

2013-013632

Klamath County, Oregon



00146144201300136320030032

12/12/2013 08:29:16 AM

Fee: \$47.00

Case No. 1304295CV


NOTICE OF PENDENCY

OF AN ACTION

Pursuant to ORS 93.740, the undersigned states:

1. As plaintiff, State of Oregon, by and through its Department of Transportation, has filed an action in the Circuit Court for Klamath County, State of Oregon;
2. The defendants are: MELINDA L. HARWOOD; and BANK OF AMERICA, N. A.,
3. The object of the action is: To acquire interest(s) in the property described below by Eminent Domain;
4. The description of the real property to be affected is as set out in the Exhibit A attached hereto and by this reference made a part hereof;

DATED this 18 day of November, 2013.



JAKE J. HOGUE
Assistant Attorney General

Name: STATE OF OREGON, by and through its
DEPARTMENT OF TRANSPORTATION, by

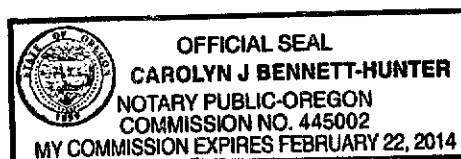
Jake J. Hogue
Assistant Attorney General
Address: 1162 Court Street NE
Salem OR 97301-4096
Phone No.: (503) 947-4700

STATE OF OREGON, County of Marion

The foregoing instrument was acknowledged before me this 18 day of November, 2013, by
Jake J. Hogue.


Notary Public for Oregon
My Commission Expires 02-22-2014

After Recording Return To:
Oregon Department of Transportation
Right of Way Section - Condemnation Unit
4040 Fairview Industrial Dr SE, MS#2
Salem OR 97302-1142



Parcel 1 – Fee

A parcel of land lying in the SE¼NE¼ of Section 5, Township 38 South, Range 11 East, W.M., Klamath County, Oregon and being a portion of that property described in that Warranty Deed to Melinda L. Harwood, recorded October 19, 2006 in Book 2006, Page 021023, Klamath County Record of Deeds; the said parcel being that portion of said property lying on the Westerly side of the center line of the relocated Klamath Falls – Lakeview Highway, TOGETHER WITH that portion of said property included in a strip of land, variable in width, lying on the Easterly side of said center line, which center line is described as follows:

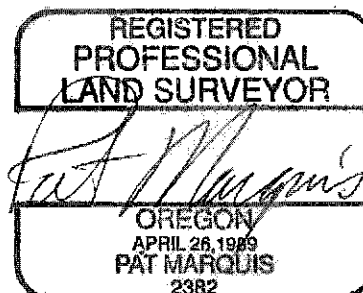
Beginning at Engineer's center line Station 1326+00.00, said station being 6,637.29 feet South and 9,090.64 feet West of the East Quarter corner of Section 33, Township 37 South, Range 11 East, W.M.; thence North 52° 28' 42" East 2,694.02 feet; thence on a spiral curve left (the long chord of which bears North 49° 17' 46" East 299.63 feet) 300.00 feet; thence on a 900.00 foot radius curve left (the long chord of which bears North 35° 35' 57" East 229.65 feet) 230.28 feet; thence on a spiral curve left (the long chord of which bears North 21° 54' 07" East 299.63 feet) 300.00 feet; thence North 18° 43' 11" East 69.31 feet; thence on a spiral curve right (the long chord of which bears North 21° 35' 02" East 269.73 feet) 270.00 feet; thence on a 900.00 foot radius curve right (the long chord of which bears North 47° 08' 19" East 610.45 feet) 622.81 feet; thence on a spiral curve right (the long chord of which bears North 72° 41' 36" East 269.73 feet) 270.00 feet; thence North 75° 33' 27" East 256.70 feet to Engineer's Station 1376+13.12 P.S. on said center line.

The width in feet of said strip of land is as follows:

| Station | to | Station | Width on the Easterly Side of Center Line |
|------------|----|------------|---|
| 1360+00.00 | | 1361+24.30 | 140.00 in a straight line to 130.00 |
| 1361+24.30 | | 1364+63.62 | 130.00 in a straight line to 115.00 |

Bearings are based upon CS 7047, Surveyed Records of Klamath County.

This parcel of land contains 8,494 square feet, more or less.



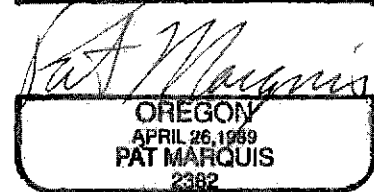
Expires 12-31-2012

Parcel 2 – Temporary Easement for Work Area (5 years or duration of Project, whichever comes sooner)

A parcel of land lying in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 5, Township 38 South, Range 11 East, W.M., Klamath County, Oregon and being a portion of that property described in that Warranty Deed to Melinda L. Harwood, recorded October 19, 2006 in Book 2006, Page 021023, Klamath County Record of Deeds; the said parcel being that portion of said property lying between lines at right angle to the center line of the relocated Klamath Falls – Lakeview Highway at Engineer's Stations 1360+45.00 and 1360+85.00 and included in a strip of land, 150.00 feet in width, lying on the Easterly side of said center line, which center line is described in Parcel 1.

EXCEPT therefrom Parcel 1.

This parcel of land contains 649 square feet, more or less.



Expires 12-31-2012