



2013-012588

Klamath County, Oregon

11/12/2013 09:04:11 AM

Fee: \$52.00

QUITCLAIM DEED

ABS OR-O LLC, a Delaware limited liability company, Grantor, being the holder of an interest in the hereinafter described property as evidenced by that certain Memorandum of Purchase and Use Restriction Agreement, recorded February 22, 2012, in Instrument No. 2012-001952, and that Agreement of Restrictions recorded February 22, 2012, in Instrument No. 2012-001953, Records of Klamath County, Oregon, for no monetary consideration does relinquish and forever quitclaim unto the **STATE OF OREGON, by and through its DEPARTMENT OF TRANSPORTATION**, Grantee, all of Grantor's right, title, and interest in and to the property described as **Parcel 1 on Exhibit "A" dated 11/19/2012**, attached hereto and by this reference made a part hereof.

And subordinates all Grantor's right, title, and interest in and to the real property described and to the access restrictions, and that certain temporary easement for work area, heretofore granted by Tesoro Refining and Marketing Company, LLC, a Delaware limited liability company, which acquired title as Tesoro Refining and Marketing Company, a Delaware corporation, to the State of Oregon, by and through its Department of Transportation, the property described as **Parcel 2 on Exhibit "A" dated 11/19/2012**, attached hereto and by this reference made a part hereof.

Grantor agrees that the consideration recited herein is just compensation for the property or property rights conveyed, including any and all reduction in value 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.

SEND TAX STATEMENT TO: NO CHANGE

AFTER RECORDING RETURN TO:
OREGON DEPARTMENT OF TRANSPORTATION
RIGHT OF WAY SECTION
4040 FAIRVIEW INDUSTRIAL DRIVE SE MS#2
SALEM OR 97302-1142

Map and Tax Lot #: 39 09-002DA-01600

Property Address: 5400 6th Street
Klamath Falls, OR 97603

52.00

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.

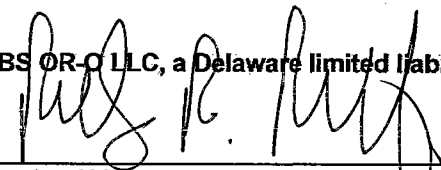
The statement above is required by law to be included in this instrument. PLEASE NOTE: the property described in this instrument is not a "lot" or "parcel" as defined in ORS 92.010 or 215.010. Nevertheless, the property is a legally created unit of land as described in ORS 92.010 (9) (d) or (e).

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.

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 18th day of July, 2013.

ABS OR-O LLC, a Delaware limited liability company

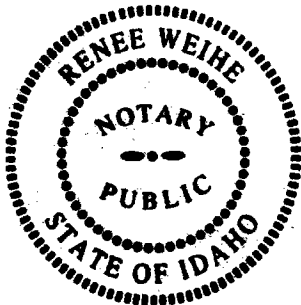
By: 
Member / Manager
Bradley R. Beckstrom
Lead Counsel
Member / Manager

STATE OF IDAHO, County of Ada

Dated July 1, 2013. Personally appeared the above named Bradley R. Beckstrom and

Lead Counsel
Member(s) / Manager(s) of ABS OR-O LLC, a Delaware limited liability company,

who acknowledged the foregoing instrument to be their voluntary act. Before me:



R. Weihe
Notary Public for IDAHO
My Commission expires 4/8/2015

Accepted on behalf of the Oregon Department of Transportation

Joseph A. Gray
Joseph A. Gray

Parcel 1 – Fee

A parcel of land lying in the NE¼SE¼ of Section 2, Township 39 South, Range 9 East, W.M., Klamath County, Oregon; said parcel being a portion of that property designated as Parcel 1 and described in that Statutory Bargain and Sale Deed to Tesoro Refining and Marketing Company, a Delaware Corporation recorded February 22, 2012 in Book 2012 Page 001951, 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 117+09.00 and 117+33.00 and included in a strip of land 48.00 feet in width, lying on the Southerly side of said center line, which center line is described as follows:

Beginning at Engineer's center line Station 75+21.60, said station being 131.80 feet East and 1.47 feet South of the West quarter corner of Section 2, Township 39 South, Range 9 East W.M.; thence North 89° 44' 04" East 2,984.00 feet; thence South 89° 52' 38" East 2,309.15 feet to Engineer's center line Station 128+14.75 Back equals 128+15.00 Ahead, on said center line.

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

This parcel of land contains 192 square feet, more or less.

Parcel 2 - Temporary Easement For Work Area (3 years or duration of Project, whichever is sooner)

A parcel of land lying in the NE¼SE¼ of Section 2, Township 39 South, Range 9 East, W.M., Klamath County, Oregon; said parcel being a portion of that property designated as Parcel 1 as described in that Statutory Bargain and Sale Deed to Tesoro Refining and Marketing Company, a Delaware Corporation, recorded February 22, 2012 in Book 2012 Page 001951, 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 116+99.00 and 117+43.00 and included in a strip of land 58.00 feet in width, lying on the Southerly side of said center line, which center line is described in Parcel 1.

EXCEPT therefrom Parcel 1

This parcel of land contains 529 square feet, more or less.

