

MTL 11279

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12386

Road Name and No.: Prescott 6215 and 6210-300

RIGHT-OF-WAY EASEMENT DEED

THIS EASEMENT dated this 17th day of May, 1982, from Alan J. Prescott hereinafter called "Grantor," to the United States of America, hereinafter called "Grantee,"

WITNESSETH:

Grantor, for and in consideration of one hundred dollars (\$100.00) 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:

T. 34 S., R. 7 E., W.M.
Sec. 5 SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$
Sec. 6 NE $\frac{1}{4}$ SE $\frac{1}{4}$
NW $\frac{1}{4}$ SE $\frac{1}{4}$

The said easement being 17 $\frac{1}{2}$ feet in width on each side of a centerline as located on the ground, with such additional width as required for accommodation and protection of cuts and fills, the said centerline being located and described as shown on the plat which is attached hereto 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 centerline of the easement granted.

Together with such reasonable rights of temporary use of the Grantor's lands immediately 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 Government 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.

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After recording return to: Winema National Forest
Post Office Building
Klamath Falls, OR 97601

Correct as to consideration,
discription and conditions.

Murray R. Stump

6/4/82

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2. The right to all timber now or hereafter growing in the easement subject to grantee's right to cut timber on the easement to the extent necessary for constructing, reconstructing, and maintaining 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 CFR 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 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 determination, the Regional Forester shall furnish to the Grantor, its successors or assigns, 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.

Harold J. Russell (Seal)

State of Oregon)
County of Clatsop) ss.

On this day personally appeared before me Harold J. Russell

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 17th day of May, 1981.

Beverly A. Bacus
Notary Public in and for the
State of Oregon
Residing at Thurmont
My commission expires 2-1-86



