

2022-009541

Klamath County, Oregon

**AFTER RECORDING RETURN TO:**

Klamath County Public Works  
305 Main Street  
Klamath Falls, OR 97601



00304209202200095410050050

08/04/2022 02:56:43 PM

Fee: \$102.00

**GRANTOR:**

McNeice, Thomas J.  
5350 Shasta Way  
Klamath Falls, OR 97603

**GRANTEE:**

Klamath County  
305 Main Street  
Klamath Falls, OR 97601

**RIGHT OF WAY DEDICATION**

**Thomas J. McNeice**, an individual, hereinafter called Grantor, does hereby grant unto the County of Klamath, a political subdivision of the State of Oregon and Grantee, hereinafter called the "County", a perpetual right-of-way for road and public utility purposes on, over, and under the following described real property situated in Klamath County, Oregon:

- See attached Exhibit A Legal Description and;
- See attached Sketch Map "5350 Shasta Way Exhibit"

All attached hereto and by this reference incorporated herein.

The true consideration of this conveyance is for **\$500.00**, the receipt of which is hereby acknowledged by GRANTOR.

The dedicated property shall only be used for the purpose of public street improvements and related appurtenances, which includes utilities.

And the GRANTOR warrants that 1) GRANTOR has marketable title to the property, 2) the County may peaceably enjoy the rights and benefits of this dedication, 3) there are no other interests in the property which conflict with the County's intended use of this dedication, 4) the property is free of encumbrances except those of which GRANTOR has notified the County, and 5) GRANTOR has the unrestricted right to dedicate the property without additional consent or permission.

Dated this 26 day of July, 2022.

**GRANTOR:**

McNeice, Thomas

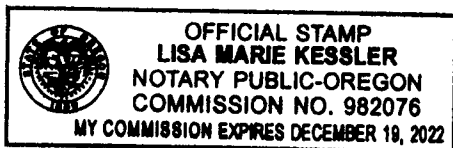
STATE OF OREGON )

County of Klamath )

)ss.

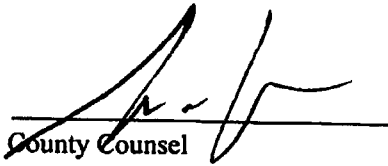
This instrument was acknowledged before me on this 26 day of July, 2022 by

Thomas J McNeice

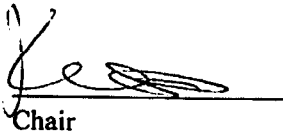


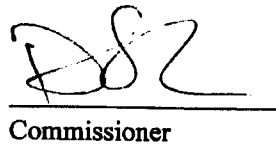
Notary Public for Oregon  
My commission expires: 12/19/2022

Approved as to Form

  
County Counsel

Accepted for County Road Right of Way for Shasta Way, on behalf of Klamath County by the Klamath County Board of Commissioners

  
Chair

  
Commissioner

  
Commissioner

8/2/22  
Date

8/2/22  
Date

8/2/22  
Date

EXHIBIT 'A'

SHASTA WAY R/W  
McNEICE PROPERTY

A Tract of land, for Public Road Right of Way, situated in the NW 1/4, NE 1/4, Section 2, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County Oregon, being a portion of Tract 93, Yalta Gardens, a duly recorded subdivision and being more particularly described as follows:

Commencing at the Northeast corner of said Tract 93; thence S89°04'00" W, 15.00' along the South right of way of Shasta Way, thence leaving said right of way S45°53'00" E, 21.19' to a point on the West right of way of Homedale Road; thence N00°50'00" W, 15.00' along said right of way to the point of beginning, containing 112.50 square feet more or less. Bearings based on Yalta Gardens as filed in the office of the Klamath County Clerk.

