

2009-012972

Klamath County, Oregon



00073487200900129720040047

10/01/2009 03:37:01 PM

Fee: \$52.00

AFTER RECORDING RETURN TO:

City Recorder
500 Klamath Avenue
Klamath Falls, OR 97601

GRANTOR:

William Ellis Adams
247 Gage Road
Klamath Falls, OR 97601

GRANTEE:

City of Klamath Falls, Oregon
A Municipal Corporation
500 Klamath Avenue
Klamath Falls OR 97601

DEED OF DEDICATION FOR PUBLIC RIGHT-OF-WAY

William Ellis Adams (hereinafter referred to as "Grantor"), in consideration of the the terms of this Deed and other good and valuable consideration, the sufficiency of which is hereby acknowledged, does hereby grant and dedicate to the City of Klamath Falls, Oregon, a municipal corporation (hereinafter referred to as "Grantee"), a perpetual public right-of-way situated on a portion of the NW 1/4, SW 1/4 of Section 20, Township 38 South Range 9 East of the Willamette Meridian in the City of Klamath Falls, Klamath County, Oregon (hereinafter referred to as "Grantor's Property"). The dedicated area is legally described on Exhibit A and depicted on Exhibit B, attached hereto and incorporated herein by this reference ("Dedicated Property"). The consideration for this transfer stated in terms of dollars is \$0.00; however the actual consideration consists of or includes other property or value given which is the whole consideration.

The Dedicated Property may be used for all public right-of-way purposes, including, without limitation, vehicular and pedestrian access and the installation, inspection, maintenance, repair, replacement and use of utility lines, including all necessary appurtenances in, upon, over, across and under the dedicated area. Grantor warrants that the Dedicated Property is free of encumbrances, except pre-existing easements for utilities that may exist on the property.

This Deed of Dedication, and the rights and obligations granted and imposed herein, shall run with Grantor's Property and the Dedicated Property, including any division or partition of the Properties. The rights, covenants and obligations of this Deed shall bind burden and/or benefit all subsequent purchasers of Grantor's Property, the Grantee, and the heirs, successors and assigns of Grantor and Grantee.

It is understood and agreed that the delivery of this deed is hereby tendered and the terms and obligations hereof shall not become binding until this document is accepted and approved by Grantee. By signing below, Grantee hereby accepts and approves the conveyance and dedication made herein.

IN WITNESS WHEREOF, the parties have caused this Deed of Dedication to be executed on the dates written below.

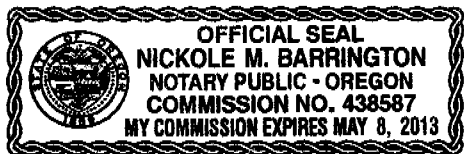
GRANTOR: William Ellis Adams
William Ellis Adams

GRANTEE: CITY OF KLAMATH FALLS

By: [Signature]
City Manager

STATE OF OREGON)
) ss.
County of Klamath)

On the 10th day of September, 2009, personally appeared William Ellis Adams, and being first duly sworn, acknowledged this instrument to be his voluntary act and deed.

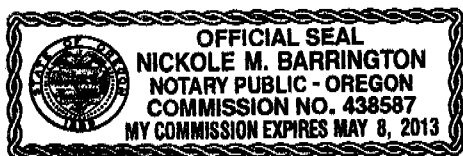


BEFORE ME:

Nickole M. Barrington
Notary Public for Oregon
My Commission Expires: 5-8-2013

STATE OF OREGON)
) ss.
County of Klamath)

On the 10th day of September, 2009, personally appeared Jeffrey D. Ball, who, being first duly sworn, did say that he is the City Manager of the City of Klamath Falls, an Oregon municipal corporation, and that this instrument was signed on behalf of said municipal corporation; and he acknowledged said instrument to be the City's voluntary act and deed.



BEFORE ME:

Nickole M. Barrington
Notary Public for Oregon
My Commission Expires: 5-8-2013

Description for Right of Way Acquisition

A tract of land situated in the NW¹/₄SW¹/₄ of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Beginning at a point on the east right of way line of Montelius Street from which the southwest corner of Section 20 bears South 00°25'26" East 1994.35 feet and South 89°34'34" West 40.00 feet; thence 50.39 feet on the arc of a 41.00-foot radius curve to the right having a delta angle of 70°25'27", the long chord of which bears North 34°47'18" East 47.28 feet to the southerly right of way line of Lakeport Boulevard; thence along said southerly right of way line North 63°12'23" West 30.66 feet to the east right of way line of Montelius Street; thence along said east right of way line South 00°25'26" East 52.65 feet to the point of beginning; containing 477 square feet, more or less.

Exhibit A



LAKEPORT BOULEVARD

S00°25'26"E
52.65

N63°12'23"W
30.66

60'

MONTELIUS STREET

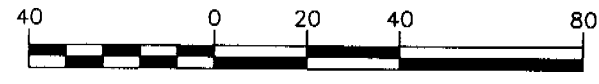
L 50.39
R 41.00
Δ 70°25'27"
Cb N34°47'18"E
Ch 47.28

50'

S00°25'26"E 1994.35

S89°34'34"W
40.00

19 20
30 29



(FEET)

ADKINS



CONSULTING
ENGINEERS, INC.

Engineers ▲ Planners ▲ Surveyors

2950 Shasta Way · Klamath Falls, Oregon 97603 · (541) 884-4666 · FAX (541) 884-5335
Klamath Falls, OR · Medford, OR · Alturas, CA

AUG. 13 2009 MONTELIUS STREET INTERSECTION 1000-118

MONTELIUS STREET &
LAKEPORT BOULEVARD
PROPOSED
RIGHT-OF-WAY
ADJUSTMENT

Exhibit B