

RETURN TO: KLAMATH COUNTY PUBLIC WORKS
VETERANS MEMORIAL BUILDING

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AMENDMENT TO EASEMENT

THIS INDENTURE is made as of the 24th day of April, 1986,
by and between WEYERHAEUSER COMPANY, a Washington corporation, Tacoma, Washington
98477, herein called "Owner," and KLAMATH COUNTY, OREGON, herein called "County."

I. RECITALS:

- A. By an Easement, dated December 28, 1959, recorded January 15, 1960 in Misc. Vol. 13 at page 594, Records of Klamath County, hereinafter referred to as the "Original Easement," Owner granted to the United States of America, on behalf of the Department of the Interior, Bureau of Indian Affairs, an easement for certain roads, as therein described, including K.I.R. S-61 upon, over and across the North-west Quarter of the Northeast Quarter (NW $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section 12, Township 36 South, Range 12 East of W.M. in Klamath County, Oregon.
- B. The Bureau of Indian Affairs conveyed that portion of the Original Easement described in Recital A. to the U. S. Forest Service.
- C. By Quit Claim Deed, dated September 26, 1975, recorded in Vol. M-75 at page 15558, the U. S. Forest Service conveyed that portion of the Original Easement described in Recital A. to Klamath County, Oregon.
- D. Owner, at its own expense, wishes to relocate a portion of Road S-61 across the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 12 and have County vacate that portion of the existing road replaced by said new road.
- E. County is willing to allow Owner to relocate said Road S-61 provided Owner grants County an easement on the relocated road.

II. NOW THEREFORE, Owner and County hereby agree as follows:

- A. The description of Road S-61 across the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section 12, Township 36 South, Range 12 East of W.M. in Klamath County, Oregon is redescribed as follows:

A right of way 60 feet in width being 30 feet on each side of the following described line:

- Beginning at a point on the North line of said NW $\frac{1}{4}$ of NE $\frac{1}{4}$ which is 146.02 feet East of the Northwest corner thereof;
- Thence along a curve to the right, with a radius of 146.0 feet, through a central angle of 52°56', an arc distance of 134.9 feet;

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Thence along a curve to the left, with a radius of 146.0 feet, through a central angle of $52^{\circ}56'$, an arc distance of 134.9 feet to a point which is 233 feet Southerly, along the West line of said NW $\frac{1}{4}$ of NE $\frac{1}{4}$, and 30.0 feet East, parallel to said North line, from the Northwest corner of said NW $\frac{1}{4}$ of NE $\frac{1}{4}$;

Thence Southerly, parallel to the West line of said NW $\frac{1}{4}$ of NE $\frac{1}{4}$, 829.0 feet, more or less, to a point on the centerline of the existing road.

B. Pursuant to the provisions of Paragraph IV of the Original Easement, County's rights in and to the replaced portion of said Road S-61 across the Northwest Quarter of the Northeast Quarter (NW $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section 12, Township 36 South, Range 12 East of W.M. in Klamath County, Oregon are hereby terminated.

IN WITNESS WHEREOF, the parties hereto have executed this indenture as of the day and year first above written.

BOARD OF COUNTY COMMISSIONERS

WEYERHAEUSER COMPANY

Chairman

Commissioner

Commissioner

By

Title: Forest Land Use Manager

Attest

Title: Assistant Secretary

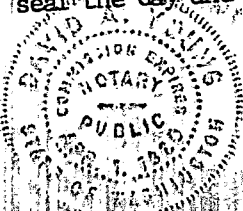
STATE OF WASHINGTON

ss.

COUNTY OF KING

On this 25th day of April, 1986, before me personally appeared D. W. Wilbur and Robert N. Mogensen, to me known to be the Forest Land Use Manager and Assistant Secretary, respectively, of WEYERHAEUSER COMPANY, the corporation that executed the within and 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 that they were 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 first above written.



Notary Public in and for the State of Washington, residing at IPCOMA

My Commission expires: Apr 1, 1989

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STATE OF OREGON, COUNTY OF KLAMATH ss.

Filed for record at request of May of A.D. 1986 at 10:56 o'clock A.M. and duly recorded in Vol. M86 on Page 7606

By Evelyn Biehm, County Clerk

FEE NONE