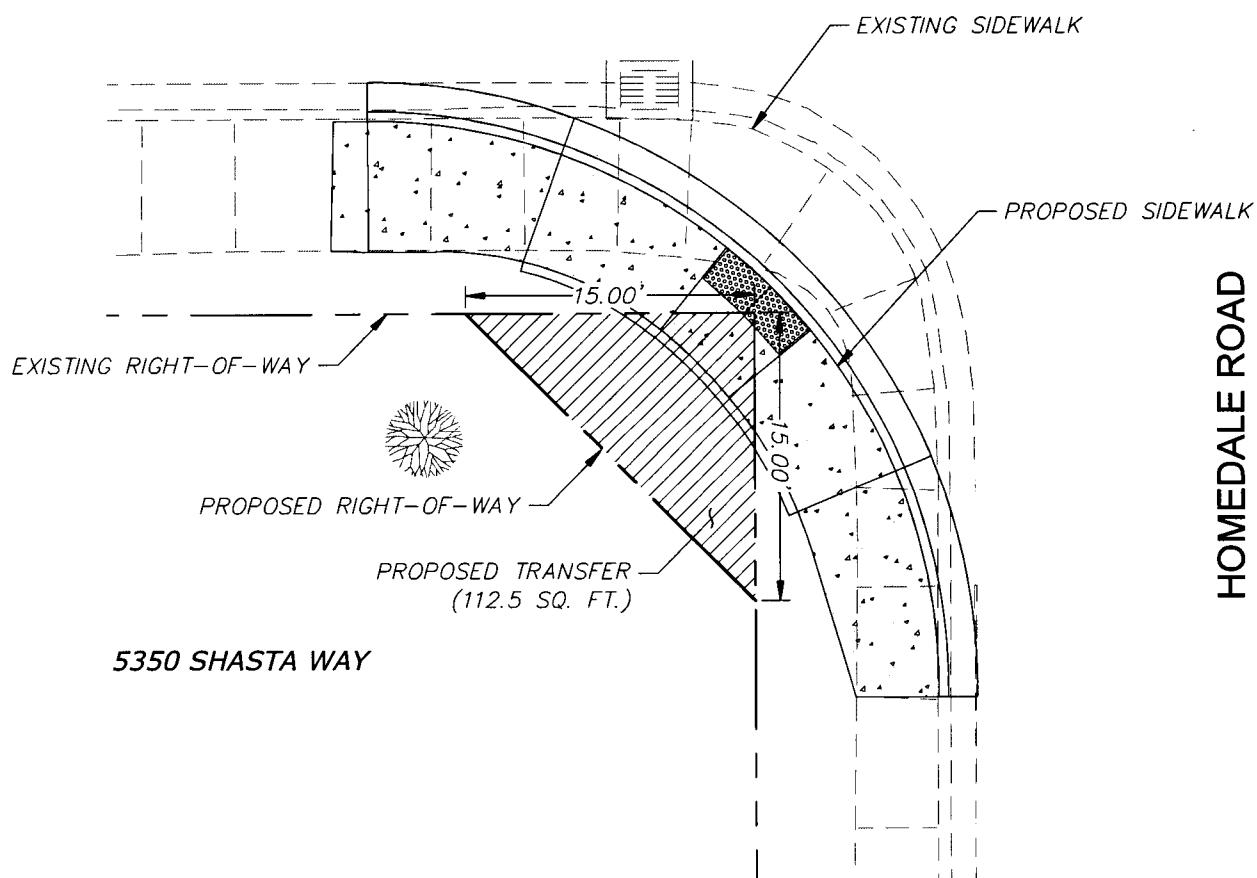


EXPIRES: 06-30-23

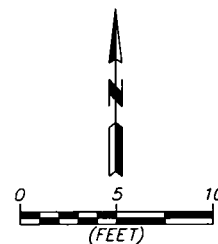
12-30-2021



## SHASTA WAY



HOMEDALE ROAD



**PROJECT: SHASTA WAY ADA IMPROVEMENTS**

**TITLE: 5350 SHASTA WAY EXHIBIT**



THIS LINE IS 1/2 INCH AT FULL  
SCALE. VERIFY AND ADJUST  
SCALE AS NEEDED

REVISION NO.

1

DATE

10/27/21

SKETCH  
EX-A

REF. DWG

N/A



## BOARD OF COMMISSIONERS Agenda Item Summary

Agenda Category: Other

Item No: 12.2

**Date:** August 9, 2022

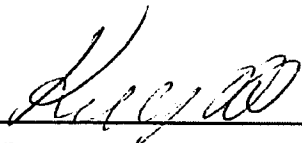
**Originating Department:** Public Works

**Issue:** In the matter of procuring right-of-way for the construction of ADA pedestrian ramps and sidewalks at the intersection of Shasta Way and Homedale Road.

**Background:** In 2021, the County successfully replaced many non-compliant ramps along the Shasta Way Corridor. Due to right-of-way (property line) constraints, some locations were unable to be completed during prior projects. This action will procure the land required to move forward with completing the projects. The settlement agreement in question was negotiated by the County, with a willing seller.

**Recommended Motion:** Board to approve and sign the Right-of-Way dedication of approximately 112.5 square feet of real property and authorize payment of \$500.00 to Thomas McNeice for acquisition costs. Fiscal impact is \$500.00 expenditure to the Public Works Operating Budget.

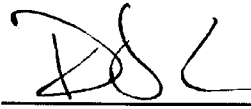
DONE AND DATED this 2<sup>nd</sup> day of August, 2022.



Chair

Approved ☒

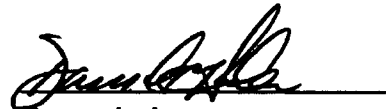
Denied ☐



Vice-Chair

Approved ☒

Denied ☐



Commissioner

Approved ☒

Denied ☐