



11/04/2011 10:56:37 AM

Fee: NO FEE

BOARD OF COUNTY COMMISSIONERS

KLAMATH COUNTY, OREGON

In the Matter of Transferring Real Property by Klamath County,)
 Oregon, to Crescent Water Supply and Improvement District, an)
 Oregon ORS Chapter 554 corporation, its successors and assigns)

Resolution No. 2012 - 013

WHEREAS, on October 4, 2011, pursuant to ORS 271 the Board of County Commissioners gave approval for a hearing to be held on October 25, 2011, at 9:30 a.m. to hear objections, if any, its intention on behalf of Klamath County, a political subdivision of the State of Oregon's real property to transfer real property to Crescent Water Supply and Improvement District, an Oregon ORS Chapter 554 corporation, its successors and assigns; and

WHEREAS, the real property described as:

A tract of land in the NW¼ of the NW¼ of Section 31, Township 24 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, described as follows: Beginning at a point 944.08 feet East of the Northwest corner of said Section 31, said point being designated by an iron pipe driven 4 feet into the ground; thence Southwesterly parallel to the East boundary of Highway 97 a distance of 233 feet 7 inches to the true point of beginning; thence Easterly at right angles along the Northerly line of that parcel conveyed to O.E. Lroy in Volume M79, Page 4263, Microfilm Records of Klamath County, Oregon, 200 feet; thence Northerly parallel to said Highway a distance of 50 feet to a point on the Southerly line of land conveyed to Merle and Geraldine Cruff in Volume M72, Page 4419, Microfilm Records; thence Westerly along said Southerly line 200 feet; thence Southerly at right angles and parallel to said Highway, 50 feet to the true point of beginning. **Excepting** a strip of land 20 feet wide along the entire Westerly boundary of said premises conveyed to the Oregon State Highway Commission.

Subject to covenants, conditions, reservations, easements, restrictions, rights, rights of way and all matters of record.

WHEREAS, if at this hearing objections are heard, the Board may in its sound discretion, proceed with the transfer; and

WHEREAS, the real property so conveyed shall be used and continue to be used so the public interest will be furthered by Crescent Water Supply and Improvement District, an Oregon ORS Chapter 554 corporation, its successors and assigns.

NOW, THEREFORE, IT IS HEREBY RESOLVED, the Klamath County Board of Commissioners:

1. Declares that the above real property furthers the public interest; and
2. Hereby authorizes the conveyance of the real property by Quitclaim Deed to Crescent Water Supply and Improvement District, an Oregon ORS Chapter 554 corporation, its successors and assigns for (check one): \$461.40, or
 \$2,255.68, or such other amount being \$1,500.00 or \$without consideration.
 Outcome of an amount to be received by November 4, 2011. If amount is not received by the date given, the transfer shall be **null and void**; and
3. In accordance with ORS 271.330 (3) conveyance of the above real property shall include a fee simple determinable on the use of the property. In the event Crescent Water Supply and Improvement District, an Oregon ORS Chapter 554 corporation, its successors and assigns does not utilize the real property for the purpose to further the public interest within five years of the date of this deed nor continue the use of the real property for the purpose to further the public interest then the real property so conveyed shall revert to Klamath County.

DONE and DATED this 25th **day of** October **2011**

BOARD OF COUNTY COMMISSIONERS

William A. Switzer, Chairman of the Board

Approved: or Denied:

Dennis B. Linthicum, County Commissioner

Approved: or Denied:

Cheryl L. Hukill, County Commissioner

Approved: or Denied: