

RETURN TO
OREGON STATE HIGHWAY DIVISION
RIGHT OF WAY SECTION
STATE HIGHWAY BLDG. ROOM 119
SALEM, OREGON 97310

Highway Division
File 50830
I-82-1 (2) 9B-16-21

COPY FINAL

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WARRANTY DEED

109136

AMFAC FOODS, INC., a Delaware corporation, Grantor, hereby conveys unto the STATE OF OREGON, by and through its DEPARTMENT OF TRANSPORTATION, Highway Division, Grantee, the following described property, to wit:

PARCEL 1

A parcel of land lying in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 6, Township 4 North, Range 28 East, W.M., Umatilla County, Oregon; the said parcel being that portion of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ included in a strip of land 300 feet in width, 85 feet on the Northwesterly side and 215 feet on the Southeasterly side of the center line of the Southbound lane of the McNary Highway, which center line is described as follows:

Beginning at Engineer's center line Station "SB" 430+00, said station being 1583.03 feet South and 440.91 feet East of the Northeast corner of the SW $\frac{1}{4}$ of said Section 6; thence South 41° 18' West 3000 feet to Engineer's center line Station "SB" 460+00.

Bearings are based upon the Oregon Co-ordinate System, North Zone.

The parcel of land to which this description applies contains 4.93 acres, more or less.

PARCEL 2

A parcel of land lying in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 6, Township 4 North, Range 28 East, W.M., Umatilla County, Oregon; the said parcel being that portion of said SE $\frac{1}{4}$ SW $\frac{1}{4}$ lying Southeasterly of a line parallel with and 215 feet Southeasterly of the center line of the Southbound lane of the McNary Highway, which center line is described in Parcel 1.

The parcel of land to which this description applies contains 1.0 acre, more or less.

TOGETHER WITH all abutter's rights of access between the right of way of the public way identified as the southbound lane of the McNary Highway and all of Grantor's remaining real property, EXCEPT, however,

Grantee shall either construct a public frontage road, or provide some other access road on the Westerly side of the highway, and Grantor, its successors and assigns, shall be entitled to reasonable access to said road for any purpose upon application filed with Grantee pursuant to applicable statutes and regulations. Said road shall be connected to the main highway or to other public ways only at such places as Grantee may select.

Grantor also grants to Grantee, its successors and assigns, a permanent easement for the construction, operation, and maintenance of an access road over and across the following described property, to wit:

PARCEL 3

A parcel of land lying in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 12, Township 4 North, Range 27 East, W.M., Umatilla County, Oregon; the said parcel being that portion of said SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying Northerly of the center line of the Westland Canal; Southerly of a line at right angles to the center line of an access road at Engineer's Station "FRB" 466+00 and included in a strip of land variable in width, lying on the Westerly side of the center line of said access road which center line is described as follows:

Beginning at Engineer's center line Station "FRB" 466+00, said station being 1387.67 feet South and 16.78 feet East of the Northeast

corner of Section 12, Township 4 North, Range 27 East, W.M.; thence South 1° 01' 17" East 289.90 feet to Engineer's center line Station "FRB" 468+89.90.

The widths in feet of the strip of land above referred to are as follows:

Station	to	Station	Width on Westerly Side of Center Line
"FRB"466+00		"FRB"467+00	20 in a straight line to 30
"FRB"467+00		"FRB"468+89.90	30

Bearings are based upon the Oregon Co-ordinate System, North Zone.

The parcel of land to which this description applies contains 0.07 acre, more or less.

IT IS UNDERSTOOD that this easement does not convey any right or title to the above-described property, except for the purposes stated herein; it being understood that nothing herein contained shall be construed to impose any duty, obligation or liability upon Grantee by reason of the construction, operation, and maintenance of said access road. Also, Grantor has the right to use said road and/or to convey the right to others to use said road.

Grantor also grants to Grantee, its successors and assigns, a permanent easement and right of way to construct, reconstruct, replace, repair, operate, and maintain underground pipe lines and appurtenances thereof, together with the rights of ingress and egress, thereto, under, over, and across the following described property, to wit:

PARCEL 4

A parcel of land lying in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 12, Township 4 North, Range 27 East, W.M., Umatilla County, Oregon; the said parcel being that portion of said SE $\frac{1}{4}$ NE $\frac{1}{4}$ lying Northerly of the center line of the Westland Canal; Southerly of a line at right angles to the center line of an accessroad at Engineer's Station "FRB" 466+00 and Easterly of a line parallel with and 20 feet Westerly of the East line of said SE $\frac{1}{4}$ NE $\frac{1}{4}$.

The center line herein referred to is described in Parcel 3.

The parcel of land to which this description applies contains 0.05 acre, more or less.

IT IS UNDERSTOOD that this easement does not convey any right or title to the above-described property, except for the purposes stated herein; it being understood that nothing herein contained shall be construed to impose any duty, obligation, or liability upon Grantee by reason of the construction, reconstruction, operation, or maintenance of said underground pipelines.

That Grantor reserves the right to use and enjoy said property provided that Grantor shall not construct any structure on said easement area or in any manner impair or interfere with the present or prospective use of said easement area.

That the foregoing easement rights are being acquired by the Grantee for the purpose of relocating the facilities of the Westland Irrigation District on the above-described 0.05 acre parcel and said easement rights shall hereafter be assigned to said Irrigation District.

Grantor hereby covenants to and with Grantee, its successors and assigns, that it is the owner of the said property which is free from all encumbrances, except for easements, conditions and restrictions of record, and will warrant and defend the property herein conveyed and the easement rights herein granted from all lawful claims whatsoever, except as stated herein.

The true and actual consideration received by Grantor for this conveyance is \$4,600.00.

Dated this 7th day of March, 1985.

AMFAC FOODS, INC., a Delaware corporation

By [Signature]
W. W. Phillips, Jr.
Sr. Vice President

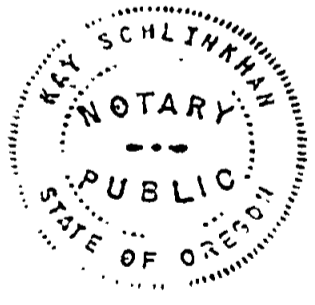
By [Signature]
David Denecke
Asst. Secretary

STATE OF OREGON, County of Washington

March 7, 1985. Personally appeared W. W. Phillips, Jr. and

David Denecke, who, being sworn, stated that they are the President and/Secretary of Amfac Foods, Inc., a Delaware corporation, and that this instrument

was voluntarily signed in behalf of the corporation by authority of its Board of Directors. Before me:



[Signature]
Notary Public for Oregon

My Commission expires 5/29/87

J. DEAN FOUQUETTE, SR.
COUNTY CLERK

1985 MAR 29 A 8:35

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STATE OF OREGON. } ss
COUNTY OF UMATILLA. }

I, J. Dean Fouquette, Sr., County Clerk,
certify that this instrument was received and
recorded

ON MAR. 29. 1985

at 8:35 o'clock A.M. in the record
of DEEDS of said County in

Book Page
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J. DEAN FOUQUETTE, SR.
County Clerk

By Betty D. Browning Deputy
Fees \$ 14.00 No. 109136

DEPARTMENT OF TRANSPORTATION
HIGHWAY DIVISION
TRANSPORTATION BUILDING
SALEM, OREGON 97310