

74501

OR 39399

WHEREAS

The United States of America

To all to whom these presents shall come, Greeting:

MYC 10410; 10411; 10412; 10413

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Weyerhaeuser Company

being the owner of certain tracts of land situated and included within the limits of the Deschutes, Fremont, and Winema National Forests, Oregon, has, under the provisions of the Act approved March 20, 1922 (42 Stat. 465, as amended; 16 U.S.C. 485, 486) and Sec. 206 of the Act approved October 21, 1976 (90 Stat. 2743, 2756; 43 U.S.C. 1716), reconveyed and relinquished the said tracts to the United States of America and has, under the provisions of said Acts, selected in lieu thereof the following described tracts of land:

Willamette Meridian, Klamath County, Oregon.

T. 28 S., R. 7 E.

- sec. 4, S1/2NW1/4 and S1/2SW1/4;
- sec. 8, SW1/4NE1/4, S1/2NW1/4, SW1/4, and NW1/4SE1/4;
- sec. 9, NW1/4NW1/4, SE1/4NW1/4, NE1/4SW1/4, S1/2SW1/4, and SW1/4SE1/4;
- sec. 12, SW1/4NE1/4, SE1/4NW1/4, NE1/4SW1/4, and NW1/4SE1/4;
- sec. 17, NE1/4 and N1/2NW1/4;
- sec. 18, Lot 1;
- sec. 19, NE1/4SE1/4;
- sec. 20, NW1/4SW1/4 and NE1/4SE1/4;
- sec. 21, SE1/4NW1/4 and NW1/4SW1/4;
- sec. 28, NE1/4SW1/4;
- sec. 32, NW1/4NE1/4 and SE1/4SE1/4.

T. 29 S., R. 7 E.

- sec. 4, Lots 1, 3, and 4, and SE1/4NE1/4.

T. 27 S., R. 8 E.

- sec. 31, E1/2E1/2 and NE1/4NW1/4;
- sec. 33, E1/2SE1/4;
- sec. 34, E1/2E1/2.

T. 28 S., R. 8 E.

- sec. 3, Lots 1 through 4, S1/2NE1/4, SW1/4NW1/4, W1/2SW1/4, SE1/4SW1/4, and SE1/4;
- sec. 10, NE1/4, E1/2NW1/4, NE1/4SW1/4, and SE1/4;
- sec. 35, All.

T. 28 S., R. 10 E.

- sec. 1, SW1/4SE1/4;
- sec. 13, NW1/4SE1/4.

T. 27 S., R. 11 E.

- sec. 10, NE1/4NW1/4;
- sec. 11, NE1/4;
- sec. 26, NW1/4SW1/4.

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- T. 28 S., R. 11 E.
sec. 3, Lot 3 and SE1/4SW1/4;
sec. 14, SW1/4NW1/4, W1/2SW1/4, and SE1/4SW1/4;
sec. 18, NW1/4SE1/4;
sec. 30, SW1/4SE1/4;
sec. 31, NW1/4NE1/4.
- T. 29 S., R. 11 E.
sec. 2, SE1/4SW1/4;
sec. 4, SE1/4SW1/4;
sec. 5, SE1/4SW1/4.
- T. 34 S., R. 14 E.
sec. 3, N1/2SE1/4 and SE1/4SE1/4;
sec. 10, NE1/4NE1/4;
sec. 15, SW1/4NW1/4.
- T. 35 S., R. 14 E.;
sec. 2, E1/2SW1/4;
sec. 4, SW1/4NW1/4 and S1/2SW1/4;
sec. 5, S1/2NW1/4 and NW1/4SW1/4;
sec. 8, S1/2NE1/4, SE1/4SW1/4, and SE1/4;
sec. 9, NE1/4SE1/4 and NW1/4;
sec. 10, SW1/4SW1/4;
sec. 15, SW1/4NE1/4, W1/2NW1/4, E1/2SW1/4, and SE1/4;
sec. 16, NW1/4SW1/4, NE1/4NE1/4, S1/2NE1/4, and NW1/4SE1/4;
sec. 17, E1/2W1/2, W1/2SE1/4, and NE1/4SE1/4.
- T. 37 S., R. 14 E.
sec. 17, NW1/4NW1/4 and SE1/4.
- T. 33 S., R. 15 E.
sec. 1, Lots 1 and 2, S1/2NE1/4, and S1/2;
sec. 4, Lot 3;
sec. 9, SW1/4 and NW1/4SE1/4;
sec. 10, SW1/4, W1/2SE1/4, and SE1/4SE1/4;
sec. 27, SW1/4NW1/4 and NW1/4SW1/4;
sec. 28, N1/2NW1/4;
sec. 29, NE1/4 and E1/2NW1/4;
sec. 30, SE1/4SE1/4.
- T. 34 S., R. 15 E.
sec. 7, Lots 2 and 4;
sec. 18, Lot 1.
- T. 36 S., R. 15 E.
sec. 7, NW1/4NE1/4;
sec. 8, NW1/4NE1/4 and SW1/4SW1/4;
sec. 16, SW1/4NW1/4 and NW1/4SE1/4;
sec. 17, SE1/4NE1/4 and N1/2SE1/4;
sec. 22, NW1/4NW1/4 and S1/2SW1/4.

