

Certified correct as to consideration, description and conditions:

(Signature)

6/28/65
(Date)

1287

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RIGHT-OF-WAY EASEMENT DEED - CORPORATION

(Raw Land)

This Deed, dated this 14th day of Sept, 1965, by and between the CROWN ZELLERBACH CORPORATION, a corporation organized and existing under the laws of the State of Nevada, and fully authorized to do business in the State of Oregon, hereinafter called the "Grantor", and the UNITED STATES OF AMERICA, hereinafter called the "Grantee,"

WITNESSETH, that the Grantor, for and in consideration of \$982, the receipt of which is hereby acknowledged, does hereby grant and convey unto the Grantee and its assigns an exclusive easement, including the timber designated thereon, for a road to be located, constructed, reconstructed, improved, used, operated, patrolled and maintained, and known as the EWE Road, Project Number 30012, over, upon, along and across the following described premises situated in the County of Klamath, State of Oregon to-wit:

A strip of land 66 feet in width traversing the following described real property:

W $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 34, of Township 30 South, Range 7 East;
W $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 4; and NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 8, of Township 31 South of Range 7 East of the Willamette Meridian.

The said strip being 33 feet in width on each side of a centerline as located and to be constructed on the ground, with as much additional width as required for adequate protection of cuts and fills. The said centerline being located and described as shown on exhibit A which is attached hereto and made a part hereof, the said centerline being more particularly described as follows:

Parcel #1

Beginning at the engineers centerline station P.O.T. 5+34.3, a point on the edge of the right-of-way of road 30011, which point lies north 1505', and east 365' of the southeast section corner common to sections 33 and 34, T. 30 S., R. 7 E., W.M. At this point the centerline enters the property of the Grantor, extending and shortening the side lines so as to originate at the property line; thence along the engineers centerline S. 10° 55' W., a distance of 901 feet to station P.C. 11+35.3; thence along a 4° 00' curve to the right, a distance of 290.4 feet to station P.T. 17+25.7; thence along the engineers centerline S. 22° 32' W., a distance of 2,229.3 feet to station 39+55, a point on the west boundary of the northeast $\frac{1}{4}$ of section 4, T. 31 S., R. 7 E., W.M., from which the north $\frac{1}{4}$ corner of said section bears northerly a distance of 1750 feet, at which point the centerline leaves the property of the Grantor, continuing and shortening the side lines so as to terminate at the property line; containing 5.09 acres, more or less.

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Except that portion of National Forest land described as: Beginning at the southeast section corner of section 33, T. 30 S., R. 7 E., W.M., westerly a distance of 57.4 feet; thence N. 22° 32' E., a distance of 149.8 feet; thence southerly a distance of 138.4 feet to point of beginning; containing .09 acres, more or less.

Parcel #2

Beginning at the engineers centerline station P.O.T. 48+65, a point on the property boundary which point lies N. 89° 54' W. 505' of corner to section 4, 5, 8, and 9, T. 31 S., R. 7 E., W.M.; at which point the centerline enters the property of the Grantor; extending and shortening the side lines so as to originate at the property line, thence along the engineers centerline S. 62° 53' W., a distance of 73.86' to station P.C. 49+38.86, thence along a 80° 00' curve to the right, a distance of 185.21' to station P.T. 51+24.07, thence S. 77° 42' W., a distance of 588.93' to station 57+13, a point on the property boundary of the northeast $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of section 8, T. 31 S., R. 7 E., W.M. from which the north 1/16 corner of said section (projected from the General Land Office survey notes of 1893) bears northerly a distance of 222', at which point the centerline leaves the property of the Grantor, continuing and shortening the side lines so as to terminate at the property line, containing 1.28 acres, more or less.

If the Road is located substantially as described herein, the centerline of the road as constructed is hereby accepted by the Grantor as the true centerline of the easement granted.

Together with such reasonable rights of temporary use of the Grantor's lands, immediately adjacent to said right-of-way as may be necessary for the construction, reconstruction, improvement and maintenance of said road.

