

23161

A F F I D A V I T

*Mc*  
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STATE OF OREGON, County of Deschutes, ss:

I, DUNCAN L. MCKAY, being first duly sworn, say:

I am admitted to the practice of law in the state of Oregon and that I drew that certain bargain and sale deed dated the 24th day of February, 1971, from EDGAR COLBURN et ux to the UNITED STATES OF AMERICA conveying certain mining claims in the East half of the Southeast quarter of

Section 20, Township 27 South, EWM, Klamath County, Oregon.

That the intent of the deed was only to convey the mining claims contained therein to the United States of America so that the United States government would have clear title to reconvey the property to the Colburns. It was also intended this deed would be filed in Klamath County, Oregon, prior to the issuance of the patent so that the government would have clear title when it issued the patent.

Through error the deed was not recorded in that sequence and it has been questioned that the deed conveyed all of the property described above. However, it was not the intention of the drafter to include any other property than the mining claims and this affidavit is given for the purpose of clearing any inference to property than the mining claims.

DUNCAN L. MCKAY  
ATTORNEY AT LAW  
961 N.W. RIVERBIDE  
BEND, OREGON 97701

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The deed referred to above was recorded on the 25th day of February, 1971, in Volume M71, Page 1593 of Deeds, Klamath County, Oregon.

DATED this 19 day of September, 1971.

Duncan L. McKay

STATE OF OREGON,  
County of Deschutes, ss:

Personally appeared the above named DUNCAN L. MCKAY and acknowledged the foregoing instrument to be his voluntary act. Before me:

Jack J. Kivela  
NOTARY PUBLIC for Oregon  
My Commission Expires

STATE OF OREGON, COUNTY OF KLAMATH, ss:

Filed for record at request of WINEMA NATIONAL FOREST

Winema Natl Forest  
P.O. Box 1398  
Medford  
Ore

this 21st day of DECEMBER A. D. 1976 at 9:36 o'clock A.M., and  
duly recorded in Vol. M-76 of DEEDS on Page 20350

FEES \$6.00

W. D. MILNE, County Clerk

By W. D. Milne

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DUNCAN L. MCKAY  
ATTORNEY AT LAW  
961 NW RIVERSIDE  
BEND, OREGON 97701