

PERMANENT EASEMENT

RICHARD SAM CHERNABAEFF; KRISTINE CHERNABAEFF, Grantors, for the true and actual consideration of **\$500.00**, do grant unto the **STATE OF OREGON**, by and through its **DEPARTMENT OF TRANSPORTATION**, Grantee, its successors and assigns, a permanent easement to construct and maintain drainage facilities over and across the property described as **Parcels 1 and 2 on Exhibit "A" dated 5/27/2020**, attached hereto and by this reference made a part hereof.

IT IS UNDERSTOOD that the easement herein granted does not convey any right or interest in the above-described property, except for the purposes stated herein, nor prevent Grantor from the use of said property; provided, however, that such use does not interfere with the rights herein granted.

Grantor also grants to Grantee, its successors and assigns, a temporary easement for a work area for construction purposes over and across the property described as **Parcels 3 and 4 on Exhibit "A" dated 5/27/2020**, attached hereto and by this reference made a part hereof.

IT IS UNDERSTOOD that the temporary easement rights herein granted shall terminate three (3) years from the date hereof or upon completion of the State of Oregon Department of Transportation's construction project, whichever is sooner.

IT IS ALSO UNDERSTOOD that the temporary easement herein granted does not convey any right or interest in the above-described Parcels 3 and 4, except as stated herein, nor prevent Grantor from the use of said property; provided, however that such use does not interfere with the rights herein granted.

Grantor covenants to and with Grantee, its successors and assigns, that Grantor is the owner of said property and will warrant the easement rights herein granted from all lawful claims whatsoever.

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 #: 3809-006C0-01700 & 01800

Property Address: 6688 Wocus Road
Klamath Falls, OR 97601

Grantor agrees that the consideration recited herein is just compensation for the property or property rights conveyed, including any and all reduction in value 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 3rd day of August, 2021.


Richard Sam Chernabaeff

STATE OF OREGON, County of _____

Dated 15th OCTOBER, 2021. Personally appeared, and signed before me by the above named

Richard Sam Chernabaeff, who acknowledged the foregoing instrument to be his voluntary act. Before me:

Notary Public for Oregon
My Commission expires _____

SEE ATTACHED CA. ACKNOWLEDGMENT

SEE ATTACHED SEPARATE SIGNATURE AND ACKNOWLEDGMENTS ON PAGE 3

ALL-PURPOSE ACKNOWLEDGMENT

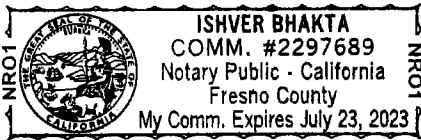
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this Certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California }
County of FRESNO } SS.

On 15th OCTOBER 2021, before me, ISHVER BHAKTA, Notary Public,
DATE

personally appeared RICHARD SAM CHERNABAEFF, who proved to me on the

basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged 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 the 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 California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Ishver Bhakta

NOTARY'S SIGNATURE

PLACE NOTARY SEAL IN ABOVE SPACE

OPTIONAL INFORMATION

The information below is optional. However, it may prove valuable and could prevent fraudulent attachment of this form to an unauthorized document.

CAPACITY CLAIMED BY SIGNER (PRINCIPAL)

- ☒ INDIVIDUAL
☐ CORPORATE OFFICER _____ TITLE(S)
☐ PARTNER(S)
☐ ATTORNEY-IN-FACT
☐ GUARDIAN/CONSERVATOR
☐ SUBSCRIBING WITNESS
☐ OTHER: _____

DESCRIPTION OF ATTACHED DOCUMENT

GRANTOR AGREEMENT
TITLE OR TYPE OF DOCUMENT

NUMBER OF PAGES

DATE OF DOCUMENT

SIGNER (PRINCIPAL) IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

RIGHT
THUMBPRINT
OF
SIGNER

OTHER

Top of thumbprint here

SIGNATURE AND ACKNOWLEDGMENT PAGE 3 AS ATTACHED TO ABOVE PERMANENT EASEMENT DOCUMENT

DATED AUGUST 3, 2021


Kristine Chernabaeff

STATE OF OREGON, County of _____

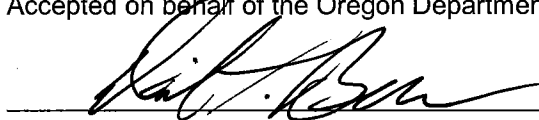
Dated 15th OCTOBER, 2021. Personally appeared, and signed before me by the above named

Kristine Chernabaeff, who acknowledged the foregoing instrument to be her voluntary act. Before me:

Notary Public for Oregon
My Commission expires _____

SEE ATTACHED CA. ACKNOWLEDGMENT

Accepted on behalf of the Oregon Department of Transportation



ALL-PURPOSE ACKNOWLEDGMENT

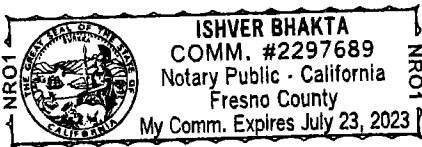
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this Certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California }
County of FRESNO } SS.

