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69291

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

Vol. 1786 Page 23006

Highway Division
File 47861
9B-11-15

ORIGINAL

Vol. 1784 Page 464

INDENTURE OF ACCESS

THIS INDENTURE, made and executed this 12 day of November, 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 SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 30, Township 24 South, Range 9 East, W.M., Klamath County, which deed, in part, reserved access rights, for the service of the Deschutes National Forest land, to and from the Westerly side of the relocated The Dalles-California Highway, opposite Engineer's Station 1621+00; and

WHEREAS, Government has requested that the access rights opposite said Station 1621+00 be terminated and that there be substituted therefor access rights to and from the Easterly side of said highway opposite Engineer's Station 1620+61; 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 Westerly side of the relocated The Dalles-California Highway opposite said Station 1621+00 reserved in said deed recorded August 4, 1975. STATE, in consideration of the relinquishment and warranties 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 1620+⁶21, in a width of 35 feet, and unrestricted as to use.

This instrument is being re-recorded to correct a typographical error in the access reservation on the last line of the first page of the instrument.

9-18-86

'86 DEC 15 AM 11 16

'87 JAN 12 AM 9 22

CH 13

CH 13

465

23007

Highway Division
File 47861
9B-11-15

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

Carlton B. Jackson
UNITED STATES FOREST SERVICE
for Regional Forester
Department of Agriculture

APPROVED AS TO LEGAL SUFFICIENCY

James L. Loeis
Assistant Attorney General

Date 9-29-86

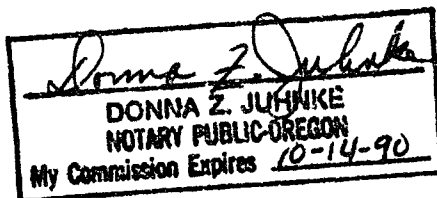
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STATE OF OREGON)

COUNTY OF MULTNOMAH)

I, Donna F. Julinke, a Notary Public in and for the State of Oregon, do hereby
certify that on this the 29th day of October, 19886, before me personally
appeared Robert B. Rutledge, Regional Counsel of the Department of Transporta-
tion, Federal Highway Administration, and acknowledged that the foregoing instrument
bearing date of October 29, 19886, 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 29th day of October, 19886.



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
11/12/86

Donna F. Julinke
Notary Public for Oregon

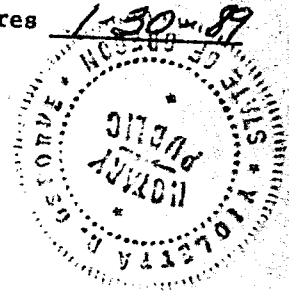
My Commission expires 10-14-90

STATE OF OREGON, County of Marion

November 12, 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



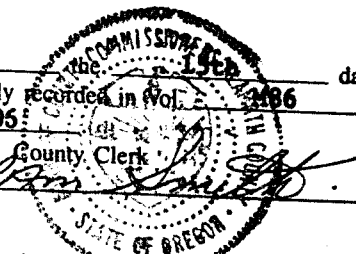
9-18-86
Page 3 - IA
slb/hay

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of _____
of December A.D., 19 86 at 11:16 o'clock A M., and duly recorded in Vol. 23005 day _____
of Deeds on Page _____

FEE \$13.00

Evelyn Biehn,
By _____



INDEXED

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of _____
of January A.D., 19 87 at 9:22 o'clock A M., and duly recorded in Vol. M87 day _____
of Deeds on Page 464

FEE \$13.00

Evelyn Biehn,
By _____

County Clerk

Ann Smith