

38-13985

46282

PROPERTY RIGHT AGREEMENT

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This agreement involves certain lands in Klamath County, Oregon which are more particularly described as Lots 2, 3, 6, Section 19, T.34S., R.7E., W.M., Klamath County, Oregon. United States of America owns these lands.

The United States National Bank has an easement in the above described lands dated May 23, 1960 and recorded May 24, 1960, in Book 321, Page 379, Deed Records of Klamath County, Oregon.

The above described lands have been inspected by agents or officials of the United States and the United States National Bank. This inspection revealed additional improvements in the nature of lateral ditch lines that are auxiliary to, and necessary to, the use of the easement. The available evidence indicates that these lateral ditch lines were in place and being used when the easement was issued.

The United States of America and the United States National Bank agree that the lateral ditch lines are part of the easement and that this constitutes the United States National Bank's total interest in the property.

Written approval by the Forest Supervisor, Winema National Forest must be obtained before any maintenance of the easement.

The lateral ditch lines being 10 feet wide are more particularly described as follows:

Beginning at a point on the east line of Section 24, T.34S., R.7-1/2E., W.M., and the centerline of an existing irrigation ditch from which the E 1/4 corner of said, Section 24 bears S 00°03'24" E 729.6 feet more or less, thence from said point of beginning easterly along the centerline of an existing irrigation ditch the following bearings and distances: S 40°46' E 69.0 feet, S32°46' E 50.0 feet, S 55°19' E 137.0 feet, N 85°09' E 32.0 feet more or less to the centerline of the easement.

Beginning at a point on the east line of Section 24, T.34S., R.7-1/2E., W.M., and the centerline of an existing irrigation ditch, from which the E 1/4 corner of said Section 24 bears N 00°03'24" W 63.2 feet more or less, thence from said point of beginning N 86° 25' E along the centerline of an existing irrigation ditch 386.2 feet more or less to the centerline of the easement.

Beginning at a point on the east line of Section 24, T.34S., R.7-1/2E., W.M., and the centerline of an existing irrigation ditch, from which the E 1/4 corner of said Section 24 bears N 00°03'24" W 1095 feet more or less, thence from said point of beginning easterly along the centerline of an existing irrigation ditch the following bearings and distances: N 82°03' E 392.4 feet, S 16°57' E 23.3 feet, S 80°41' E 33.3 feet more or less to the centerline of the easement.

Return to  
T.A.

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United States National Bank

By: RW Mezger April 14, 1978  
Senior Trust Forestry Officer Date

United States of America

By: Robert Chadwick 4/14/78  
Forest Supervisor Date  
Winema National ForestState of Oregon )  
County of Klamath ) ss.

On this day personally appeared before me RW Mezger,  
Robert Chadwick  
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.

Given under my hand and seal this 14<sup>th</sup> day of April, 1978.

(Seal)

Arnold C. Smith  
Notary Public in and for the State  
of Oregon  
residing at Klamath Falls  
My commission expires 4/20/80

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 14th day of  
April A.D., 19 78 at 11:07 o'clock AM, and duly recorded in Vol. 778,  
of Deeds on Page 7226.

FEE \$6.00

WM. D. MILNE, County Clerk

By: Arnold C. Smith Deputy