

EXCHANGE DEED

J-SPEAR RANCH CO., an Oregon Corporation, of Klamath Falls, Oregon, Grantor, for and in consideration of an exchange of land under the provisions of the Act of March 20, 1922 as amended (16 U.S.C. 485, 486), and the Federal Land and Policy Management Act of October 21, 1976 (43 U.S.C. 1716); the receipt of which is hereby acknowledged, conveys to the United States of America, Grantee, and its assigns, all of the following described real property situate in the County of Klamath, State of Oregon:

Willamette MeridianDeschutes National Forest (Klamath County)

T. 25 S., R. 7 E.,
 Sec. 34, $S\frac{1}{2}NW\frac{1}{4}$
 Sec. 34, $NW\frac{1}{4}SE\frac{1}{4}$
 Sec. 36, $SE\frac{1}{4}SE\frac{1}{4}$

T. 26 S., R. 7 E.,
 Sec. 2, Lot 1 ($NE\frac{1}{4}NE\frac{1}{4}$)
 Lot 4 ($NW\frac{1}{4}NW\frac{1}{4}$)
 $S\frac{1}{2}N\frac{1}{2}$
 Sec. 3, $NE\frac{1}{4}SE\frac{1}{4}$, $S\frac{1}{2}S\frac{1}{2}$
 Sec. 4, $SE\frac{1}{4}NE\frac{1}{4}$, $E\frac{1}{2}SE\frac{1}{4}$

T. 25 S., R. 8 E.,
 Sec. 31, Lot 1 ($NW\frac{1}{4}NW\frac{1}{4}$) and $NE\frac{1}{4}NW\frac{1}{4}$
 (Excepting therefrom that portion
 conveyed to Central Pacific
 Railway Co.)
 Sec. 30, $E\frac{1}{2}SE\frac{1}{4}$ and $SW\frac{1}{4}SE\frac{1}{4}$
 Sec. 8, $E\frac{1}{2}SW\frac{1}{4}$, $W\frac{1}{2}NE\frac{1}{4}$
 Sec. 5, Lot 2 ($NW\frac{1}{4}NE\frac{1}{4}$)

Winema National Forest (Klamath County)

T. 34 S., R. 7 E.,
 Sec. 17, $E\frac{1}{2}NE\frac{1}{4}$

T. 35 S., R. 7 E.,
 Sec. 27, $SE\frac{1}{4}SE\frac{1}{4}$
 Sec. 34, $E\frac{1}{2}NE\frac{1}{4}$

T. 33 S., R. 10 E.,
 Sec. 23, $SE\frac{1}{4}$
 Sec. 26, $NE\frac{1}{4}$

T. 34 S., R. 11 E.,
 Sec. 12, $NE\frac{1}{4}NW\frac{1}{4}$

Containing 1,678.13 acres more or less.

SUBJECT TO:

1. Rights of the public in and to any portion of the herein described premises lying within the limits of streets, roads, or highways.
2. Rights of the public and of governmental bodies in and to any portion of the herein described premises lying below the high water mark of the Little Deschutes River.
3. Reservations and restrictions as contained in Deed from State of Oregon to Mary L. Shiply recorded in Volume 25, page 350, Deed Records of Klamath County, Oregon, including but not limited to the following:

"Subject, however, to right-of-way for ditches, canals, and reservoir sites for irrigation purposes, constructed, or which may be constructed, by authority of the United States or otherwise, which right-of-way is hereby expressly reserved."

(Affects SE $\frac{1}{4}$ SE $\frac{1}{4}$ sec. 36, T. 25 S., R. 7 E., W.M.)

4. Reservations and restrictions as contained in Patent from United States to Oregon Land Corporation, recorded in Volume 46, page 130, Deed Records of Klamath County, Oregon, including but not limited to the following:

"Subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws, and decisions of courts. And there is reserved from the lands hereby granted, a right-of-way thereon for ditches or canals constructed by the authority of the United States."

(Affects sec. 30, T. 25 S., R. 8 E., W.M.; sec. 34, T. 25 S., R. 7 E., sec. 2, T. 26 S., R. 7 E.).

5. Reservations and restrictions as contained in Patent from United States to Joseph Tripoli, recorded in Volume 56, page 223, Deed Records of Klamath County, Oregon, including but not limited to the following:

"Subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts, and there is reserved from the lands hereby granted, a right-of-way thereon for ditches or canals constructed by the authority of the United States."

(Affects W $\frac{1}{2}$ NE $\frac{1}{4}$ sec. 8, T. 25 S., R. 8 E., W.M.).

6. Reservations and restrictions as contained in Right-of-Way Deed from Favell-Utley Realty Company, in favor of United States of America, recorded in Volume 97, page 159, Deed Records of Klamath County, Oregon, for 30-foot highway.

(Affects N $\frac{1}{2}$ NW $\frac{1}{4}$ sec. 31, T. 25 S., R. 8 E., W.M.).

7. Reservations and restrictions as contained in Deed to Restricted Indian Land, recorded in Volume 291, page 636, Deed Records of Klamath County, Oregon, including but not limited to the following:

"All subsurface rights, except water, are hereby reserved in trust to the grantor."

Other language in this document is: "Title to the above-described property is conveyed subject to any existing easements for public roads and highways, for public utilities, and for railroads and pipelines, and for any other easements or rights-of-way of record."

(Affects NE $\frac{1}{4}$ sec. 26, T. 33 S., R. 10 E., W.M.).

