

31-12/34

46403

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

NONEXCLUSIVE ROAD EASEMENT

Tract No. RE-P-114

KNOW ALL MEN BY THESE PRESENTS, that for the sum of \$ 680.00 , and other considerations, if any, as provided herein, GILCHRIST TIMBER CO., a Delaware Corporation, hereinafter called Grantor, whether one or more, does hereby grant to the UNITED STATES OF AMERICA, and its assigns, a nonexclusive easement to use, maintain, improve, and repair an existing road located on the following described real property situated in the County of Klamath, State of Oregon, to-wit:

A parcel of land lying in the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) and the East Half of the Southwest Quarter (E $\frac{1}{2}$ SW $\frac{1}{4}$) of Section 16, Township 24 South, Range 10 East of the Willamette Meridian, excepting therefrom a strip of land one hundred feet in width, being 50 feet wide on each side of the centerline of Great Northern Railway Company's line of railroad across the West Half (W $\frac{1}{2}$) of Section 16, Township 24 South, Range 10 East of the Willamette Meridian; the said parcel being all that portion of said property contained within a strip of land 50 to 60 feet in width, 25 to 30 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 4.48 acres, more or less.

When the authorized officer of the Bureau of Land Management determines that the road above described might be used in connection with a sale of timber, the timber sale contract for such timber shall provide that if the purchaser of the timber uses the road he shall do so subject to the following provisions:

Grantee shall cause the road which is located on the above-described right-of-way to be maintained in good repair during periods of use by Grantee or its licensees and to be left in as good a condition as prior to such use.

The easement herein granted is for the full use as a road by the UNITED STATES OF AMERICA, and its licensees, and 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 and right-of-way unto the UNITED STATES OF AMERICA and its assigns forever. This easement shall revert to the Grantor or its successors and assigns upon the disposal by the United States of America of all its lands in Township 24 South, Range 10 East, Section 21, and the NW $\frac{1}{4}$ of Section 28, which are served by this easement, or upon the receipt by the Grantor of written notice from the United States of America that said easement is no longer being used for the purposes described herein.

Should the Grantor determine that the easement herein granted or any portion thereof restricts the development of his lands, said easement or portion thereof shall revert to the Grantor upon the construction by the Grantor, at his own expense, of an alternate connecting road across his land to a similar standard as the existing road and of equal utility to the Grantee plus the execution by the Grantor and delivery to the Grantee of an easement deed for the nonexclusive perpetual use of such alternate road in a form similar to the easement herein granted.

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Grantor covenants and warrants that he is lawfully seized and possessed of the land aforesaid and has 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.

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

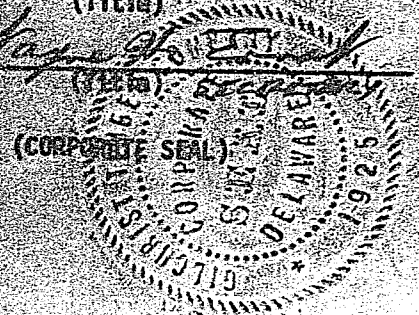
DATED this 14th day of February, 1978

Paul W. [Signature]
(Signature of Authorized Officer)

GILCHRIST TIMBER CO
By Charles F. Shott
(Vice President)
(Title)

Robert [Signature]

By Wayne H. [Signature]
(Secretary)
(Title)



STATE OF Oregon
County of Klamath

On this 27th day of February 1978, before me personally appeared Charles F. Shott and Wayne H. [Signature] to me known to be the Vice President and Secretary of the corporation that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said corporation, for the uses and purposes therein mentioned, and on oath stated they are authorized to execute said instrument and that the seal affixed is the corporate seal of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

