

2015-001025

Klamath County, Oregon



00164720201500010250050059

02/05/2015 02:23:48 PM

Fee: \$62.00

U.S. Bureau of Reclamation
Mid-Pacific Region
Resources Management MP-450
2800 Cottage Way
Sacramento, California 95825-1898

APN: R-4009-01400-00600-000

Klamath Project, Oregon
3-A-1 Drain (formally 3-C-1 Drain)
13-LC-20-0303

QUITCLAIM DEED

UNITED STATES DEPARTMENT OF THE INTERIOR BUREAU OF RECLAMATION

FOR VALUE RECEIVED, that being cash in the amount of \$1.00, the UNITED STATES OF AMERICA, acting by and through the Regional Director, Mid-Pacific Region, Bureau of Reclamation, for the Secretary of the Interior, in pursuance of the Fact Finders Act of 1924 (Dec. 5, 1924, ch 4 § 4 subsec Q, 43 Stat. 704) and acts amendatory thereof or supplementary thereto, does hereby quitclaim, release, and convey to Casey A. Shively and Sarah J. Shively (Grantees), their successors and assigns, all of its right, title and interest in and to an irrigation lateral known as the 3-A-1 drain (formally known as 3-C-1 drain), Klamath County, Oregon, described as follows, and containing 0.96 acres, more or less:

All that real property described in Exhibit "A" attached hereto and made a part hereof.

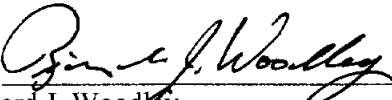
SUBJECT TO: Existing rights-of-way or easements of any nature whatsoever, in use or of record in favor of the public or third parties. The reservation of a right of way for ditches and canals constructed or to be constructed by the authority of the United States, this reservation being of the same character and scope as that created with respect to certain public lands by the Act of August 30, 1890 (26 Stat. 391) as it has been or may hereafter be amended.

All right, title and interest in and to said irrigation lateral known as the 3-A-1 drain (formally known as 3-C-1 drain), Klamath County, Oregon is accepted in its "as-is" condition as of the effective date of this quitclaim deed, including acceptance of all liability and responsibility which may result at any time in the future, for any and all encroachments, trespasses, title defects, survey errors, color of title, or other liabilities or damages which may result from the same, and Grantees shall indemnify, defend, and hold harmless the United States in any legal action arising in any way out of any and all encroachments, trespasses, title defects, survey errors, color of title, or other liability or damages which may result from same, and from any liability resulting from such legal action.

ORIGINAL

IN WITNESS WHEREOF, the UNITED STATES OF AMERICA has caused this deed to be executed this ____ day of _____ 20__.

THE UNITED STATES OF AMERICA

By: 
Richard J. Woodley,
Regional Resources Manager
Bureau of Reclamation
Mid-Pacific Region

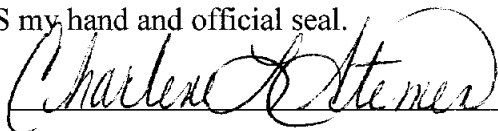
ACKNOWLEDGMENT

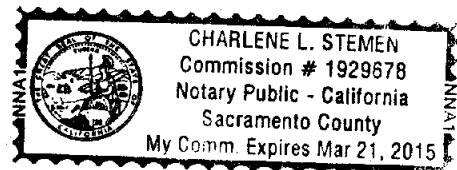
State of CALIFORNIA
County of SACRAMENTO

On November 14, 2014, before me, Charlene Stemen, Notary Public, personally appeared Richard J. Woodley, Regional Resources Manager, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person 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





(Seal)

ACCEPTANCE OF GRANTEES

The foregoing conveyance is hereby accepted by Grantee(s). Grantee(s) further agrees, by this acceptance, to the sufficiency of the conveyance and to comply with the terms and covenants of the within and foregoing Quitclaim Deed. Grantee(s) further agrees by this acceptance to assume and be bound by all the obligations, conditions, covenants, and agreements therein contained.

Grantees:

By: _____

Casey A. Shively
Casey A. Shively

By: _____

Sarah J. Shively
Sarah J. Shively

ACKNOWLEDGMENT

STATE OF OREGON
COUNTY OF KLAMATH

On 11-14-2014, before me, Jessica Towne personally appeared Casey Shively & Sarah Shively who proved to me on the basis of satisfactory evidence to be the person(s) whose names(s) is/are subscribed to the within instrument and acknowledgement 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 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 Oregon that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

Signature _____

Notary Public

My commission expires: 11-17-2017



EXHIBIT A

LEGAL DESCRIPTION

A portion of the southeast $\frac{1}{4}$ of the northwest $\frac{1}{4}$ of Section 14, Township 40 South, Range 9 East, Willamette Meridian, County of Klamath, State of Oregon, more particularly described as follows:

Beginning at a Point on the southerly right of way of the Melhase-Ryan Sump Outlet Drain of the Bureau of Reclamation's Klamath Project, as shown on Section 14, Township 40 South, Range 9 East, Willamette Meridian Right of Way map on file at the Klamath Basin Area Office of the Bureau of Reclamation, bearing North $8^{\circ}33'14''$ West, 300.07 feet from the southeast corner of the northwest $\frac{1}{4}$ of said Section 14. Thence from the Point of Beginning, the following eight courses:

- 1) Leaving said southerly right of way, North $70^{\circ}09'49''$ West, 404.76 feet;
- 2) North $51^{\circ}13'49''$ West, 271.04 feet;
- 3) South $46^{\circ}28'41''$ West, 50.46 feet to the southerly line of that 50 foot wide strip of land described in that certain deed on file at Book 105 Page 261 in the Klamath County Recorder's Office.
- 4) Along said southerly line, North $51^{\circ}13'49''$ West, 46.03 feet to the intersection with the easterly line of a 100 foot wide strip on land described in said deed;
- 5) Along said easterly line, North $56^{\circ}27'11''$ East, 115.46 feet;
- 6) Leaving said easterly line, South $51^{\circ}13'49''$ East, 278.77 feet;
- 7) South $70^{\circ}09'49''$ East, 329.51 feet to the southerly right of way of said Melhase-Ryan Sump Outlet Drain.
- 8) Along said southerly right of way, South $27^{\circ}33'49''$ East, 88.64 feet to the Point of Beginning.

Containing 0.96 acres of land, more or less.

The bearings shown herein are based upon the Oregon Coordinate System of 1983 (based upon NAD 83, epoch 2007.00), South Zone. All distances are stated in U.S. Survey Feet.

Written by:
Mark Morberg, PLS 88003
Chief, Surveys and Mapping Branch
Bureau of Reclamation, Mid-Pacific Region
2800 Cottage Way (MP220)
Sacramento, CA 95825
Tel (916) 978-5306

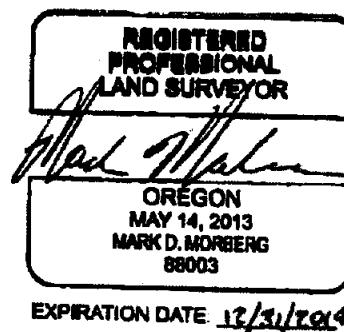


EXHIBIT A