T. 37 S., R. 16 E.
sec. 8, NE1/4NW1/4.

Willamette Meridian, Lake County, Oregon

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T. 30 S., R. 16 E.
sec. 3, SW1/4NE1/4;
sec. 5, NW1/4SE1/4.

T. 37 S., R. 17 E.
sec. 15, S1/2SW1/4 and SW1/4SE1/4;
sec. 22, N1/2NW1/4.

The areas described aggregate 8,945.83 acres, according to the official plats of the surveys of the said lands, on file in the Bureau of Land Management:

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES unto the said Weyerhaeuser Co., the lands above described; TO HAVE AND TO HOLD the said lands with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said Weyerhaeuser Co., its successors and assigns, forever;

EXCEPTING AND RESERVING TO THE UNITED STATES from the lands so granted:

1. A right-of-way thereon for ditches or canals constructed by the authority of the United States. Act of August 30, 1890, 26 Stat. 391; 43 U.S.C. 945;
2. In accordance with provisions of the Act of February 28, 1925 (43 Stat. 1090; 16 U.S.C. 486), to itself and its assigns, rights-of-way for the following identified existing roads of the USDA Forest Service as they are presently located and in place, being 66 feet in width, 33 feet on each side of the centerline thereof, with as much additional width as required for adequate protection of cuts and fills:

Reserving to the United States of America a perpetual easement, 66 feet in width (33 feet on each side of the centerline), with such additional width as required for accommodation and protection of cuts and fills, for road right-of-way purposes, on Forest Service Road Nos. 9776, 9777, 9777-080, 9777-084, 9777-086, 9775, 9775-025, 9771, 8601, 290, 348, 348.021, and 3660.020 as they are now located, constructed, and in place generally as follows:

- a. Forest Service Road No. 9776:

Segment No. 1: Beginning at a point that is 980 feet, more or less, north of the southwest section corner of Section 4, T. 28 S., R. 7 E., W. M., thence in a

southerly direction over and across the SW1/4SW1/4, Section 4 and the NW1/4NW1/4, Section 9, T. 28 S., R. 7 E., W.M., ending at a point that is 1,320 feet, more or less, south and 245 feet, more or less, east of the northwest section corner of Section 9, T. 28 S., R. 7 E., W. M.

Segment No. 2: Beginning at a point that is 1,390 feet, more or less, north and 595 feet, more or less, east of the southwest section corner of Section 9, T. 28 S., R. 7 E., W. M., thence in a southeasterly direction over and across the S1/2SW1/4, Section 9, ending at a point that is 2,305 feet, more or less, east of the southwest section corner of Section 9, T. 28 S., R. 7 E., W. M.

