

MTCL44718AM

File 9239 012  
Drawing 11B-6-15

2018-009013

Klamath County, Oregon

07/30/2018 03:54:00 PM

Fee: \$92.00

### CONVEYANCE OF ACCESS RIGHTS

For the true and actual consideration of **\$ 9,500.00**, **AAA DISCOUNT STORAGE KLAMATH INC., an Oregon Corporation**, Grantor, as the owner of the property described on **Exhibit "A" dated 3/13/17**, 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.  
167+82

Side of Hwy.  
Left

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.

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 #: 39s09e1DC-1001, 1002

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. The parties agree that this voluntary conveyance is in lieu of condemnation, and the State will dismiss its pending condemnation case once this document is accepted, approved, and recorded.

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 21<sup>st</sup> day of June, 2018.

AAA DISCOUNT STORAGE KLAMATH INC.,  
an Oregon Corporation

By

President

By

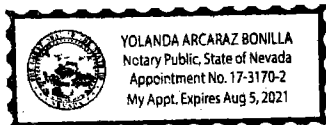
Secretary

STATE OF <sup>Nevada</sup> ~~OREGON~~, County of washoe

Dated June 22, 20 18. Personally appeared Arnold Sherman Landay and

John Mueller, who, being sworn, stated that they are the President and Secretary of AAA

Discount Storage Klamath Inc., an Oregon Corporation, and that this instrument was voluntarily signed on behalf of the corporation by authority of its Board of Directors. Before me:



Notary Public for Oregon Nevada

My Commission expires 08-05-21

Accepted on behalf of the Oregon Department of Transportation

**Access Only**

A tract of land lying in SW1/4 of the SE1/4 of Section 1, Township 39 South, Range 9 East, W. M., Klamath County, Oregon and being that property described in that Special Warranty Deed to AAA Discount Storage Klamath, Inc. recorded February 22, 2002 in Volume M02, Page 10904, Klamath County Record of Deeds.

This tract of land contains 5.04 Acres, more or less.

