

29105

Vol. 91 / Page 8575

USDA Forest Service

Road Number 3753
Road Number 3753215RIGHT-OF-WAY EASEMENT DEED

THIS EASEMENT, dated this 3rd day of April, 1991,
from James L. Rodgers and Mary Ann Rodgers and Samuel Asadurian and
Alice Asadurian hereinafter called "Grantor," to the United States of
America, hereinafter called "Grantee,"

WITNESSETH:

Grantor, for and in consideration of \$ 890.00, received by Grantor,
does hereby grant and convey unto the Grantee and its assigns a
perpetual easement for a road over and across the following described
lands in the County of Klamath, State of Oregon:

T. 38 S., R. 12 E., W.M.
sec. 20, SE1/4NW1/4, NW1/4SW1/4

Said easement is shown on the plat attached hereto marked Exhibit A.

Said easement shall be 33 feet on each side of the centerline with
such additional width as required for accommodation and protection of
cuts and fills. If the road is located substantially as described
herein, the centerline of said road as constructed is hereby deemed
accepted by Grantor and Grantee as the true centerline of the easement
granted. If any subsequent survey of the road shows that any portion
of the road, although located substantially as described, crosses
lands of the Grantor not described herein, the easement shall be
amended to include the additional lands traversed; if any lands
described herein are not traversed by the road as constructed, the
easement traversing the same shall be terminated in the manner
provided.

Together with such reasonable rights of temporary use of the Grantor's
lands immediately adjacent to said right-of-way as may be necessary
for the construction, reconstruction, improvement and maintenance of
said road.

The acquiring agency is the U.S. Department of Agriculture, Forest
Service.

91 MAY 7 AM 2 28

Verified Correct to the Description
Conditions and consideration.
Date 5/1/90 [Signature]
Tina Smith

Grantee alone may extend rights and privileges for use of the road to other Government Departments and Agencies, States, and local subdivisions thereof, and to other users including members of the public.

This conveyance is made subject to the following reservations by the Grantor, its heirs and assigns:

1. The right to cross and recross the easement at any point and for any purpose in such manner as will not materially interfere with the use of the road.
2. The right to all timber now or hereafter growing on the easement subject to grantee's right to cut timber on the easement to the extent necessary for constructing, reconstructing, and maintaining the road. Timber so cut shall, unless otherwise agreed to, be cut into logs of standard lengths and decked along the road for disposal by the grantor.

It is agreed that the grantor shall have the right to use the existing road described herein for all purposes deemed necessary or desirable by Grantor in connection with the protection, administration, management and utilization of Grantor's lands or resources now or hereafter owned or controlled, subject, however, to traffic-control regulations as Grantee may reasonably impose under 36 CFR 261.12, and the bearing of road maintenance costs proportionate to use as provided in 36 CFR 212.7(d).

If, at any time, the Regional Forester determines that the road, or any segment thereof is no longer needed, the easement traversed thereby shall terminate. In the event of such determination, the Regional Forester shall furnish to the Grantor, its successors, or assigns, a statement in recordable form evidencing termination.

IN WITNESS WHEREOF, the said Grantor has hereunto subscribed their name and affixed their seal on the day and year first above written.

James L. Rodgers
James L. Rodgers
Samuel Asadurian
Samuel Asadurian

Mary Ann Rodgers
Mary Ann Rodgers
Alice Asadurian
Alice Asadurian

Return To
Richard Woodward
Frontier National Forest
524 North G. Street.
Lakeview, CO. 97630

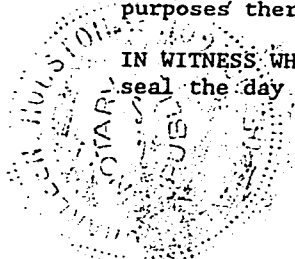
ACKNOWLEDGMENT

8577

State of OREGON)
) ss.
County of KLAMATH)

On this 5th day of April, 1991, personally appeared before me
JAMES R. RODGERS + MARY ANN RODGERS to me known to
be the identical individual described in and who executed the within and
forgoing 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.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official
seal the day and year above written.