Segment No. 3: Beginning at a point that is 100 feet, more or less, south of the northeast section corner of Section 18, T. 28 S., R. 7 E., W. M., thence in a southeasterly direction over and across Government Lot 1, Section 18, ending at a point that is 1,320 feet, more or less, south and 1,110 feet, more or less, east of the northwest corner of Section 18, T. 28 S., R. 7 E., W. M.

b. Forest Service Road No. 9777:

Beginning at a point that is 2,080 feet, more or less, south of the northeast section corner of Section 17, T. 28 S., R. 7 E., W. M., thence in a southwesterly direction over and across the SE1/4NE1/4 of Section 17, ending at a point that is 2,640 feet, more or less, south and 905 feet, more or less, west of the northeast section corner of Section 17, T. 28 S., R. 7 E., W. M.

c. Forest Service Road No. 9777-080:

Beginning at a point that is 925 feet, more or less, north of the southwest section corner of Section 8, T. 28 S., R. 7 E., W. M., thence in a southeasterly direction over and across the S1/2SW1/4 of Section 8, and the N1/2NW1/4, N1/2NE1/4 of Section 17, T. 28 S., R. 7 E., W. M., ending at a point that is 805 feet, more or less, south of the northeast section corner of Section 17, T. 28 S., R. 7 E., W. M.

d. Forest Service Road No. 9777-084:

Beginning at a point that is 630 feet, more or less, north and 440 feet, more or less, east of the southwest section corner of Section 8, T. 28 S., R. 7 E., W. M., thence in a northeasterly direction over and across the W1/2SW1/4, NE1/4SW1/4, NW1/4SE1/4

of Section 8, ending at a point that is 1,695 feet, more or less, north and 1,320 feet, more or less, west of the southeast section corner of Section 8, T. 28 S., R. 7 E., W. M.

e. Forest Service Road No. 9777-086:

Beginning at a point that is 1,330 feet, more or less, south and 1,720 feet, more or less, east of the northwest section corner of Section 8, T. 28 S., R. 7 E., W. M., thence in a southeasterly direction over and across the SE1/4NW1/4, NE1/4SW1/4, NW1/4SE1/4 of Section 8, ending at a point that is 1,490 feet, more or less, north and 2,200 feet, more or less, west of the southeast section corner of Section 8, T. 28 S., R. 7 E., W. M.

f. Forest Service Road No. 9775:

Beginning at a point that is 1,455 feet, more or less, north and 2,640 feet, more or less, east of the southwest section corner of Section 28, T. 28 S., R. 7 E., W. M., thence in a southwesterly direction over and across the NE1/4SW1/4 of Section 28, ending at a point that is 1,320 feet, more or less, north and 2,285 feet, more or less, east of the southwest section corner of Section 28, T. 28 S., R. 7 E., W. M.

g. Forest Service Road No. 9775-025:

Beginning at a point that is 1,555 feet, more or less, west of the northeast section corner of Section 32, T. 28 S., R. 7 E., W. M., thence in a southwesterly direction over and across the NW1/4NE1/4 of Section 32, ending at a point that is 2,280 feet, more or less, west and 1,095 feet, more or less, south of the northeast section corner of Section 32, T. 28 S., R. 7 E., W. M.

h. Forest Service Road No. 9771:

Beginning at a point that is 1,320 feet, more or less, south and 2,375 feet, more or less, west of the northwest section corner of Section 12, T. 28 S., R. 7 E., W. M., thence in a southeasterly direction over and across the SW1/4NE1/4 of Section 12, ending at a point that is 2,580 feet, more or less, south and 1,320 feet, more or less, east of the northeast section corner of Section 12, T. 28 S., R. 7 E., W. M.

i. Forest Service 8601:

Beginning at a point that is 305 feet, more or less, north of the southeast section corner of Section 10,

T. 28 S., R. 8 E., W. M., thence in a northerly direction over and across the $E1/2SE1/4$, $SE1/4NE1/4$ of Section 12, ending at a point that is 1,860 feet, more or less, south of the northeast section corner of Section 12, T. 28 S., R. 8 E., W. M.

j. Forest Service Road No. 290:

