

Returned at Counter

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

2021-011851
Klamath County, Oregon



08/03/2021 03:52:02 PM

Fee: \$87.00

MEMORANDUM OF CONSENT TO ANNEXATION AGREEMENT

BE IT REMEMBERED, on the 2nd day of August, 2021, the City of Klamath Falls, an Oregon municipal corporation (CITY), and Avista Corporation (OWNER), entered into an irrevocable Consent to Annexation Agreement committing the real property, known as 2829 Dakota Court, legally described on the attached Exhibit "A," which is incorporated by reference 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 30th day of July, 2021 and August 2, 2021.

CITY OF KLAMATH FALLS

[Signature]
Acting City Manager

Attest:

[Signature: Nickole Barrington]
City Recorder

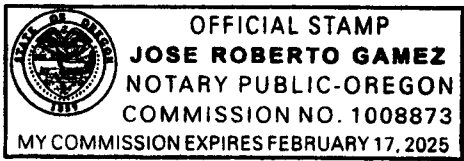
PROPERTY OWNER – Avista Corporation

[Signature: Michelle Tyree]
Name/Title: Michelle Tyree
Gas Ops Mgr.

STATE OF OREGON)
)ss.
COUNTY OF KLAMATH)

On the 2nd day of August, 2021, personally appeared Jessica Lindsay and Nickole Barrington, who, each being first duly sworn, did say that the former is the 'Acting' 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.

BEFORE ME:

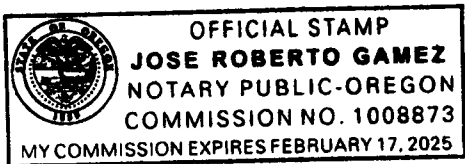


[Signature: Jose Roberto Gamez]
Notary Public for Oregon
My Commission Expires: 2/17/2025

STATE OF OREGON)
)ss.
County of Klamath)

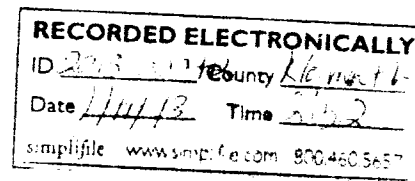
On the 30th day of July, 2021, Avista Corporation (Property Owner) Tyree, Michelle H. acting in the capacity of Gas operations Manager, personally appeared to sign this instrument and they acknowledged said instrument was sign by their voluntary act and deed and on behalf of said corporation. They also acknowledged/proved that they have authority to sign on behalf of Avista Corporation.

BEFORE ME:



[Signature: Jose Roberto Gamez]
Notary Public for Oregon
My Commission Expires: 2/17/2025

THIS SPACE RESER FOR RECORDER'S USE



After recording return to:

Avista CorporationReal Estate DepartmentP.O. Box 3727 MSC 25 Spokane, WA 99220Until a change is requested all tax statements
shall be sent to the following address:Avista CorporationReal Estate DepartmentP.O. Box 3727 MSC 25 Spokane, WA 99220Escrow No. MT96263-SHTitle No. 0096263

SWD r.020212

STATUTORY WARRANTY DEED**D.K. Development Associates One, LLC, an Oregon Limited Liability Company,**

Grantor(s), hereby convey and warrant to

Avista Corporation,Grantee(s), the following described real property in the County of **KLAMATH** and State of Oregon free of
encumbrances except as specifically set forth herein:Lot 10 of TRACT 1293, according to the official plat thereof on file in the office of the County Clerk of Klamath
County, Oregon.The true and actual consideration for this conveyance is **\$209,088.00**.The above-described property is free of encumbrances except all those items of record, if any, as of the date of this
deed and those shown below, if any:

D-2338