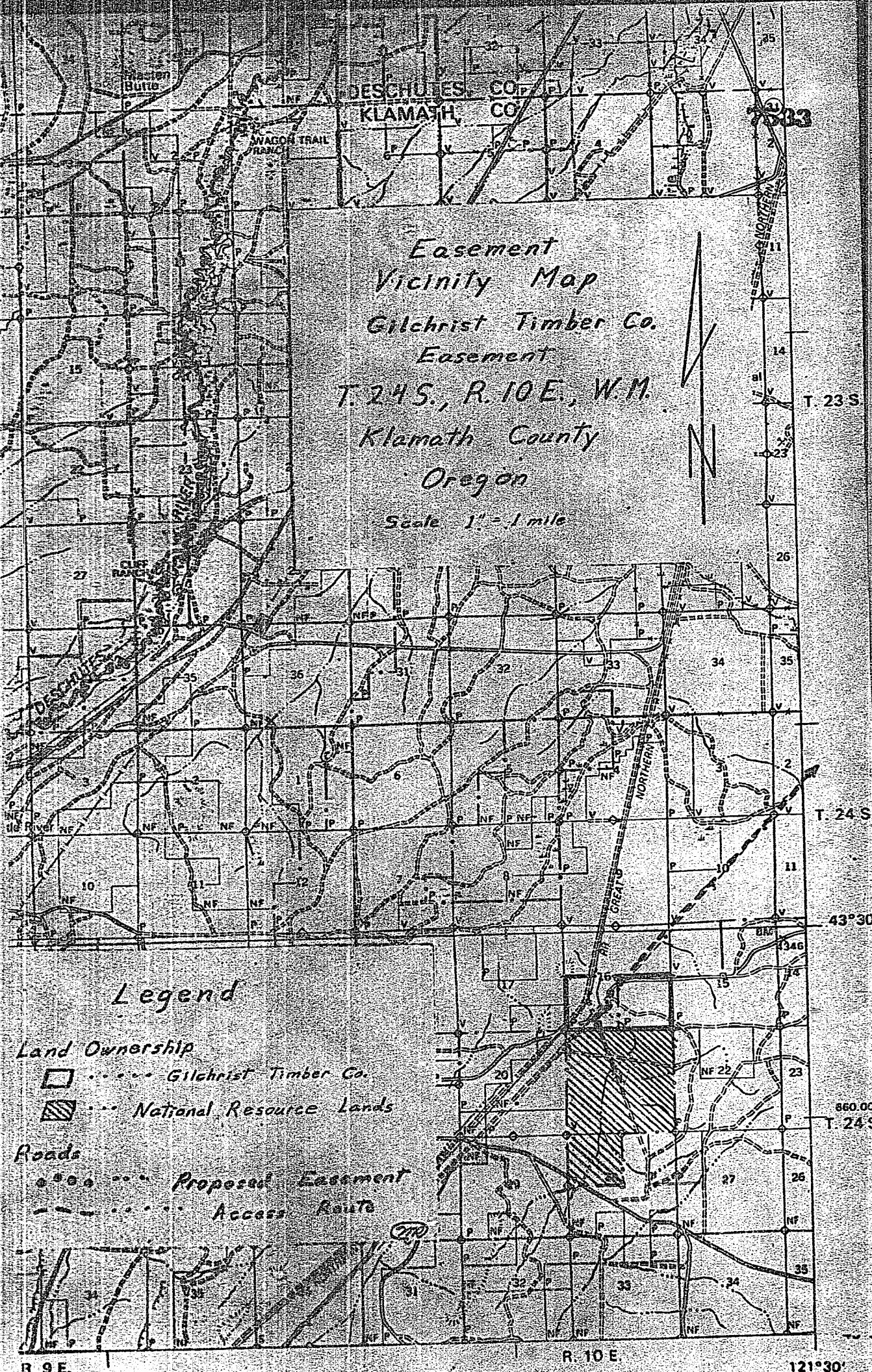
(SEAL)

Robert E. Wilson
Notary Public in and for the
State of Oregon
Residing at: Gold Beach, Oregon

My Commission Expires: Sept 14, 1980

After Recording return to:
U.S. Department of the Interior
District Office
P.O. Box 350
Prineville, Oregon 97754

Easement
 Vicinity Map
 Gilchrist Timber Co.
 Easement
 T. 24 S., R. 10 E., W.M.
 Klamath County
 Oregon
 Scale 1" = 1 mile



Legend

Land Ownership

- ... Gilchrist Timber Co.
- ... National Resource Lands

Roads

- ... Proposed Easement
- ... Access Route

R. 9 E.

R. 10 E.

121°30'