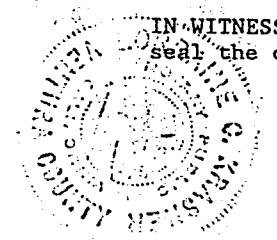


Charles Houston
Notary Public for the State of
OREGON, Residing
at KLAMATH FALLS
My Commission Expires 8-27-91

California ^{ss.}
State of OREGON)
 Ventura ^{ss.}
County of KLAMATH)

On this 11th day of April, 1991, personally appeared before me
Sam Assourian + Alice Assourian to me known to
be the identical individual described in and who executed the within and
forgoing 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.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official
seal the day and year above written.



Darraine C. Kinser
Notary Public for the State of
California, Residing
at Thousand Oaks
My Commission Expires 7/19/94

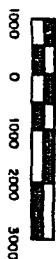
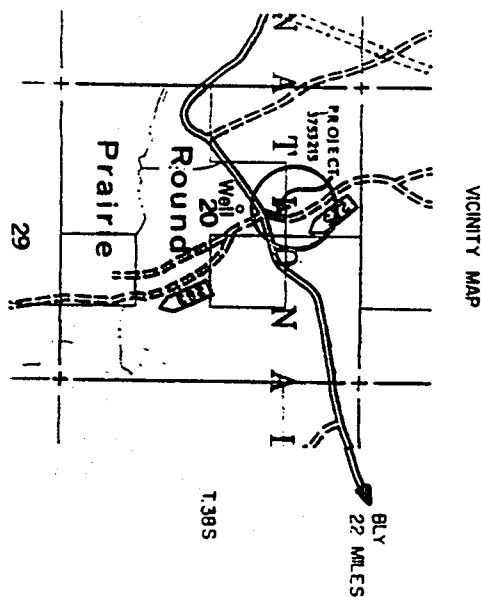
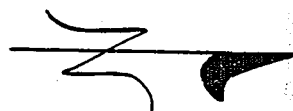
RIGHT-OF-WAY PLAT

U.S. DEPARTMENT OF AGRICULTURE
FOREST SERVICE - REGION SIX
FREMONT NATIONAL FOREST
KLAMATH COUNTY, OREGON
USFS, ROAD NUMBER 3753215
SECTION 20, T. 38S, R. 12E, W.M.

Surveyed by: Jamel E. Moulton DATE: 10/89
Drawn by: Jamel E. Moulton DATE: 12/89
Reviewed by: John H. Thompson DATE: 2/6/91
FOREST LAND SURVEYOR
Approved by: Sam Thompson DATE: 2/6/91
FOREST ENGINEER

5460 RIGHTS-OF-WAY ACQUIRED
JAMES L. and MARY ANN RODGERS
AND
SAMUEL and ALICE ASADURIAN
TOTAL ACRES IN RIGHT-OF-WAY: .60 ACRES
ACRES IN EXISTING ROADWAY: .11 ACRES

The Right-of-Way width is 33 feet on either side of the road centerline.
A theodolite reading to 6 seconds of arc and an electronic distance measuring instrument were used for this survey.
Route being acquired begins on the Northerly R.O.W. line at the junction of roads 3763 and 3753215 and terminates at the true property line.



