

66477

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Road Name & No. Kirk Road #9743

RIGHT-OF-WAY EASEMENT DEED
(Individual)

THIS EASEMENT, dated this 12th day of March, 19 79,
from DOUGLAS G. & DEBRA JO FARNAM, Husband and Wife, hereinafter called "Grantor",
to the United States of America, hereinafter called "Grantee",

WITNESSETH:

Grantor, for and in consideration of \$1.00 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 Oregon, to wit:

S $\frac{1}{2}$ SW $\frac{1}{4}$, Section 28, T.32S., R.8E., W.M.

The said easement is in conformity with and located upon the ground according to
the survey line, figures, measurements widths, and other references shown on the
plat hereto attached and made a part hereof.

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 center-
line of the easement granted.

Together with such reasonable rights of temporary use by the Grantor's lands im-
mediately 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 Gov-
ernment 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 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 maintain-
ing 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 and 261.12, 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.

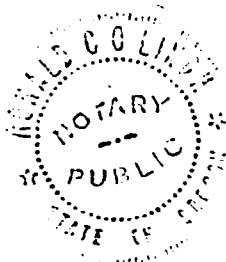
Douglas G. Farnam (Seal)

Debra Jo Farnam (Seal)

State of Oregon)
County of Klamath) ss.

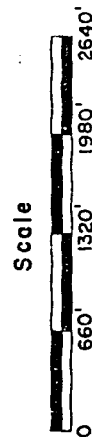
On this day personally appeared before me Douglas G. Farnam
and Debra Jo Farnam,
to me known to be the identical individuals described in and who executed the within and foregoing instrument and acknowledged to me that they signed and executed the same as their free and voluntary act and deed, for the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

Given under my hand and seal this 12th day of March, 1977.

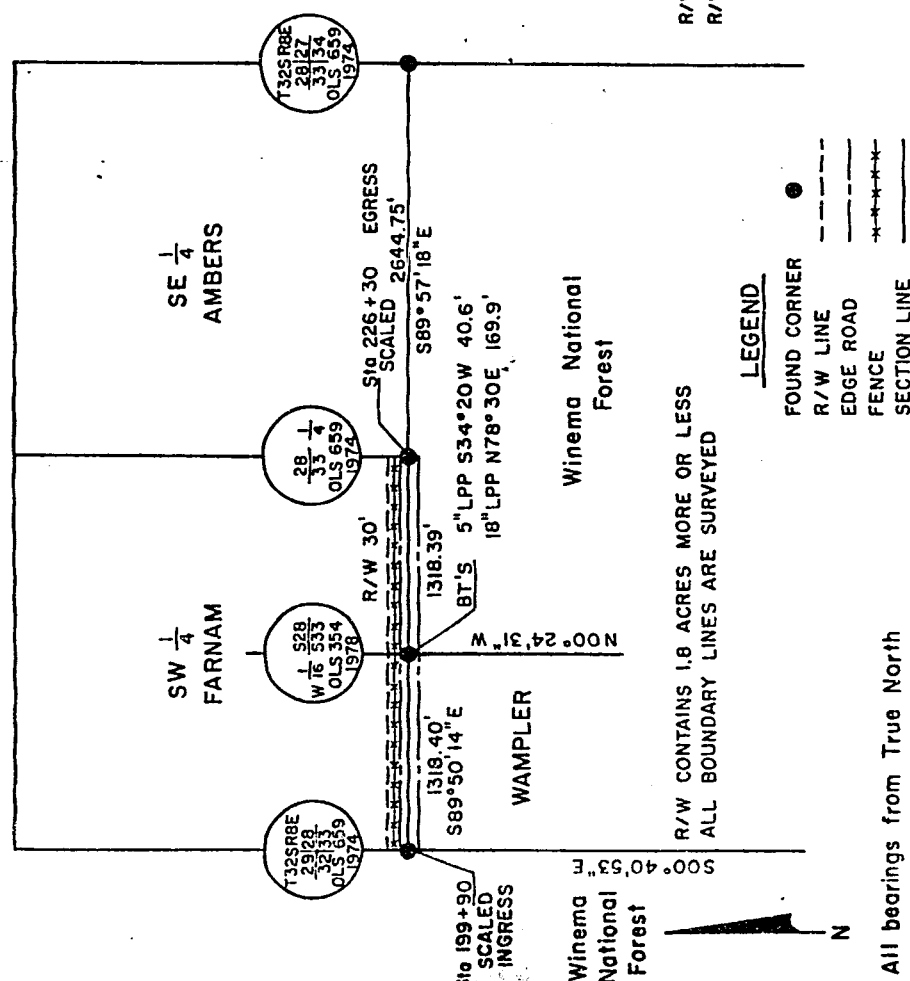


Ronald C. Lindholm
Notary Public in and for the
State of Oregon
Residing at 1511 Hwy. K, Falls
My commission expires 9/20/80

PLOTTED BY: ER
 DRAWN BY: JAC
 RECOMMENDED BY: W. J. [Signature] DATE 12-7-78
ON BEHALF OF THE FOREST SUPERVISOR
 APPROVED BY: [Signature] DATE 12-7-78



R/W WIDTH 30'
R/W LOCATION SW $\frac{1}{4}$ SECTION 28



Return to:
 Winema National Forest
 P.O. Box 1390
 Klamath Falls, OR 97601

STATE OF OREGON; COUNTY OF KLAMATH; ss. ⁱⁿ

I hereby certify that the within instrument was received and filed for record on the 2nd day of May A.D., 19 79 at 10:02 o'clock A M., and duly recorded in Vol. M79 of Deeds on Page 9837.

FEE \$9.00

WM. D. MILNE, County Clerk

By Berntha H. Detoch

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