

2009-004287

Klamath County, Oregon



00063200200900042870020023

03/26/2009 08:50:38 AM


Fee: \$26.00

NOTICE OF PENDENCY
OF AN ACTION

Pursuant to ORS 93.740, the undersigned states:

1. As plaintiff, State of Oregon, by and through its Department of Transportation, has filed an action in the Circuit Court for Klamath County, State of Oregon;
The defendants are: JWTR, LLC, an Oregon limited liability company; HEIRS and DEVISEES OF D.D. LISKEY; HEIRS and DEVISEES OF DAVE LISKEY; HEIRS and DEVISEES OF MABEL LISKEY; MABEL HENZEL; DAVID BRIAN WIRTH, also known as DAVID B. WIRTH; DIANA R. WIRTH; STEVE RAND WIRTH; WEYERHAEUSER COMPANY, a Washington corporation; UNITED STATES OF AMERICA, acting by and through its agency, DEPARTMENT OF THE INTERIOR, BUREAU OF LAND MANAGEMENT; BANK OF AMERICA, NATIONAL ASSOCIATION; SIERRA CASCADE, LLC, an Oregon limited liability company; and DANA VAN PELT,
2. The object of the action is: To acquire interest(s) in the property described below by Eminent Domain;
3. The description of the real property to be affected is as set out in the Exhibit A attached hereto and by this reference made a part hereof;

DATED this 17th day of March, 2009.


PAUL J. SUNDERMIER
Senior Assistant Attorney General

Name: STATE OF OREGON, by and through its
DEPARTMENT OF TRANSPORTATION, by

Paul J. Sundermier
Senior Assistant Attorney General

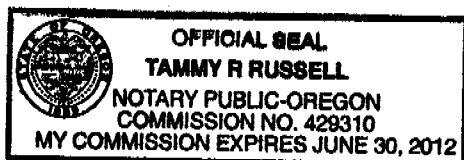
Address: 1162 Court Street NE
Salem OR 97301-4096

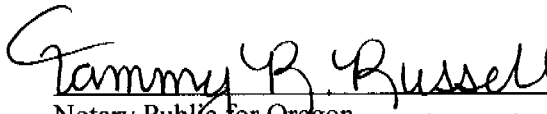
Phone No.: (503) 947-4700

STATE OF OREGON, County of Marion

The foregoing instrument was acknowledged before me this

17 day of March, 2009, by Paul J. Sundermier




Notary Public for Oregon
My Commission Expires 6/30/12

After Recording Return To:
Oregon Department of Transportation
Right of Way Section - Condemnation Unit
355 Capitol Street NE, Room 420
Salem OR 97301-3871

FEE

A parcel of land lying in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ and the NE $\frac{1}{4}$ of Section 2, Township 29 South, Range 7 East, W.M., Klamath County, Oregon and being a portion of that property listed as Section 2 within Parcel 6 of the Chemult Tract as described in that Statutory Warranty Deed to JWTR, LLC, recorded November 30, 2006 in Book 2006 Page 023869, Klamath County Record of Deeds; the said parcel being that portion of said property described as follows:

Beginning at a point on the East-West center line of Section 2, Township 29 South, Range 7 East, W.M., said point being North 00°58'47" East 2,643.42 feet and North 88°48'16" West 590.00 feet from the Southeast corner of said Section 2; thence North 01°11'44" East 1,099.44 feet; thence North 40°48'16" West 1,200.00 feet; thence North 88°48'16" West 900.00 feet; thence South 17°40'46" West 1,399.29 feet; thence North 88°48'16" West 400.00 feet; thence South 01°11'44" West 1,050.00 feet; thence South 88°48'16" East 1,000.00 feet to the Southwest corner of that certain tract designated as Parcel 1 and described in that Quitclaim Deed to the State of Oregon recorded February 26, 1953 in Book 259 Page 338, Klamath County Record of Deeds; thence along the Southerly, Easterly and Southerly lines of said Parcel 1 the following courses and distances: South 88°48'16" East 700.00 feet; thence North 01°11'44" East 300.00 feet; thence South 88°48'16" East 400.00 feet to the most Northerly Southeast corner of said Parcel 1; thence leaving said Parcel 1, South 88°48'16" East 400.00 feet; thence North 01°11'44" East 100.56 feet to the Point of Beginning.

EXCEPT therefrom Parcel 1 as described in that Quitclaim Deed to the State of Oregon recorded February 26, 1953 in Book 259 Page 338, Klamath County Record of Deeds.

Bearings are based upon County Survey No. 4297, Klamath County Survey Records.

This parcel of land contains 85.13 acres, more or less.