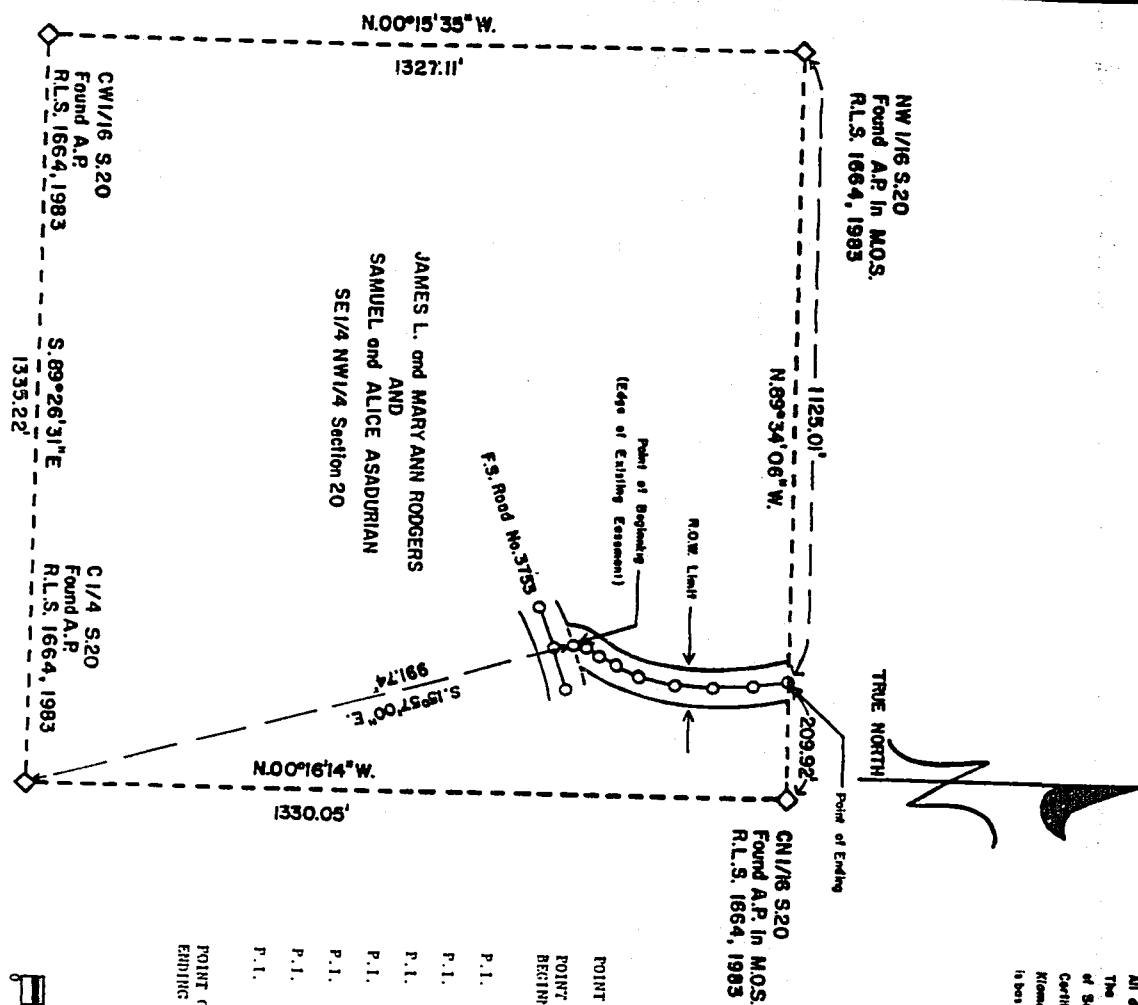
LEGEND-SHEET 2

Section Line ——— Land Survey Monument
1/16 Section Line ——— Monument of Stone
ROW Centerline ——— Brass Cap
ROW Limit ——— Point of Intersection
Existing Road ——— Aluminum Cap & Pipe

◇ M.O.S.
BC
O
AP

EXHIBIT A

SHEET 1 OF 2



All distances shown are based on field measurements. The scale of bearing is the 6001 line of the SE 1/4 NW 1/4 of Section 20 which is S. 80° 10' 14\" E., as shown on Certificate of Survey No. 3398 on file with the Klamath County Surveyor, Klamath Falls, Oregon, which is based on a Solar Observation.

