



00069148200900093720030037

07/09/2009 08:36:48 AM

Fee: \$36.00

**INDENTURE OF ACCESS**

THIS INDENTURE, made and executed this 22<sup>nd</sup> day of June, 2009, by and between the STATE OF OREGON, by and through its DEPARTMENT OF TRANSPORTATION, hereinafter called "State", and JON SCHMITT AND JILL SCHMITT, hereinafter called "Owner".

WHEREAS, State by Warranty Deed recorded April 19, 1956, in Volume 282, Page 364, Klamath County Deed Records, acquired certain property; which Warranty Deed, in part, reserved access rights, for the service of the grantor's remaining property, to and from the West side of the The Dalles-California Highway, opposite Engineer's Station 1128+20, (Reserved Access Rights); and

WHEREAS, Owner, by deed recorded May 15, 2008, in Document No. 2008-007183, Klamath County Deed Records, acquired fee title to a portion of said remaining property affected by the access changes herein made; and

WHEREAS, Owner has requested that Owner's Reserved Access Rights set out above be terminated; and

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

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

NOW THEREFORE, THIS INDENTURE WITNESSETH, that OWNER does convey unto State, its successors and assigns, Owner's Reserved Access Rights as set forth above.

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.

IN WITNESS WHEREOF, the parties hereto have executed these presents the day and year first written above.

STATE OF OREGON, by and through its  
DEPARTMENT OF TRANSPORTATION

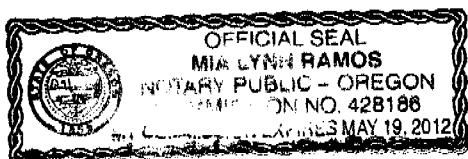
By Deolinda G. Jones  
Deolinda G. Jones, State Right of Way Manager

Jon Schmitt  
Jon Schmitt

Jill Schmitt  
Jill Schmitt

STATE OF OREGON, County of Lane

Dated June 22, 2009. Personally appeared the above named Jon Schmitt and Jill Schmitt, who acknowledged the foregoing instrument to be their voluntary act. Before me:



Mia Lynn Ramos  
Notary Public for Oregon  
My Commission expires May 19, 2012



STATE OF OREGON, County of Marion

Dated July 2, 20 09. Personally appeared Deolinda G. Jones, who being sworn, stated that 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. Before me:

Dale R Shafer

Notary Public for Oregon

My Commission expires

11/01/2011