The acquiring agency is the Forest Service, Department of Agriculture.

This conveyance is made subject to the following reservations by the Grantor, its successors and assigns:

1. The right to cross and recross the easement at any point and for any purpose in such manner as will not materially interfere with the use of the road.
2. The right to all timber now growing, except that designated for cutting, or which may hereafter grow within the easement and the right to use any land therein not devoted to road use for grazing and the growing and harvesting of crops including timber crops; provided, the United States, and its assigns shall have the right to cut timber upon the easement to the extent necessary for construction, reconstruction, improvement, and maintenance of the road, "after having given due notice to grantor of its intent to cut such timber and after having arranged to properly compensate grantor for the value of such timber to be cut."

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The Grantee will permit the Grantor, its successors and assigns, to use the road to serve his property in accordance with the rules and regulations of the Secretary of Agriculture, 36 C.F.R. 212.7 - 212.11, as the same may be amended, in such manner as not unreasonably to interfere with its use by the United States, its authorized users or assigns, or cause substantial injury thereto. Commercial hauling use will be subject to the terms of 36 C.F.R. 212.7 and 212.10(b) as the same may be amended.

Provided, however, that if for a period of five years the Grantee shall cease to use the road, or parts thereof, for the purpose granted, or shall abandon the same, then in any such events, the premises traversed thereby shall be freed from said easement, or part thereof as fully and completely as if this deed had not been made. In the event of such non-use for a period stated, the Regional Forester shall furnish to the Grantor a statement in recordable form evidencing such non-use.

IN WITNESS WHEREOF, the Grantor, CROWN ZELLERBACH CORPORATION, has caused this easement to be executed by its duly authorized Manager Northwest Timber Operations and attorney in fact this 14th day of Sept, 1965.

CROWN ZELLERBACH CORPORATION

By *Charles*
Manager, Northwest Timber Operations

STATE OF OREGON }

County of Multnomah }

ss

On this 14th day of Sept, A.D. 1965, personally appeared Clarence W. Richey, who being duly sworn, did say that he is the Manager Northwest Timber Operations and the attorney in fact for CROWN ZELLERBACH CORPORATION and that he executed the foregoing instrument by authority of and in behalf of said principal; and he acknowledged said instrument to be the act and deed of said principal. Before me:



RB M. Hight
Notary Public for the State of Oregon

My commission expires: Oct 25, 1966

APPROVED
P. P. V.

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WINEMA NATIONAL FOREST
RIGHT OF WAY PLAT

