AFTER RECORDING RETURN TO: Klamath Falls City Recorder P.O. Box 237 Klamath Falls, OR 97601





08/21/2015 03:04:36 PM

Fee: \$47.00

MEMORANDUM OF ANNEXATION AGREEMENT

BE IT REMEMBERED, on the 12^{m} day of August, 2015, the City of Klamath Falls, an Oregon municipal corporation (CITY), and David and Ann Larson (OWNERS), entered into an irrevocable Annexation Agreement committing the real property, known as Lots 1-3 and Lots 29-32 of Homeland Tract No. 2 (Map and Tax Lot# R-3909-001CC-04600-000), and more particularly described in Exhibit "A" hereto, which Exhibit is hereby incorporated herein, situated in Klamath County, Oregon, to possible future annexation to the City. Said Annexation Agreement is irrevocable, includes a request to rezone the property following annexation, and is binding upon OWNER and all successive owners of all or part of said Property.

IN WITNESS WHEREOF, the parties have hereunto set their hands this ______ day of August, 2015.

CITY OF KLAMATH FALLS **PROPERTY OWNERS** City Manager Ďav ፈተ Attest City Recorder STATE OF OREGON)

On the 13^{m} day of August, 2015, personally appeared Nathan Cherpeski and Elisa D. Olson, who, each being first duly sworn, did say that the former is the City Manager and the latter is the City Recorder of the City of Klamath Falls, an Oregon municipal corporation, and that the instrument was signed on behalf of said municipal corporation; and each of them acknowledged said instrument to be its voluntary act and deed.



))ss.

)ss.

)

BEFORE ME:

Notary Public for Oregon My Commission Expires:

STATE OF OREGON

COUNTY OF KLAMATH

County of Klamath

On the <u>13</u> day of August, 2015, David and Ann Larson personally appeared and they acknowledged that said instrument was signed and to be their voluntary act and deed.



BEFORE ME:

Notary Public for Oregon My Commission Expires:

Returned at Counter

EXHIBIT "A" LEGAL DESCRIPTION

Lots 1, 2 and 3 of HOMELAND TRACTS NO. 2, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon, EXCEPTING THEREFROM that portion of Lots 1 and 2 described as follows:

A tract of land situated in Lots 1 and 2, HOMELAND TRACTS NO. 2, more particularly described as follows:

Beginning at the intersection of the West line of Patterson Street and the North line of Hilyard Street; thence South 87°46' West along the North line of Hilyard Street 135.04 feet; thence North 0°54' West 110.2 feet; thence North 87°59' East, 135 feet to the West line of Patterson Street; thence South 0°54' East to the point of beginning.

ALSO EXCEPTING THEREFROM the Northerly 78.5 feet of the Easterly 200 feet of Lot 2 and the Easterly 200 feet of Lot 3.

ALSO Lots 29, 30, 31 and 32 of HOMELAND TRACTS NO. 2, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon, EXCEPTING THEREFROM the Northerly 85 feet thereof.

ALSO EXCEPTING THEREFROM A parcel of land situated in Lots 1, 2 and 3 of HOMELAND TRACTS NO. 2 according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon, being in the SW1/4 SW1/4 of Section 1, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a 5/8" rebar on the South line of said Lot 1 from which the Southeast corner of said Lot 1 bears North 87°46' East 135.04 feet; thence along the lines of the excepted portions of that tract of land described in Deed Volume M86, page 1202, Microfilm Records of Klamath County, Oregon, in said Lots 1, 2 and 3, North 00°51'51" West (North 00°54' West by said Deed Volume) 110.20 feet to a 5/8" iron pin, North 87°46'00" East 135.04 feet to a 5/8" iron pin on the Easterly line of said Lot 2, North 89°55'29" West, 200.00 feet and North 00°51'51" West 171.41 feet (171.5 feet by said Deed Volume) to a point on the North line of said Lot 3; thence leaving said exception, North 89°55'29" West 23.67 feet to a 5/8" iron pin; thence South 01°06'00" East 290.60 feet to a point on the South line of said Lot 1; thence North 87°46'00" East 87.47 feet to the point of beginning, and with bearings based on the South line of said Lot 1 as being North 87°46'00" East, plat record.

Note: All 5/8" iron pins described above have a Tru-Line Surveying Plastic Cap.