

58255 RETURN TO
OREGON STATE HIGHWAY DIVISION
RIGHT OF WAY SECTION
STATE HIGHWAY BLDG. ROOM 119
SALEM, OREGON 97310

Vol. M86 Page 2688

Highway Division
File 47861
9B-11-15

ORIGINAL

INDENTURE OF ACCESS

THIS INDENTURE, made and executed this 22nd day of January, 1986, by and between the STATE OF OREGON, by and through its DEPARTMENT OF TRANSPORTATION, Highway Division, hereinafter called "State", and the UNITED STATES OF AMERICA, acting by and through the DEPARTMENT OF TRANSPORTATION, FEDERAL HIGHWAY ADMINISTRATION, hereinafter called "Government".

WHEREAS, State by Easement Deed recorded August 4, 1975, in Volume M-75, Page 9003, Klamath County Deed Records, acquired from Government, certain highway right of way over Deschutes National Forest land, part of which is situated in the W $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 26, Township 25 South, Range 8 East, W.M., Klamath County, which deed, in part, reserved access rights, for the service of the remaining Deschutes National Forest land, to and from the Easterly side of the relocated The Dalles-California Highway opposite Engineer's Station 73+00; and

WHEREAS, Government has requested that the access rights opposite said Station 73+00 be terminated and that there be substituted therefor access rights to and from the Easterly side of said highway opposite Engineer's Station 67+08; and

WHEREAS, State is agreeable to the granting of Government's request.

NOW THEREFORE, THIS INDENTURE WITNESSETH, that for and in consideration of the grant hereinafter made by State, GOVERNMENT does hereby transfer and relinquish unto State, its successors and assigns, Government's access rights to and from the Easterly side of the relocated The Dalles-California Highway opposite said Station 73+00 reserved in said deed recorded August 4, 1975. STATE, in consideration of the relinquishment herein made, does hereby grant access rights unto Government, its successors and assigns, to and from the Easterly side of said highway, opposite said Station 67+08, in a width of 35 feet, and unrestricted as to use.

11-21-85

IN WITNESS WHEREOF, I, Robert B. Rutledge, Regional Counsel,
pursuant to delegations of authority from the Secretary of Transportation, the Federal
Highway Administration and the Chief Counsel, Federal Highway Administration, by virtue
of authority in me vested by law, have hereunto subscribed my name as of the day and
year first above written.

APPROVED BY

Richard A. Ferraro
UNITED STATES FOREST SERVICE
for Regional Forester
Department of Agriculture

APPROVED AS TO
LEGAL SUFFICIENCY

James J. Green
Asst. Attorney General

Date 11-26-86

STATE OF OREGON)

COUNTY OF MULTNOMAH)

UNITED STATES OF AMERICA, acting by
and through the DEPARTMENT OF
TRANSPORTATION, Federal Highway
Administration

By Robert B. Rutledge
Regional Counsel

STATE OF OREGON, by and through its
DEPARTMENT OF TRANSPORTATION,
Highway Division

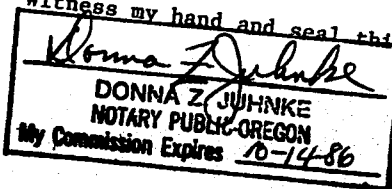
By J. B. Boyd
J. B. Boyd, Right of Way Manager

2/6/86

I, Donna Z. Juhnke, a Notary Public in and for the State of Oregon, do hereby
certify that on this the 3rd day of February, 1986, before me personally
appeared Robert B. Rutledge, Regional Counsel of the Department of Transpor-
tation, Federal Highway Administration, and acknowledged that the foregoing instrument
bearing date of January 22, 1986, was executed by him in his official
capacity and by authority in him vested by law, for the purposes and intents in said
instrument described and set forth, and acknowledged the same to be his free act and
deed as Regional Counsel, Department of Transportation, Federal Highway
Administration.

Witness my hand and seal this

3rd day of February, 1985.



Donna Z. Juhnke
Notary Public for Oregon
My Commission expires 10-14-86

Highway Division
File 47861
9B-11-15

2690

STATE OF OREGON, County of Marion

February 6, 1986. Personally appeared J. B. Boyd, who being sworn, stated that he is the Right of Way Manager for the State of Oregon, Department of Transportation, Highway Division, and that this document was voluntarily signed on behalf of the State of Oregon by authority delegated to him. Before me:



Violetta R. Osborne
Notary Public for Oregon

My Commission expires 1-30-89

11-21-85
Page 3 - I/A
slb/np

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of _____
of February A.D., 19 86 at 9:04 o'clock A M., and duly recorded in Vol. M86
of Deeds on Page 2688

FEE \$13.00

Evelyn Biehn, County Clerk
By R. B. Smith