EWB ROAD NO. 30012

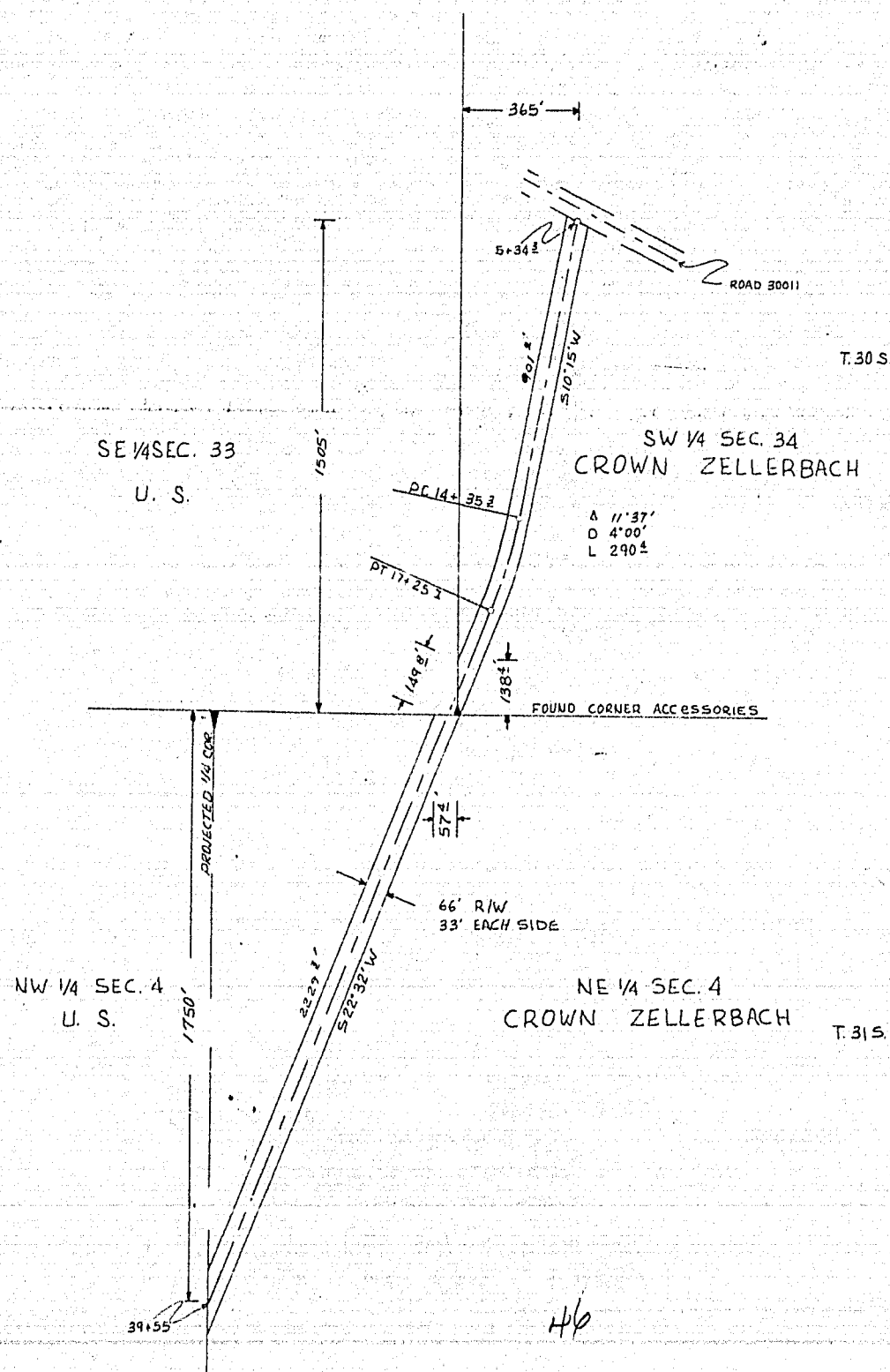
SECTIONS 33, 34 T.30S. R.7E.

SECTION 4 T.31S. R.7E.

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SCALE 1" = 400'
DATE 12-4-64

SURVEYED DDP
DRAWN DDP



R.7E.

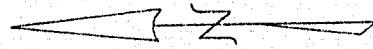
WINEMA NATIONAL FOREST
RIGHT OF WAY PLAT

EWING ROAD NO. 30012

SECTION 8 T31S R7E.

SCALE 1" = 100' SURVEYED DDP
DATE 11-18-64 DRAWN DDP

SE 1/4 SE 1/4 SEC 5
T31S R7E
U. S.



FOUND CORNER

PROJECTED 1/16 CORNER (1310') - To Sec. Cor.

505' N89°54'W±4

59+65

41.5±22.5

P.C. 49+38.8±

PT 51+24.0±
14°24' 12"58'1"
D 8°10' 12"58'1"

50+32

66' R/W
33' EACH SIDE

222 SOUTH 10'

U.S.

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NE 1/4 NE 1/4 SEC. 8
T31S R7E
CROWN ZELLERBACH

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STATE OF OREGON; COUNTY OF KLAMATH; ss.
Filed for record at request of Oregon Title Insurance Co.
this 20 day of Oct. A.D. 1965 at 3:59 clock P.M., and
duly recorded in Vol. M-65, of Deeds on Page 2993
Fee \$9.00
By *Jane Mear*
DOROTHY ROGERS, County Clerk