

38-10828

RECORD 10828

Vol. 77 Page 4032

26473

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENTRE-M-93a
Keno Road

EXCLUSIVE ROAD EASEMENT

KNOW ALL MEN BY THESE PRESENTS, That for and in consideration of the sum of \$250.00, and the release of Bureau of Land Management road easement RE-M-93,

MAX E. HITE and NORENE HITE, husband and wife,

hereinafter called Grantor, whether one or more, does hereby grant to the UNITED STATES OF AMERICA, and its assigns, a perpetual exclusive easement to locate, construct, use, control, maintain, improve, relocate, and repair a road over and across the following-described real property situated in the County of Klamath, State of Oregon, to wit:

A parcel of land lying in the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) of Section 30, Township 38 South, Range 6 East, Willamette Meridian; the said parcel being all that portion of said property contained within a strip of land 100 feet in width being 50 feet on each side of the centerline shown and described on Exhibit A, attached hereto and made a part hereof.

The parcel of land to which the above description applies contains 1.0 acres, more or less.

The easement herein granted is for the full use of the above described property as a road by the UNITED STATES OF AMERICA, its licensees and permittees, including the right of access for the people of the United States generally to lands owned, administered, or controlled by the UNITED STATES OF AMERICA for all lawful and proper purposes subject to reasonable rules and regulations of the Secretary of the Interior. Grantor reserves the right of ingress and egress over and across the road for all lawful purposes: PROVIDED, That such use shall not interfere with the easement granted herein: PROVIDED, FURTHER, That the use of the road by Grantor for the transportation of forest or mineral products shall be subject to the regulations contained in 43 CFR Subparts 2800 through 2812.

The grant of easement herein made is subject to the effect of reservations and leases, if any, of oil, gas, and minerals in and under said land.

TO HAVE AND TO HOLD said easement unto the UNITED STATES OF AMERICA and its assigns forever.

Grantor covenants and warrants that he is lawfully seized and possessed of the land aforesaid and has the full right, power and authority to execute this conveyance, and that said land is free and clear of liens, claims or encumbrances, except as shown above, and that he will defend the title to the easement conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

It is agreed that Grantor, his successors and assigns reserve title to all timber, now or hereafter growing, standing or down, within the above-described right-of-way. The UNITED STATES OF AMERICA may fell all timber within the right-of-way and danger trees adjacent to the right-of-way for construction, operation and maintenance of a road. Trees felled of commercial value shall be bucked into standard log lengths and decked adjacent to the right-of-way.

Dated this 1st day of February, 1977.

Accepted subject to approval of
title by the Department of Justice:

Max E. Hite

Wayne A. Bodley
District Manager

Norene Hite

RETURN TO:
Bureau Of Land Management
310 West Sixth Street
Medford, Oregon 97501

4033

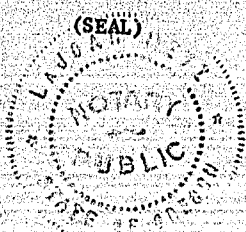
STATE OF Oregon
COUNTY OF Jackson } ss:

On the 1st day of February, 1977, personally came before me, a notary public in and for said County and State, the within-named MAX E. HITE and NORENE HITE, husband and wife, to me personally known to be the identical persons described in and who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal the day and year last above written.

My commission expires

1-25-80



Le Jean Metz
Notary Public in and for the
State of Oregon
Residing at Shepherd

STATE OF OREGON, COUNTY OF Klamath, ss.

Filed for record of request of

this 1st day of February

at 1:00 o'clock P.M.

