolinda G. Jones*
Deolinda G. Jones, State Right of Way Manager
Richard K. Dunlap, Acting

ACCEPTED AND APPROVED

By *Hubert D. Thompson*
Hubert D. Thompson
By *Nancy M. Thompson*
Nancy M. Thompson

STATE OF OREGON, County of Marion

Dated *June 25*, 20*08*. Personally appeared *Deolinda G. Jones*, who being sworn, stated that ~~he~~ ^{*she*} is the State Right of Way Manager for the State of Oregon, Department of Transportation, and that this document was voluntarily signed on behalf of the State of Oregon by authority delegated to her ^{*him*} Before me:



Dale R. Shafer
Notary Public for Oregon
My Commission expires *11/01/2011*

EW

STATE OF OREGON, County of Klamath

Dated June 2, 2008. Personally appeared the above named Perry L. Welker and Pauletta Z.

Welker, who acknowledged the foregoing instrument to be their voluntary act. Before me:

Emily Coe
Notary Public for Oregon
My Commission expires April 21, 2012



STATE OF OREGON, County of Klamath

Dated June 2, 2008. Personally appeared the above named Hubert D. Thompson and Nancy

M. Thompson, who acknowledged the foregoing instrument to be their voluntary act. Before me:

Emily Coe
Notary Public for Oregon
My Commission expires April 21, 2012



A handwritten mark or signature, possibly initials, enclosed within a hand-drawn triangular shape.