EXHIBIT A

TRAVERSE TABLE

POINT	BEARING	DISTANCE
POINT OF BEGINNING		
P. 1.	N. 16° 20' 00\" E.	24.26'
P. 1.	N. 31° 40' 13\" E.	28.18'
P. 1.	N. 27° 15' 39\" E.	32.20'
P. 1.	N. 21° 03' 01\" E.	44.57'
P. 1.	N. 14° 01' 45\" E.	66.52'
P. 1.	N. 02° 53' 05\" E.	65.54'
P. 1.	N. 04° 04' 01\" W.	70.95'
P. 1.	N. 09° 33' 16\" W.	60.73'

POINT OF ENDING



NOTES

Centerline of existing road was determined from the Beatty S.E. Orthophoto Quad Map prepared by the U.S. Forest Service, the location being digitized and rechecked for this drawing. All corner ties were performed in the field 9/88. Distances were measured by electronic distance measuring instrument along the property line as posted to the centerline of the existing road. Bearings are based on the record bearings shown on Survey Plat number 3998 which were based on a Solar Observation. This plat is on file with the Klamath County Surveyor. The R.O.M. is 66 feet in width 33 feet on either side of centerline. The route being acquired extends from and terminates at the true property line.

LEGEND

- ◆ Corner and accessories found as recorded
- ◇ Corner found - not tied
- Existing Road - Centerline proposed R.O.M.
- Section line
- 1/4 Section line
- 1/16 Section line

AREA ENCOMPASSED BY
EXISTING ROAD: 1.5 Ac.

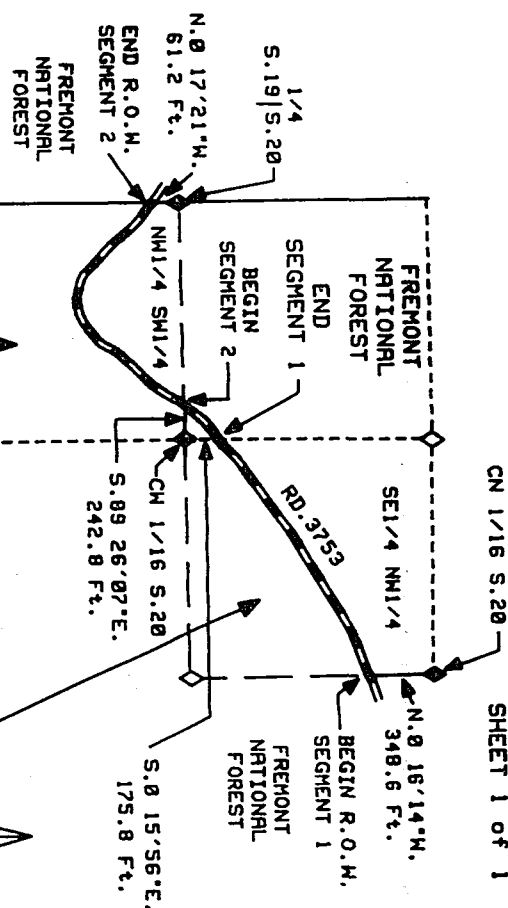
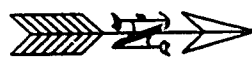
SECTION 20 5.0 Ac.

SCALE IN FEET



R.O.M. ACRES

JAMES L. & MARY ANN RODGERS
AND
SAMUEL & ALICE ASADURIAN



CN 1/16 S. 20 SHEET 1 of 1

EXHIBIT A

PROJECT: Road No. 3753
SEC. 20, T.38 S., R.12 E., M.M.
Method of Survey: Theodolite/EDM
Date of Plat: 1/31/91

5460 RIGHT-OF-WAY ACQUISITION
USDA FOREST SERVICE
PACIFIC NORTHWEST REGION
FREMONT NATIONAL FOREST
Klamath County, Oregon

Surveyed by: JAMES H. RICHTER Date: 9/88
Reviewed by: *John H. Thompson* Date: 2/7/91
Accepted by: *Samuel & Alice Asadurian* Date: 2/7/91

Property Owners: James L. & Mary Ann Rodgers & Samuel & Alice Asadurian

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Richard Woodward the 7th day
of May A.D., 19 91 at 2:28 o'clock PM., and duly recorded in Vol. M91
of Deeds on Page 8575

Evelyn Biehn, County Clerk

By Pauline Mueller

FEE \$33.00