

2012-005074

Klamath County, Oregon



00118088201200050740080089

Return to Commissioner's Journal

05/15/2012 01:54:20 PM

Fee: NO FEE

BOARD OF COUNTY COMMISSIONERS

IN AND FOR THE COUNTY OF KLAMATH, STATE OF OREGON

In the Matter of the Acceptance of County)
Road Right-of-Way Easement for Multi-Use)
Path situated in the County of Klamath and)
State of Oregon described on the attached)
Exhibit "A")


Resolution # 2012-034

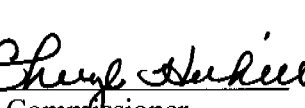
WHEREAS, Premier West Bank, an Oregon state chartered banking institution Grantor, grants, conveys and specially warrants to Klamath County certain real property described on the attached Exhibit "A," and shown on the attached Exhibit "B."

WHEREAS, the Board of County Commissioners of Klamath County, Oregon sitting in regular session deemed it to be in the best interest of said County to accept the described property for County Road purposes.


NOW THEREFORE IT IS HEREBY RESOLVED that the described property conveyed to Klamath County by Premier West Bank be accepted as County Road Right-of-Way Easement for Multi-Use Path located on Foothills Blvd as described on Exhibit "A."

KLAMATH COUNTY BOARD OF COMMISSIONERS


Chairman


Commissioner


Commissioner

Approved 

Approved CH

Approved 

Denied _____
Date 5/8/2012

Denied _____
Date 5-8-12

Denied _____
Date 5-8-2012

After recording, please return to:

Klamath County Public Works
305 Main Street
Klamath Falls, Oregon 97601

Until a change is requested all
tax statements shall be sent to:

Klamath County Public Works
305 Main Street
Klamath Falls, Oregon 97601

EASEMENT

PREMIER WEST BANK, an Oregon state chartered banking institution Grantor, grants, conveys and specially warrants to **KLAMATH COUNTY**, a political subdivision of the State of Oregon, Grantee, on behalf of the public, for the use of the public forever, the following easement in that certain real property situated in the County of Klamath and State of Oregon, described on the attached Exhibit "A," and shown on the attached Exhibit "B", free of encumbrances created or suffered by Grantor and subject to all easements, conditions, covenants, and restrictions of record.

PARCEL 1 – COUNTY ROAD RIGHT-OF-WAY EASEMENT FOR MULTI-USE PATH

Including the right to construct, inspect, and maintain a pathway for multi-use (pedestrian, bicycle, etc.) access over and across the property described. Grantee shall have the right but not the obligation to repair, maintain and operate any improvements to the right of way.

Except as provided for herein, this document is intended to grant an exclusive easement on the property described, not to convey fee title or any interest in the underlying property except as expressly stated herein. The easement granted shall not prevent Grantors from the use of said property; provided, however, that such use shall not be permitted to interfere with the rights herein granted. Grantor shall not conduct any activities within the Exhibit A area encumbered by this easement that will endanger the lateral support of any facilities constructed within said Exhibit A easement area.

Grantor shall have no responsibility for repair or maintenance in the easement area, unless the need for such repair or maintenance is caused or occasioned by Grantor's negligent or intentional conduct.

Grantee will indemnify Grantor from all claims arising from Grantee's uses of the easement granted herein.

The true consideration for this conveyance is **\$21,415.00.**

IN WITNESS WHEREOF, the above named Grantor, by and through its Board of Directors has caused this instrument to be signed.

DATED this 4 day of May, 2012.

PREMIER WEST BANK
an Oregon corporation

By: [Signature]

LeArta M.M. Romero

Title: Vice President

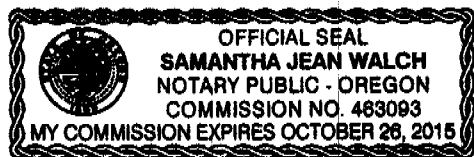
STATE OF OREGON)

) ss.

County of Jackson)

This instrument was acknowledged before me this 4th day of May, 2012, by

LeArta M.M. Romero, Vice-President of Premier West Bank an Oregon corporation, on
behalf of the corporation.



[Signature]
Notary Public

My commission expires: 10/26/15

EXHIBIT "A"

CCORP. PROPERTY

A parcel of land, situated in the SW1/4 of the NE1/4 of Section 34, Township 38 South, Range 9 East, W.M., Klamath County, Oregon, for public road purposes over and across that portion of Tract 20, Enterprise Tracts as described in Deed Volume M06, page 05550 and being more particularly described as follows:

A strip of land 25 feet wide lying southerly of, adjoining to and parallel with the existing southerly right of way line of Foothills Boulevard as acquired per Deed Volume M95, page 1349 and shown on Survey #3173 on file in the Klamath County Surveyor's Office. Said parcel contains 0.41 acres more or less.

PREMIER WEST BANK

FOOTHILLS BLVD

3300

KLAMATH COUNTY

Klamath Falls

R-3809-03400-00300-000

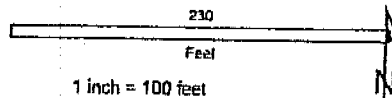
PREMIER WEST BANK

R-3809-0348D-00100-000

R-3809-03400-00401-000 KLAMATH COUNTY

R-3809-03400-00600-000 PREMIER WEST BANK

Klamath County



Date Printed:

This map is for planning purposes only. This map has been prepared for internal use by Klamath County only. Accuracy and completeness is not guaranteed to any other agency, public or private.

EXHIBIT "B" continued pg 2

