OCT 4 11 63 AM 1971 10455 MIl loge 57029 Agency Rd. 33010 Road Name & No. RIGHT-OF-WAY EASEMENT DEED THIS EASEMENT, dated this 21 day of September, 19 11

from * Alan J. and Wanda Prescott, Husband and Wife hereinafter called "Grantor," to the United States of America, hereinafter called "Grantee," WITNESSETH: Grantor, for and in consideration of \$230.00 received by Grantor, does hereby grant and convey unto the Grantee and its assigns, an easement for a road over and across the following described lands in the County of Klamath , State of $\underbrace{\text{Oregon}}$, to wit: T.34S., R.7E., W.M.

Section 5, SW\2NW\2SW\4

Section 6, N\2SE\4 **(The said easement being 33 feet in width on each side of a centerline as located on the ground, with such additional width as required for accommodation and protection of cuts and fills, the said centerline being located and described as shown on the plat which is attached hereto and made a part hereof.) %Show marital status of Grantor.

**Strike out inapplicable phrases in (). Page 1 of 3 R6-5460-12

10456 If the road is located substantially as described herein, the centerline of the road as constructed is hereby deemed 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. Grantee alone may extend rights and privileges for use of the road to other Government Departments and Agencies, States, and local subdivisions thereof, and to other users including members of the public. This conveyance is made subject to the following reservations by the Grantor, his heirs and assigns: 1. The right to cross and recross the easement at any point and $% \left(1\right) =\left(1\right) \left(1\right) \left($ for any purpose in such manner as will not materially interfere with the use of the road. 2. The right to all timber now or hereafter growing on the easement subject to grantee's right to cut timber on the easement to the extent necessary for constructing, reconstructing, and maintaining the road. Timber so cut shall, unless otherwise agreed to, be cut into logs of standard lengths and decked along the road for disposal by the grantor. The Grantee will permit the Grantor, his heirs 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. If for a period of five (5) years the Grantee shall cease to use, or preserve for prospective future use, the road, or any segment thereof, or if at any time the Regional Forester determines that the road, or any segment thereof, is no longer needed, the easement traversed thereby shall terminate. In the event of such nonuse or of such determination by the Regional Forester, the Regional Forester shall furnish to the Grantor a statement in recordable form evidencing termination. IN WITNESS WHEREOF, the said Grantor has hereunto subscribed his name and affixed his seal on the day and year first above written. R6-5460-12

:0457 Given under my hand and seal this 27 day of September, 1971. Notary Public in and for the State of Aregon
Residing at Alamath Galls Ore
My commission expires 6-7-75

Relunto Winema natil Forest Box 1390 City

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State of OREGON County of Kamarh

On this day personally appeared before me Aland Present and who executed the to me known to be the identical individuals described in and who executed the within and foregoing instrument and acknowledged to me that they signed and executed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Exhibit "A" ALAN PRESCOTT 0458 Right - of - Way Plat
Right-of-Way Width = 66.

2.11 Acres
Rights of Way Acquired Winema National Forest Chiloquin Ranger District Klamath County, Oregon Agency Road Number 33010 Sec.586 T.34 S. R. 7 E. W.M. GEND FOUND CORNER PROJECTED CORNER SECTION LINE 1/4 SECTION LINE 1/16 SECTION LINE 1/64 SECTION LINE "L" TRAVERSE (PI'S ARE STAKED ONLY) BEARINGS BASED UPON ORIGINAL G.LO. SURVEY NOTE: ALL BEARINGS & DISTANCES ARE SURVEYED UNLESS OTHERWISE STATED. I/4 CORNER -RED WOOD POST STA. 177+24.0 U.S.F.S. PI 174+89.6 STA 170+16.1 N 1/2 - SE 1/4 SEC 6 ALAN PRESCOTT BO ACRES 175.3 -I/64 CORNER -----4658 SW4N2W2SW4 SEC. 5 PROJECTED 1/16 CORNER 512.3 I/IS CORNER-RED WOOD POST BT H"LP S86°W 12.5" -I/I6 CORNER RED WOOD POST STA. 160+51.3 S 1/2-W 1/2 - SW 1/4 SEC: 5 USFS: S 1/2 - SE 1/4 SEC 6 USES -SECTION CORNER STONE & RED WOOD POST BT 14"LP STUMP \$35"W 43.5' BT 20" P STUMP \$59"E 36.7' Scale Method of Survey: Transit & Chain - Recommended by North March Date: 3.24 Surveyed by:_ Hugelen October 1969 Date:_ Breckenridge _Date:<u>-1/-4/</u>2 -Approved by: Drawn by: January 1970 Date:_ STATE OF OREGON; COUNTY OF KLAMATH; ss. this 4th day of October A. D., 19.71 at 11:02 o'clock A.M., and duly recorded in WM. D. MILNE, County Clerk

By Canalina Campace