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MTC 1396-11079

2013-002904

Klamath County, Oregon

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Fee: \$52.00

**RECORDING COVER SHEET**

THIS COVER SHEET HAS BEEN PREPARED  
BY THE PERSON REPRESENTING THE  
ATTACHED INSTRUMENT FOR RECORDING.  
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**After Recording, Return To:**

Director of Protection  
821 SE 14<sup>th</sup> Avenue  
Portland, OR 97214

**1. Name(s) of the Transaction(s):**

Declaration Regarding Meadows Drainage District  
Rights Over Certain Interior Ditches

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**DECLARATION REGARDING MEADOWS DRAINAGE DISTRICT  
RIGHTS OVER CERTAIN INTERIOR DITCHES**

WHEREAS, the Meadows Drainage District is organized under Chapter 547 of Oregon Revised Statutes, and has certain statutory authority over the real property within the district's boundaries and over the drainage ditches, canals, levees, and other components of the drainage system operating within the District's boundaries; AND

WHEREAS, the Meadows Drainage District has determined that a limitation of its statutory authority over certain components of said drainage system located on the real property described in the attached Exhibit A is consistent with the prudent and efficient operation of the drainage system within the District Boundaries;

NOW, THEREFORE, the Meadows Drainage District, hereby declares that it is terminating its exercise of authority over those certain internal ditches and laterals that are located entirely on and within the boundaries of the real property legally described in the attached Exhibit A; and further declares that it shall subordinate its exercise of authority to those rights contained in a Wetland Reserve Program easement held by the United States, acting by and through the Natural Resources Conservation Service, which easement will be recorded on the real property legally described in the attached Exhibit A.

Effective this 14 day of March 2013.

MEADOWS DRAINAGE DISTRICT

By: Gerald H. Hawkins, President  
Gerald H. Hawkins, President

## **EXHIBIT A**

### **LEGAL DESCRIPTION OF AFFECTED PROPERTY**

A piece or parcel of land situated in Section 5, 8, 16, 17, 20 and 21, Township 34 South, Range 7 1/2 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Beginning at the intersection of the center line of Seven Mile Canal as the same is now located and constructed, with the line marking the Westerly boundary of the said Section 5, Township 34 South, Range 7 1/2 East of the Willamette Meridian, Klamath County, Oregon, and from which point the Southeasterly corner of Section 1, Township 34 South, Range 6 East of the Willamette Meridian, Klamath County, Oregon, as established by Norman D. Price, U.S. Cadastral Engineer, between October 31, 1930 and June 22, 1931, bears South 83° 59' West, 5310.1 feet distant, and running thence downstream along the said center line of Seven Mile Canal South 61° 35 1/2' East 861.2 feet; thence South 31° 46 1/2' East 2306.4 feet; thence South 34° 23 1/2' East 1252.4 feet; thence South 32° 27 1/2' East 2101.8 feet; thence South 41° 02 1/2' East 8802.1 feet, more or less, to the intersection of the said center line of Seven Mile Canal, with a line which is parallel with and 70.0 feet at right angles Southeasterly from the center line of the Dixon and McQuiston Levees, as the same is now located and constructed; thence leaving the center line of Seven Mile Canal and following the same line parallel with the said Dixon and McQuiston Levee South 44° 40' West 6437.9 feet, more or less, to its intersection with the Southerly boundary of the said Section 20, Township 34 South, Range 7 1/2 East of the Willamette Meridian, Klamath County, Oregon; thence Westerly along the Southerly boundary of said Section 20, 4905.3 feet, more or less, to the Southwesterly corner of the said Section 20, Township 34 South, Range 7 1/2 East of the Willamette Meridian, Klamath County, Oregon; thence Northerly along the Westerly boundary of the said Sections 20, 17, 8 and 5, Township 34 South, Range 7 1/2 East of the Willamette Meridian, Klamath County, Oregon, 16,570.6 feet, more or less to the point of beginning.

EXCEPTING THEREFROM that portion conveyed to D'Artney Bros., a co-partnership, by Deed recorded in Volume 331, page 367, Deed Records of Klamath County, Oregon.

ALSO EXCEPTING THEREFROM that portion conveyed to Byron W. Bacchi, et ux, and Henry Francis Bacchi, et ux, by Deed recorded in Volume 350, page 675, Deed Records of Klamath County, Oregon.

## NOTARY ACKNOWLEDGMENT

State of California

County of San Benito

On March 14, 2013 before me, Marsha G. Cook, Notary Public  
(Insert name and title of the officer)

personally appeared Gerald H. Hawkins, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Marsha G. Cook (Seal)



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### OPTIONAL

The following information is **not** required by law, but may be helpful to other parties relying on the document and may deter fraudulent activity if removed and reattached to another document.

Title (or type) of Document: Declaration Re: Meadows Drainage Dist.

Number of pages (**not** including this page): 2