Beginning at a point on the west line of the $SW1/4NE1/4$ of Section 3, T. 30 S., R. 16 E., W. M., which is 675 feet, more or less, southerly of the center-north $1/16$ corner of Section 3; thence in a south-southeasterly direction over and across the $SW1/4NE1/4$ of Section 3 to a point on the south line of the $SW1/4NE1/4$ of Section 3 which is 290 feet, more or less, easterly of the center $1/4$ corner of said Section 3.

k. Forest Service Road No. 348:

Beginning at a point on the west line of the $S1/2SW1/4$, Section 22, T. 36 S., R. 15 E., W. M., which is 585 feet, more or less, northerly of the southwest corner of Section 22; thence in an easterly direction over and across the $S1/2SW1/4$ of Section 22 to a point on the east line of the $S1/2SW1/4$ of Section 22 which is 1,105 feet, more or less, northerly of the south $1/4$ corner of said Section 22.

l. Forest Service Road No. 348.021:

Beginning at a point on the center line of Forest Service Road No. 348, which point is 445 feet, more or less, westerly, and 1,005 feet, more or less, northerly of the south $1/4$ corner of Section 22, T. 36 S., R. 15 E., W. M.; thence in a southeasterly direction across the $S1/2SW1/4$ of Section 22 to a point on the east line of the $S1/2SW1/4$ of Section 22 which is 630 feet, more or less, northerly of the south $1/4$ corner of said Section 22.

m. Forest Service Road No. 3660.020:

Beginning at a point on the west line of the $NE1/4NW1/4$ of Section 8, T. 37 S., R. 16 E., W.M., which is 660 feet south and 1,320 feet east, more or less, of the northwest section corner of Section 8 T. 37 S., R. 16 E., W.M.; thence in a southeasterly direction over and across the $NE1/4NW1/4$ of Section 8 ending at a point on the east line of the $NE1/4NW1/4$ of Section 8, which is 1,130 feet, more or less, south of the $1/4$ corner common to Sections 5 and 8, T. 37 S., R. 16 E., W.M.

36-87-0015

The United States of America

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To all to whom these presents shall come, Greeting:

Weyerhaeuser Company, its successors and assigns, shall have the right to use the roads subject only to:

- a. Compliance with traffic control regulations and rules as provided in 36 CFR 261.12, and
- b. The bearing of road maintenance costs proportionate to use as provided in 36 CFR 212.7(d).

Provided, however, Weyerhaeuser Company's said right shall include the right to use said roads for the purpose of operating and moving specialized logging vehicles and other equipment, which right shall not be restricted, except as follows:

Operating vehicles with bunk widths not to exceed 10 feet, with log lengths not to exceed 48 feet, and with gross weight not to exceed 130,000 pounds, and logging and other equipment in excess of the size and weight limitations otherwise applicable to public roads may be used on the road; Provided, That if there is any increase in the cost of road reconstruction, repair, or maintenance, which increased cost is solely attributable to Weyerhaeuser Company's hauling of loads in excess of those permitted on adjacent State highways, Weyerhaeuser shall bear such increase in cost.

Provided, That if the Regional Forester determines that the road, or any segment thereof, is no longer needed for the purposes reserved, the easement shall terminate. The termination shall be evidenced by a statement in recordable form furnished by the Regional Forester to Weyerhaeuser Company or its successors or assigns.

3. USDA Forest Service End Results Contract No. 53-04U3-5-00066, awarded August 2, 1985, to Weyerhaeuser Company with an effective completion date of July 7, 1990. (Affects 175 acres in E1/2SE1/4 of Section 33, T. 27 S., R. 8 E., and N1/2 of Section 3, T. 28 S., R. 8 E., W.M.).

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in Portland, Oregon the First day of April in the year of our Lord one thousand nine hundred and eighty-seven and of the Independence of the United States the two hundred and eleventh

Patent Number **36-87-0015**

By Robert E. Malloka
Acting Chief, Branch of Lands and Minerals Operations

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Mountain Title Company the 12th day of May A.D., 19 87 at 2:05 o'clock P M., and duly recorded in Vol. 187 of Books on Page 8149.

FEE \$34.00

Evelyn Biehn, County Clerk
By Am Smith