

mtc 93074

2012-013208  
Klamath County, Oregon  
11/29/2012 09:39:40 AM  
Fee: \$52.00

### WARRANTY DEED

**KLAMATH COMMUNITY COLLEGE DISTRICT**, a political subdivision of the State of Oregon, Grantor, for the true and actual consideration of **\$350.00** does convey unto the **STATE OF OREGON**, by and through its **DEPARTMENT OF TRANSPORTATION** Grantee, fee title to the property described on **Exhibit "A"** dated **9/12/2012**, attached hereto and by this reference made a part hereof.

TOGETHER WITH all abutter's rights of access, if any, between the above-described parcel and Grantor's remaining real property.

Grantor covenants to and with Grantee, its successors and assigns, that grantor is the owner of said property which is free from encumbrances, except for easements, conditions, and restrictions of record, and will warrant the same from all lawful claims whatsoever, except as stated herein.

Grantor agrees that the consideration recited herein is just compensation for the property or property rights conveyed, including any and all damages to Grantor's remaining property, if any, which may result from the acquisition or use of said property or property rights. However, the consideration does not include damages resulting from any use or activity by Grantee beyond or outside of those uses expressed herein, if any, or damages arising from any negligence.

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.

**RETURN TO AND TAX STATEMENT TO:**  
**OREGON DEPARTMENT OF TRANSPORTATION**  
**RIGHT OF WAY SECTION**  
**4040 FAIRVIEW INDUSTRIAL DRIVE SE, MS#2**  
**SALEM OR 97302-1142**

Map and Tax Lot #: 3909-01200-00102-000

Property Address: 7390 S. 6<sup>th</sup> Street  
Klamath Falls, OR 97603

52 AMT

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

The statement above is required by law to be included in this instrument. PLEASE NOTE: the property described in this instrument is not a "lot" or "parcel" as defined in ORS 92.010 or 215.010. Nevertheless, the property is a legally created unit of land as described in ORS 92.010 (9) (d) or (e).

It is understood and agreed that the delivery of this document is hereby tendered and that terms and obligations hereof shall not become binding upon the State of Oregon Department of Transportation, unless and until accepted and approved by the recording of this document.

Dated this 26 day of October, 2012

KLAMATH COMMUNITY COLLEGE DISTRICT, a  
political subdivision of the State of Oregon

By   
Representative

By \_\_\_\_\_  
Representative

STATE OF OREGON, County of Klamath

Dated Oct. 26<sup>th</sup>, 2012. Personally appeared Roberto Gutierrez and  
mla, who, being sworn, stated that they are the representatives for the Klamath

Community College District, a political subdivision of the State of Oregon, and that this instrument was voluntarily signed on behalf of the School District by authority of an order of the School Board. Before me:

Patricia A. Springer  
Notary Public for Oregon  
My Commission expires April 24, 2013

Accepted on behalf of the Oregon Department of Transportation

[Signature]



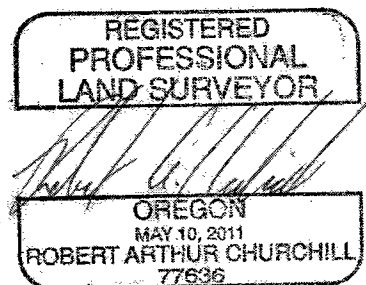
**Fee**

A parcel of land lying in the NE $\frac{1}{4}$ NE $\frac{1}{4}$  of Section 12, Township 39 South, Range 9 East, W.M., Klamath County, Oregon; said parcel being a portion of that property described in that Warranty Deed to Klamath Community College District, recorded July 1, 2010 in Book 2010, Page 007998, Klamath County Record of Deeds; said parcel being that portion of said property lying between lines at right angles to the center line of the relocated Klamath Falls – Lakeview Highway at Engineer's Stations 184+17.00 and 184+28.00 and included in a strip of land 54.00 feet in width, lying on the Southwesterly side of said center line, which center line is described as follows:

Beginning at center line station 128+15.00, said station being the West quarter corner of Section 1, Township 39 South, Range 9 East W.M.; thence South 89° 51' 00" East 360.50 feet; thence on a spiral curve right (the long chord of which bears South 87° 08' 35" East 499.55 feet) 500.00 feet; thence on a 1,763.64 foot radius curve right (the long chord of which bears South 67° 58' 42" East 838.38 feet) 846.48 feet; thence on a spiral curve right (the long chord of which bears South 48° 48' 48" East 499.55 feet) 500.00 feet; thence South 46° 06' 23" East 69.88 feet to Engineer's center line station 150+91.86 Back equals 150+92.02 Ahead; thence South 46° 06' 23" East 4,093.12 feet to center line station 191+85.14, on said center line.

Bearings are based on County Survey No. 7892, filed January, 2012, Klamath County, Oregon.

This parcel of land contains 110 square feet, more or less.



RENEWS: 12/31/13