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05-23-94A09:37 RCVD

Vol. mag Page 16060

QUITCLAIM DEED

THE GRANTOR, OREGON, CALIFORNIA & EASTERN RAILWAY COMPANY, a Nevada corporation, for public benefit, conveys and quit claims to the STATE OF OREGON, DEPARTMENT OF PARKS AND RECREATION, the GRANTEE, the following described real estate, situated in the County of Klamath, State of Oregon, together with all after acquired title of the Grantor therein:

That portion of Grantor's railroad right of way, located in Tract 75 of Enterprise Tracts, situate in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 4, Township 39 South, Range 9 East, W.M., lying between the southerly right of way boundary of Shasta Way and the northerly right of way boundary of the former main track of the Oregon, California & Eastern Railway Company. The railroad right of way hereby conveyed is located approximately as shown on the attached EXHIBIT A.

Grantor reserves, for a period of three months from the date hereof, the right to remove all rails and ties located on the hereinabove described property.

The true and actual consideration for this transfer is NONE - a donation.

This instrument will not allow use of the property described in this instrument in violation of applicable land use laws and regulations. Before signing or accepting this instrument, the person acquiring title to the property should check with the appropriate city or county planning department to verify approved uses.

The property described in this instrument may not be within a fire protection district protecting structures. The property is subject to land use laws and regulations which, in farm or forest zones, may not authorize the construction or siting of a residence. Before signing or accepting this instrument, the person acquiring fee title to the property should check with the appropriate city or county planning department to verify approved uses and existence of fire protection for structures.

Dated the 10th day of February, 1994.

OREGON, CALIFORNIA & EASTERN RAILWAY COMPANY

By: *D. C. Williams*

Attest: *John Morgan*

STATE OF OREGON)
COUNTY OF KLAMATH) ss.
)

16361

Personally appeared before me, the undersigned authority in and for said county and state, on this 10th day of February, 1994, within my jurisdiction, the within named D. C. Williams and John D. Monfore, who acknowledged that they are Assistant Secretary and President of OREGON, CALIFORNIA & EASTERN RAILWAY COMPANY, a Nevada corporation, and that for and on behalf of the said corporation, and as its act and deed they executed the above and foregoing instrument, after first having been duly authorized by said corporation so to do.

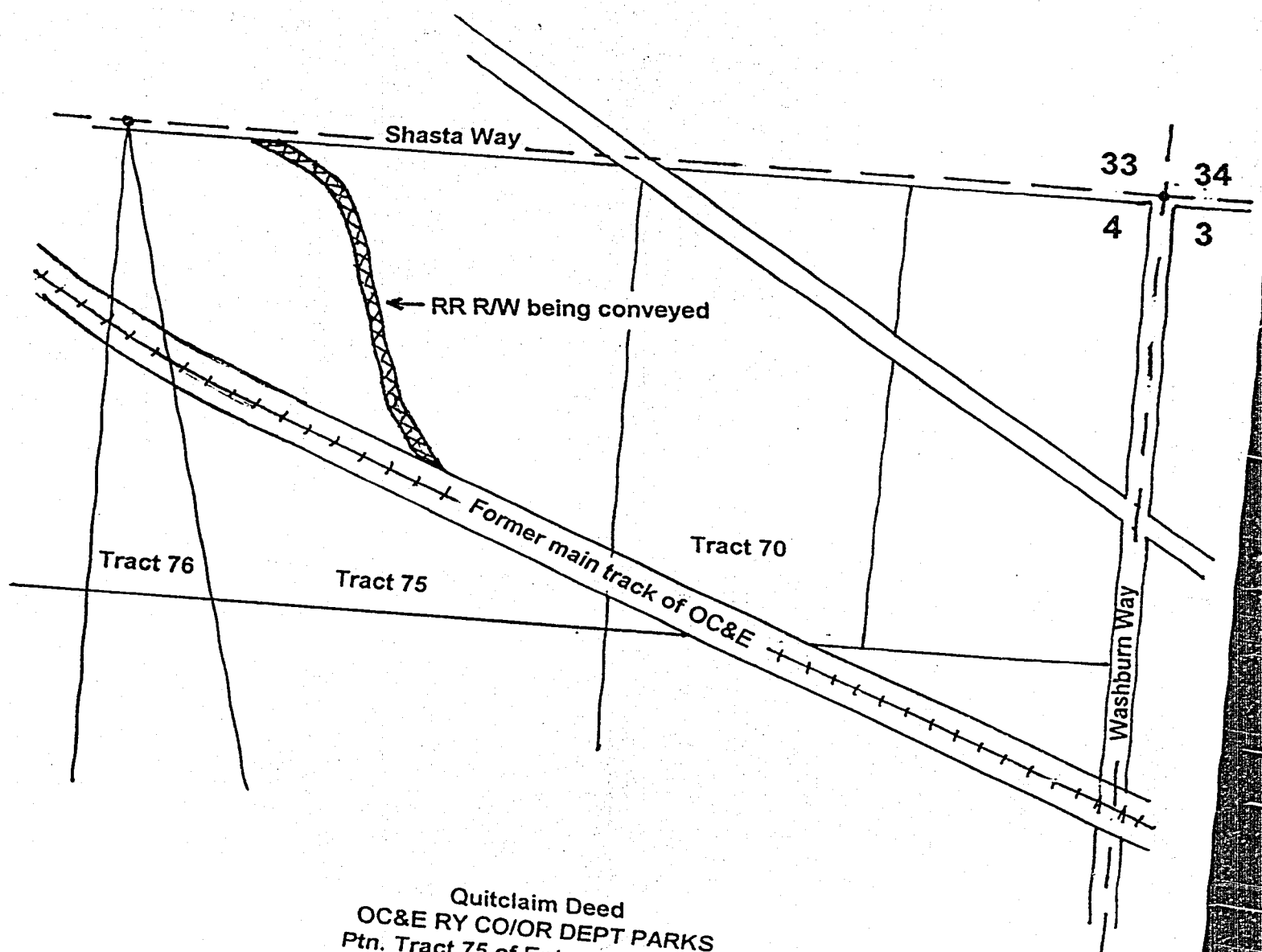


Catherine Haga
Notary Public
My appointment expires: May 6, 1996

Return:

Oregon Parks & Recreation Dept.
1115 Commercial NE
Salem, Or. 97310

OC&E RY CO/OR DEPT PARKS
G93-999
01/31/94t
Page 2



Quitclaim Deed
 OC&E RY CO/OR DEPT PARKS
 Ptn. Tract 75 of Enterprise Tracts
 (in NW¼NE¼ of Sec.4-T39S-R9E, W.M.)
EXHIBIT A, Page 1 of 1

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of _____
 of May A.D., 19 94 at 9:37 o'clock A M., and duly recorded in Vol. M94 day
 of _____ Deeds on Page 16060

FEE \$20.00

Evelyn Biehn
 By Ruthie M. Lindner County Clerk