

35637

DEED OF TRIBAL PROPERTY

THIS INDENTURE, made and entered into this 4th day of October, 1991, by and between the PAIUTE CEMETERY ASSOCIATION, INC., an Oregon corporation acting by and through its Chairman and President, and the CONFEDERATED MODOC AND PAIUTE TRIBES, a confederation of sovereign Indian nations, acting by and through its Co-Chairmen and its Tribal Spokesman, hereby covenant and grant as follows:

WHEREAS the following described real property is a cemetery for members of the Yahooskin and Walpape Bands of Snake Indians, hereafter referred to as the Paiute Tribe, and for their families and friends; and

WHEREAS the PAIUTE CEMETERY ASSOCIATION, INC. desires that said cemetery be kept and maintained in good condition and repair, and operated in perpetuity for the benefit of the members of the Paiute Tribe; and

WHEREAS the PAIUTE CEMETERY ASSOCIATION, INC. has been unable to sustain the active interest and participation of its members, and is no longer able to care for and maintain said cemetery; and

WHEREAS the CONFEDERATED MODOC AND PAIUTE TRIBES are federally recognized Indian tribes, pursuant to the Klamath Indian Tribe Restoration Act, Pub.L. 99-398, 100 Stat. 849, 25 U.S.C. Sections 566 et seq.

NOW, THEREFORE, the PAIUTE CEMETERY ASSOCIATION, INC., does hereby grant and convey unto the CONFEDERATED MODOC AND PAIUTE

29 OCT 7 AM 10 29

26.00

Deed of Indenture

TRIBES the following described real estate and premises situated in Klamath County, Oregon:

Paiute Cemetery located in the SW1/4 Sec. 35, T. 35 S., R. 12 E., Willamette Meridian, Oregon, more particularly described as follows:

Beginning at the 1/4 section corner common to Secs. 35 and 2, Ts. 35 and 36 S., R. 12 E., Willamette Meridian, Oregon, thence N. 54 degrees 20 minutes W., 1132.42 feet to an iron pipe, the true point of beginning; thence West 400 feet to an iron pipe; thence North 300 feet to an iron pipe; thence East 400 feet to an iron pipe; thence South 300 feet to the true point of beginning, containing 2.75 acres, more or less.

In accordance with the plat of survey approved by the United States Department of the Interior, Bureau of Land Management, Washington, D.C. December 22, 1960.

together with all improvements thereon and the appurtenances thereunto belonging. Title to the land herein described shall be subject to any existing easements for public roads and highways, for public utilities, and for railroads and pipe lines or any other rights of way of record.

CONVEYANCE of the above described premises is hereby made unto the CONFEDERATED MODOC AND PAIUTE TRIBES, its successors and assigns, to have and to hold forever, in accordance with the covenants set forth herein.

NOW, THEREFORE, the CONFEDERATED MODOC AND PAIUTE TRIBES hereby covenant and agree and bind themselves to the PAIUTE CEMETERY ASSOCIATION, INC. as follows:

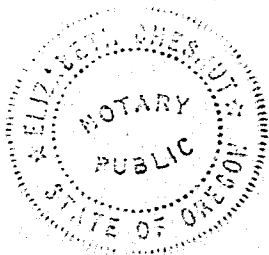
(1) Pursuant to Section 6 of the Klamath Indian Tribe Restoration Act, the CONFEDERATED MODOC AND PAIUTE TRIBES shall request the Secretary of Interior to accept the conveyance of the

real property described herein for the benefit of the Paiute Tribe, said land to be taken in the name of the United States in trust for the Paiute Tribe in confederation with the Modoc Tribe.

(2) The CONFEDERATED MODOC AND PAIUTE TRIBES shall establish and fund a permanent committee, the purpose of which shall be to keep and maintain the cemetery described herein in good condition and repair, and operate said cemetery in perpetuity for the benefit of members of the Paiute Tribe.

IN WITNESS HEREOF, the PAIUTE CEMETERY ASSOCIATION, INC., acting by and through its Chairman and President, has caused this deed of indenture to be executed by said Chairman and President this 4th day of October, 1991.

PAIUTE CEMETERY ASSOCIATION, INC.



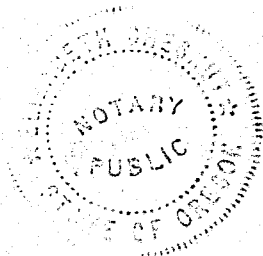
By Irwin Weiser, Sr.
Irwin Weiser, Sr.
Chairman/President

STATE OF OREGON)
)ss
County of Klamath)

I, ELIZABETH CHESNUT, a Notary Public in and for the state and county aforesaid, do hereby certify that IRWIN WEISER, SR. personally appeared before me this day, presented identification establishing their identities, and executed the foregoing instrument.

WITNESS my hand and official seal/stamp this the 24th day of October, 1991.

My Commission Expires: 3-28-93
(date)



Elizabeth Chesnut
Notary Public for Oregon

IN WITNESS HEREOF, the CONFEDERATED MODOC AND PAIUTE TRIBES, acting by and through its Co-Chairmen and its Tribal Spokesman, has caused this deed of indenture to be executed by said Co-Chairmen and its Tribal Spokesman this 24th day of October, 1991.

CONFEDERATED MODOC AND PAIUTE TRIBES

Miller Anderson
MILLER ANDERSON
Modoc Chairman

Irwin Weiser
IRWIN WEISER, SR.
Paiute Chairman

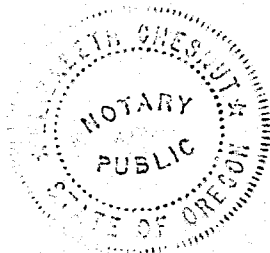
Perry H. Chesnut
PERRY H. CHESNUT
Tribal Spokesman

STATE OF OREGON)
)ss
County of Klamath)

I, ELIZABETH CHESNUT, a Notary Public in and for the state and county aforesaid, do hereby certify that MILLER ANDERSON, who being sworn, stated that he is Co-chairman, IRWIN WEISER, SR., who being sworn, stated that he is Co-chairman, and PERRY H. CHESNUT, who being sworn, stated that he is Tribal Spokesman of the CONFEDERATED MODOC AND PAIUTE TRIBES personally appeared before me this day, presented identification establishing their identities, and executed the foregoing instrument.

WITNESS my hand and official seal/stamp this the 4th day of September, 1991.

My Commission Expires: 3-28-95
(date)



Elizabeth Chesnut
Notary Public for Oregon

Ret Confederated Modoc + Paiute Tribes
P.O. Box 721
Klamath Falls, Oregon 97601

STATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

on this 7th day of Oct. A.D., 19 91
at 10:29 o'clock A M. and duly recorded
in Vol. M91 of Deeds Page 20736.
By Evelyn Biehn County Clerk
By Pauline Mulender Deputy.
Fee, \$28.00