

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



10/03/2022 10:24:34 AM

Fee: \$87.00

MEMORANDUM OF CONSENT TO ANNEXATION AGREEMENT

BE IT REMEMBERED, on the 30th day of September 2022, the City of Klamath Falls, an Oregon municipal corporation (CITY), and Klamath Falls Sonic, LLC (OWNER), entered into an irrevocable Consent to Annexation Agreement committing the real property, known as 2247 Homedale Road and 5419 South 6th Street (Map/Tax Lot Numbers R-3909-002AD-09100 and R-3909-002AD-09200), 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 September, 2022.

CITY OF KLAMATH FALLS

PROPERTY OWNER- Klamath Falls
Sonic, LLC

[Signature]
City Manager

[Signature]
Roy Humphreys, Registered Agent

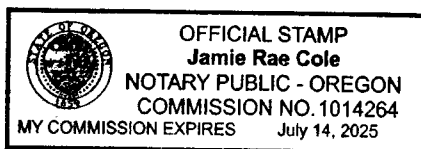
Attest:

[Signature]
City Recorder

STATE OF OREGON)
)ss.
County of Klamath)

On the 30th day of September 2022, personally appeared Jonathan Teichert and Nickole Barrington, who, each being first duly sworn, did say that the former is the 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.

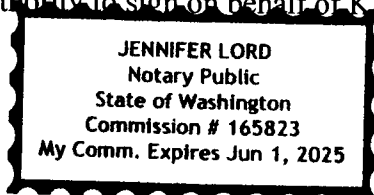
BEFORE ME:



[Signature]
Notary Public for Oregon
My Commission Expires: 7/14/2025

STATE OF WA)
)ss.
County of Pierce)

On the 26th day of Sept. 2022, Klamath Falls Sonic, LLC (*Property Owner*) Roy Humphreys acting in the capacity of Klamath Falls Sonic, LLC Registered Agent, personally appeared to sign this instrument and they acknowledged said instrument was signed 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 Klamath Falls Sonic, LLC.



BEFORE ME:
[Signature]
Notary Public for Oregon
My Commission Expires: 6-1-25

EXHIBIT A

Tracts 1 and 2 of Pleasant Home Tracts No. 2, EXCEPTING that portion thereof described as follows:

Beginning on the West line of said Tract 1 at a point 10.78 feet Northerly of the Southwest corner of said tract; thence Southerly along said West line 10.78 feet to said Southwest corner; thence Easterly along the South line of said Tracts 1 and 2 a distance of 149.4 feet to the Southeast corner of said Tract 2; thence Northerly along the East line of said Tract 2 a distance of 10.69 feet; thence Westerly in a straight line to the point of beginning. ALSO EXCEPTING THEREFROM that portion conveyed to Klamath County by Statutory Warranty Deed recorded March 11, 1991 in Volume M91, page 4350, Microfilm Records of Klamath County, Oregon.

ALSO EXCEPTING THEREFROM all that portion conveyed to the State of Oregon, by and through its Department of Transportation by Warranty Deed recorded July 2, 2013 in Volume 2013-007590, Microfilm Records of Klamath County, Oregon.

ALSO EXCEPTING THEREFROM all that portion conveyed to the State of Oregon, by and through its Department of Transportation by Warranty Deed recorded December 3, 2019 in Volume 2019-014021, Microfilm Records of Klamath County, Oregon.