On 15th OCTOBER 2024, before me, ISHVER BHAKTA, Notary Public,
DATE

personally appeared KRISTINE CHERNABAEFF, who proved to me on the

basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged 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 the 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 California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Ishver Bhakta

NOTARY'S SIGNATURE

PLACE NOTARY SEAL IN ABOVE SPACE

OPTIONAL INFORMATION

The information below is optional. However, it may prove valuable and could prevent fraudulent attachment of this form to an unauthorized document.

CAPACITY CLAIMED BY SIGNER (PRINCIPAL)

- ☐ INDIVIDUAL
☐ CORPORATE OFFICER _____ TITLE(S)
☐ PARTNER(S)
☐ ATTORNEY-IN-FACT
☐ GUARDIAN/CONSERVATOR
☐ SUBSCRIBING WITNESS
☐ OTHER: _____

SIGNER (PRINCIPAL) IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

DESCRIPTION OF ATTACHED DOCUMENT

GRANTOR AGREEMENT
TITLE OR TYPE OF DOCUMENT

NUMBER OF PAGES

DATE OF DOCUMENT

OTHER

RIGHT
THUMBPRINT
OF
SIGNER

Top of thumbprint here

Parcel 1 – Permanent Easement For Drainage Facilities

A parcel of land lying in Lot 4 of Section 6, Township 38 South, Range 9 East, W.M., Klamath County, Oregon and being a portion of that property described in that Warranty Deed to William Sam Chernabaeff, recorded August 26, 1982 in Volume M 82, Page 11227 of Klamath County Record of Deeds; the said parcel being that portion of said property lying between lines at right angles to the center line of the relocated The Dalles-California Highway at Engineer's Stations 186+42.00 and 187+00.00 and included in a strip of land 74.00 feet in width, lying on the Westerly side of said center line, which center line is described as follows:

Beginning at Engineer's center line Station "US 97" 185+00.00 P.O.T, said station being 4,914.85 feet South and 212.32 feet East of the Northwest quarter of Section 6, Township 38 South, Range 8 East, W.M., Klamath County, Oregon; thence North 11° 45' 00" West 500.00 feet to Engineer's center line Station 190+00.00.

Bearings are based upon the Oregon Coordinate Reference System, Bend-Klamath Falls Zone, NAD83 (2011) epoch 2010.00.

This parcel of land contains 702 square feet, more or less.

Parcel 2 – Permanent Easement For Drainage Facilities

A parcel of land lying in Lot 4 of Section 6, Township 38 South, Range 9 East, W.M., Klamath County, Oregon and being a portion of that property described in that Warranty Deed to William Sam Chernabaeff, recorded August 26, 1982 in Volume M 82, Page 11227 of Klamath County Record of Deeds; the said parcel being that portion of said property lying between lines at right angles to the center line of the relocated The Dalles-California Highway at Engineer's Stations 186+22.00 and 186+53.00 and included in a strip of land 60.00 feet in width, lying on the Easterly side of said center line, which center line is described in Parcel 1.

This parcel of land contains 253 square feet, more or less.

Parcel 3 – Temporary Easement For Work Area (3 years or duration of Project, whichever is sooner)

A parcel of land lying in Lot 4 of Section 6, Township 38 South, Range 9 East, W.M., Klamath County, Oregon and being a portion of that property described in that Warranty Deed to William Sam Chernabaeff, recorded August 26, 1982 in Volume M 82, Page 11227 of Klamath County Record of Deeds; the said parcel being that portion of said property lying between lines at right angles to the center line of the relocated The Dalles-California Highway at Engineer's Stations 186+32.00 and 187+00.00 and included in a strip of land 84.00 feet in width, lying on the Westerly side of said center line, which center line is described in Parcel 1.

This parcel of land contains 1,370 square feet, more or less.

Parcel 4 – Temporary Easement For Work Area (3 years or duration of Project, whichever is sooner)

A parcel of land lying in Lot 4 of Section 6, Township 38 South, Range 9 East, W.M., Klamath County, Oregon and being a portion of that property described in that Warranty Deed to William Sam Chernabaeff, recorded August 26, 1982 in Volume M 82, Page 11227 of Klamath County Record of Deeds; the said parcel being that portion of said property lying between lines at right angles to the center line of the relocated The Dalles-California Highway at Engineer's Stations 186+12.00 and 186+63.00 and included in a strip of land 70.00 feet in width, lying on the Easterly side of said center line, which center line is described in Parcel 1.

This parcel of land contains 683 square feet, more or less.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

DIGITALLY SIGNED Jun 2 2020 4:44 PM

OREGON
NOVEMBER 10, 2010
TIMOTHY JOHN HUTCHISON
72563

RENEWS: 6-30-2021