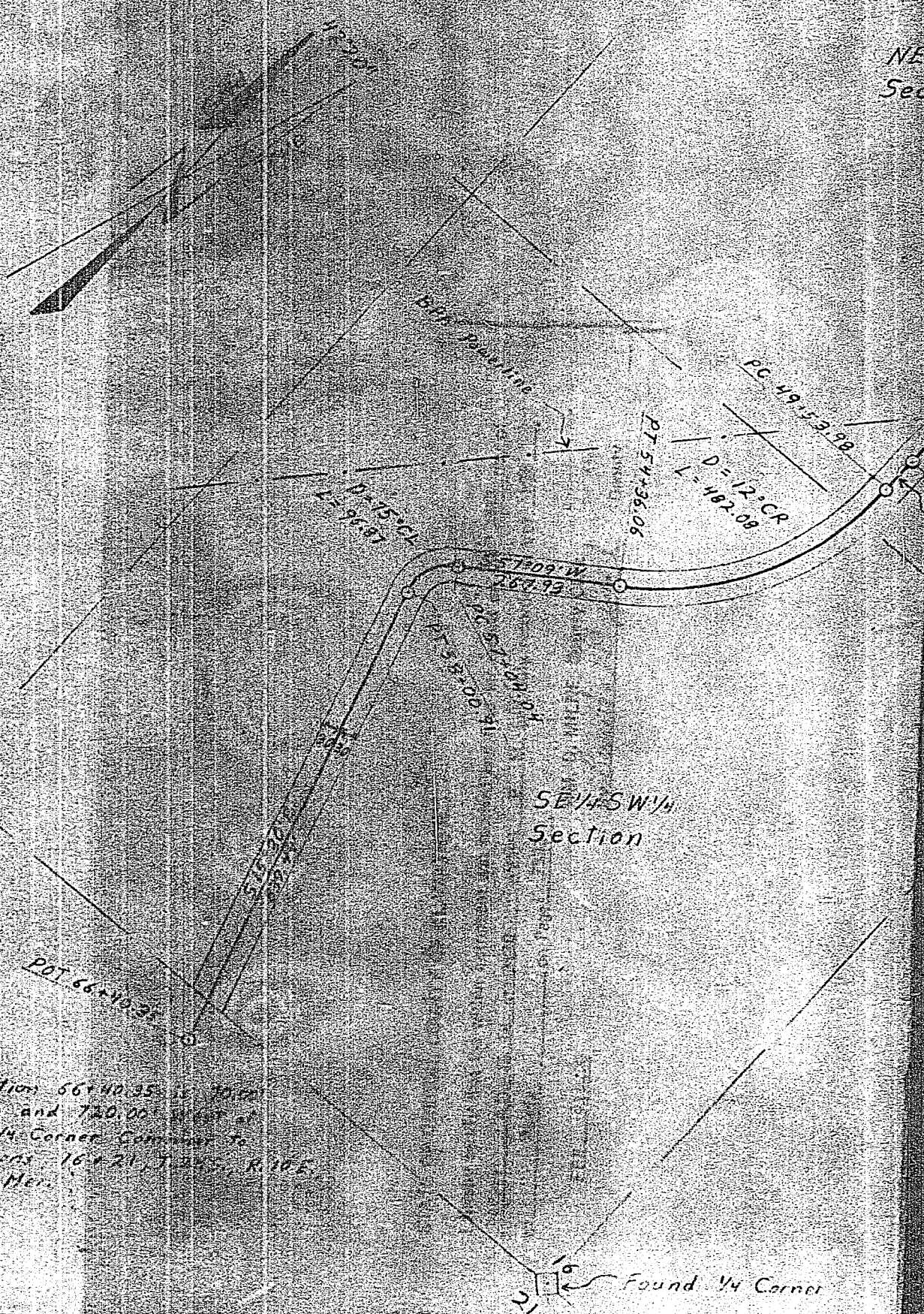
7534

Section 16, T.24S., R.10E., Will. Mer.
Klamath County, Oregon

Scale



NE
Sec



Station 66+40.35 is corner
South and 720.00' West of
the 1/4 Corner Corner to
Sections 16 & 21, T.24S., R.10E.,
Will. Mer.

Found 1/4 Corner

72

Center
1/4 Corner

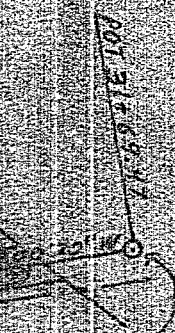
37410514
37410514

$\phi = 0^\circ \text{CL}$
 $L = 431.88$
 $\phi = 90.55$
 $L = 83.49$

NW 1/4 SE 1/4
Section 16

Section 16

Exhibit
AF-P-11



Station 31+69.9
511.3' North and
580.00' East of
Center 1/4 Corner of
Section 16, T. 24 N.
R. 10 E., Will. Mer.

STATE OF OREGON: COUNTY OF CLATSOP;

I hereby certify that the within instrument was received and filed for record on the 18th day of April A.D. 19 28 at 2:29 o'clock P.M., and duly recorded in Vol. 111 of Books on Page 2321.

WM. D. MILNE, County Clerk

By Wm. D. Milne Clerk

FEE \$19.00

Darius