duly recorded in Vol. 100

of 100

on Page 1

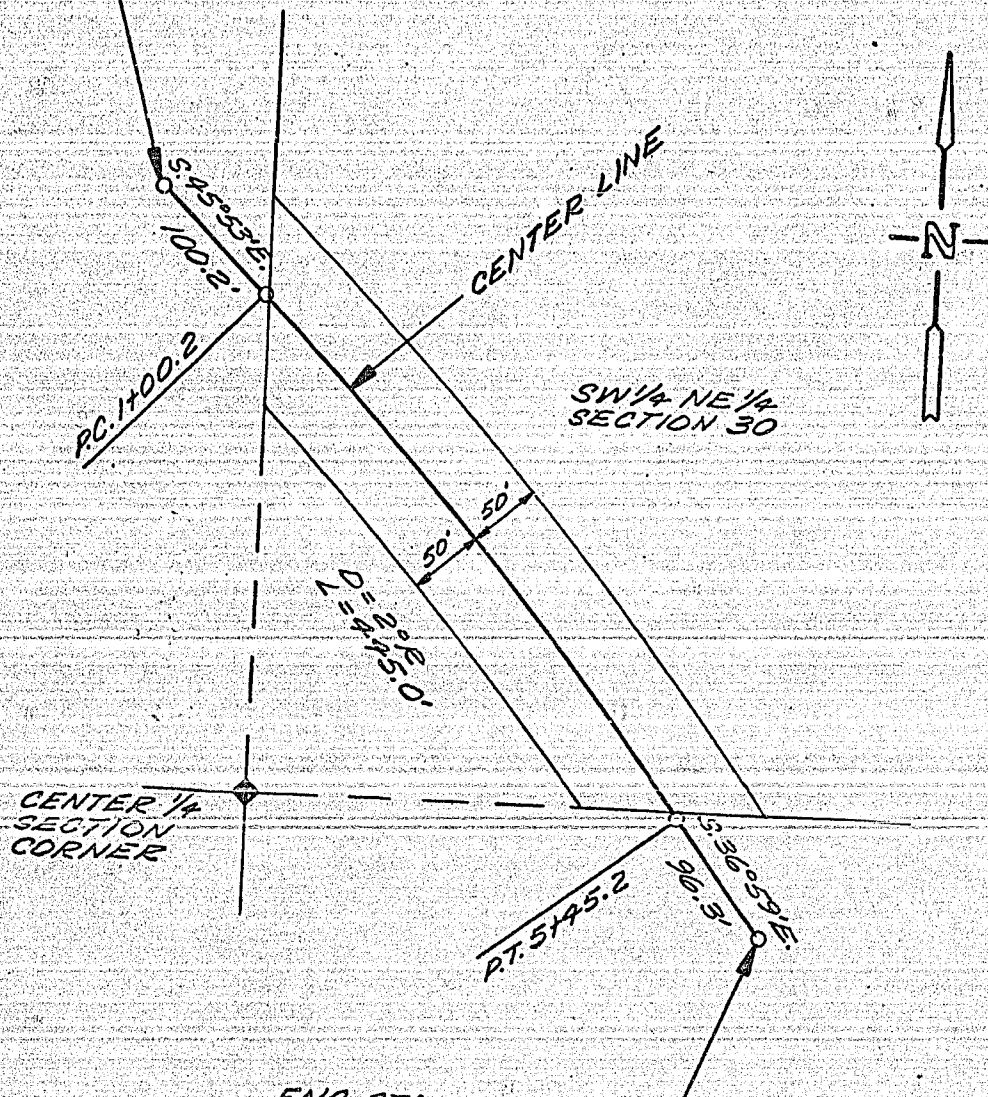
Wm D. MILNE, County Clerk

[Signature]

EXHIBIT 3A
RE-M 334
SECTION 30
T. 38 S., R. 6 E., WILL. MER.
KLAMATH COUNTY OREGON
0 100 200
SCALE IN FEET

4034

ENG. STA. 0+100.0 IS 399.0' NORTH
AND 75.4' WEST OF THE CENTER
1/4 SECTION CORNER OF SECTION
30, T. 38 S., R. 6 E., WILL. MER.



ENG. STA. 6+91.5 IS 810' SOUTH
AND 348.7' EAST OF THE CENTER
1/4 SECTION CORNER OF SECTION
30, T. 38 S., R. 6 E., WILL. MER.

Correct as to Engineering Data

Name J. Farber
District Engineer, Date 6-22-76

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 9th day of
March A.D., 19 77 at 3:41 o'clock P M., and duly recorded in Vol. M 77
of DEEDS on Page 4032.

FEE \$ 9.00

WM. D. MILNE, County Clerk

By Hazel Draz Deputy