



2017-007831
Klamath County, Oregon
07/13/2017 04:07:03 PM
Fee: \$52.00

CONVEYANCE OF ACCESS RIGHTS

For the true and actual consideration of \$500, **MARGIE E. DARK, Trustees or their successors in Trust, Under the Dark Living Trust Dated May 15, 1995**, Grantor, as the owner of the property described a **on Exhibit "A" dated 3/9/17** attached hereto and by this reference made a part hereof, does convey and relinquish unto the **STATE OF OREGON, by and through its DEPARTMENT OF TRANSPORTATION**, Grantee, all abutter's rights of access between the real property hereinabove described and the Klamath Falls-Malin Highway, EXCEPT, however,

Access rights are reserved unto Grantor and grantor's heirs, successors and assigns, for the service of the above-described property, to and from said property and the Klamath Falls-Malin Highway at the following place(s), in the following width(s):

Hwy. Engr's Sta.
80+37

Side of Hwy.
Right

Width
35'

The access rights reserved herein are subject to, and may only be exercised in accordance with, the statutes and administrative rules applicable to access control and road approaches. Such access is contingent upon issuance of an approach road permit, and no access rights may be exercised or construction of an approach road begun unless, and until, a standard Approach Road Permit application is submitted and a permit issued by the Oregon Department of Transportation. The approach road may only be constructed or maintained upon issuance of such permit and in accordance with such permit. If the State constructs the approach road during a highway project, Grantor is required to sign a standard Approach Road Permit to ensure proper operation and maintenance of the approach road.

Grantor represents and warrants that no one, other than Grantor, is using or entitled to use the access rights herein conveyed and does covenant to and with Grantee, its successors and assigns, that Grantor is the legal owner of the above-mentioned property.

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 #: 39s09e2CB-7400

Property Address:

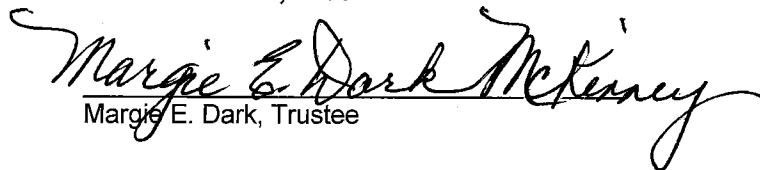
Grantor agrees that the consideration recited herein is just compensation for the property or property rights conveyed, including any and all damages to Grantor's remaining property, if any, which may result from the acquisition or use of said property or property rights. However, the consideration does 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.

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.

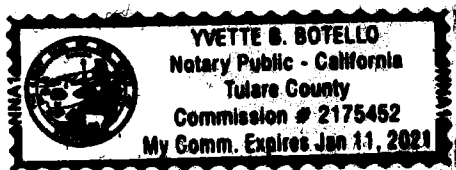
Dated this 19th day of June, 20 17.

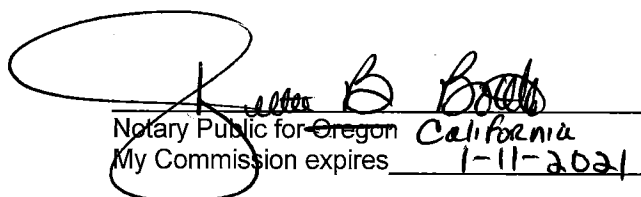
UNDER THE DARK LIVING TRUST
DATED MAY 15, 1995


Margie E. Dark, Trustee

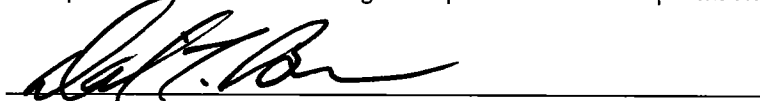
California
STATE OF ~~OREGON~~, County of Tulare

Dated 6-19, 20 17. Personally appeared the above named Margie E. Dark, Trustee, and acknowledged the foregoing instrument to be his/her voluntary act. Before me:




Notary Public for ~~Oregon~~ California
My Commission expires 1-11-2021

Accepted on behalf of the Oregon Department of Transportation



Access Only

A tract of land lying in NW1/4SW1/4 of Section 2, Township 39 South, Range 9 East, W. M., Klamath County, Oregon and being that property described in that Warranty Deed to John O. Dark and Margie E. Dark, trustees or their successors in trust, under the Dark Living Trust dated May 15, 1995, recorded August 19, 1996 in Volume M96, Page 25615, Klamath County Record of Deeds.

— This tract of land contains 13,438 square feet, more or less.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

DIGITAL SIGNATURE

OREGON
NOVEMBER 10, 2010
TIMOTHY JOHN HUTCHISON
72563

EXPIRES 6/30/17