8. Reservations and restrictions as contained in Deed from United States of America to Chiloquin Timber Company, recorded in Volume 293, page 107, Deed Records of Klamath County, Oregon, including but not limited to the following:

"Title to the above-described property is conveyed subject to any existing easements for public roads and highways, for public utilities, and for railroads and pipelines, and for any other easements or rights-of-way of record. All subsurface rights, except water, are hereby reserved in trust, for the heirs of Jimmie Chocktoot, deceased Klamath Allottee No. 1003."

(Affects SE $\frac{1}{4}$ sec. 23, T. 33 S., R. 10 E., W.M.).

9. Reservations as contained in instrument recorded in Volume 296, page 243, Records of Klamath County, including but not limited to the following:

"And there is reserved from the roads hereby allotted, a right-of-way thereon for ditches or canals constructed by the authority of the United States."

(Affects SE $\frac{1}{4}$ SE $\frac{1}{4}$ sec. 27, T. 35 S., R. 7 E., W.M., and E $\frac{1}{2}$ NE $\frac{1}{4}$ sec. 34, T. 35 S., R. 7 E., W.M.).

10. Reservations as contained in instrument recorded in Volume 302, page 454, Records of Klamath County, Oregon, including but not limited to the following:

"And there is reserved a right-of-way for ditches or canals constructed by the authority of the United States."

(Affects NE $\frac{1}{4}$ NW $\frac{1}{4}$ sec. 12, T. 34 S., R. 11 E., W.M.).

11. Reservations and restrictions as contained in Land Status Reports recorded in Volume 302, page 456, and in Volume 309, page 237, Records of Klamath County, Oregon, including but not limited to the following:

"The above-described property is subject to any existing easements for public roads and highways, for public utilities, and for railroads and pipelines, and for any other easements or rights-of-way of record; and there is hereby reserved any and all roads, trails, telephone lines, etc., actually constructed by the United States, with the rights of the United States to maintain, operate, or improve the same, so long as needed or used for or by the United States (Dept. Instr., January 13, 1916, 44 L.D. 513)."

(Affects NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 12, T. 34 S., R. 11 E., W.M., and SE $\frac{1}{4}$ SE $\frac{1}{4}$ sec. 27, T. 35 S., R. 7 E., and E $\frac{1}{2}$ NE $\frac{1}{4}$ sec. 34, T. 35 S., R. 7 E., W.M.).

12. Right-of-Way Deed, including the terms and provisions thereof, from Leonard Lundgren and Evelyn Lundgren, husband and wife, to the United States of America, recorded in Volume 337, page 476, Deed Records of Klamath County, Oregon, for roadway and telephone transmission line purposes.

(Affects NE $\frac{1}{4}$ SE $\frac{1}{4}$ sec. 30, T. 25 S., R. 8 E., W.M., and Lot 1, sec. 31, T. 25 S., R. 8 E., W.M.).

13. An easement created by instrument, including the terms and provisions thereof,

Dated: August 6, 1974

Recorded: September 27, 1974

Volume M74, page 12719, Microfilm Records of Klamath County, Oregon

In Favor Of: Pope & Talbot, Inc., a corporation

For: Ingress and egress

(Affects Government Lot 2, sec. 5, T. 25 S., R. 8 E., W.M.).

This is a nonexclusive easement over and across the north 60 feet of Lot 2.

14. Electric Line Right-of-Way Easement, including the terms and provisions thereof, dated October 19, 1977 and recorded November 10, 1977 in Volume M77, page 21766, Microfilm Records of Klamath County, Oregon, in favor of Midstate Electric Cooperative, Inc., for powerline.

(Affects W $\frac{1}{2}$ NE $\frac{1}{4}$ sec. 8, T. 25 S., R. 8 E., W.M.).

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15. Electric Line Right-of-Way Easement, including the terms and provisions thereof, dated October 24, 1978, recorded October 31, 1978 in Volume M78, page 24504, Microfilm Records of Klamath County, Oregon, in favor of Midstate Electric Cooperative, Inc., for electric transmission and/or distribution line.

(Affects section 8, T. 25 S., R. 8 E., W.M.)

(The acquiring agency is the United States Department of Agriculture, Forest Service.)

Dated this 14 day of January, 1983.

J-Spear Ranch Company

By: Thomas J. Shaw

Title: President

Attest:

By: C. W. Maloney

Title: Vice Pres

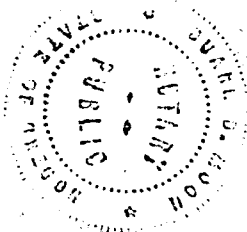
AFTER RECORDING RETURN TO:
MOUNTAIN TITLE COMPANY, INC.
P. O. Box 5017
Klamath Falls, Oregon 97601
attention-Jean Phillips

ACKNOWLEDGEMENT

State of OREGON }
County of Klamath } ss.

On this day personally appeared before me Thomas J. Shaw 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 day of January, 1983.



Thomas J. Shaw

Notary Public in and for the
State of Oregon
residing at Klamath Falls
My commission expires 11-13-85

(Checked as to descriptions, consideration, acreage, and condition. Dated this 13 day of January, 1983.

Marion R. Steinfeld

STATE OF OREGON; COUNTY OF KLAMATH; ss
I hereby certify that the within instrument was received and filed for record on the 8 day of Feb. A.D., 1983 at 9:27 o'clock A M and duly recorded in Vol M83, of Deeds on page 1899

FEE \$ 20.00

EVELYN BIEHN COUNTY CLERK
by Joyce M. Moore Deputy