

When Recorded Return To:
Division of Realty, Region 1
U.S. Fish and Wildlife Service
911 N.E. 11th Avenue,
Portland Oregon 97232

CODE 8 MAP 3109-900 TL 100
CODE 8 MAP 3109-1000 TL 200

WARRANTY DEED

The Grantor, Michael L. Horton, an estate in fee simple, conveys and warrants to the **UNITED STATES OF AMERICA** and its assigns, the following described real property located in the County of Klamath, State of Oregon, to-wit:

The following described tract of land is located in Klamath County, Oregon. situate approximately 10 miles Easterly of Sand Creek, Oregon, being all of the land described in the Warranty Deed from Kim E. Chickering to Michael L. Horton, dated February 27, 1998, being recorded in the Official Records of Klamath County, Oregon, in volume number M98 of Deeds at Page 7275, said tract being more particularly described as follows:

T.31 S., R. 9 E., WILLAMETTE MERIDIAN

SECTION 9

All of Government Lot 7

All of Government Lots 8, 9 and 11, lying northerly of Lamm Crossing, an existing road.

SECTION 10

All of Government Lots 1, 2, 5 and 6

All of Government Lots 3 and 4 lying northerly of Lamm Crossing, an existing road, excepting a strip of land, 40.21 feet wide along the Easterly boundary of said Government Lot 3 as shown on the plat for Survey Number 2383 in the records of the Klamath County Surveyor's Office and being a part of the land described in the Warranty Deed from Wendell L. Wood and Kathryn A. Wood to Mark Robben and Janine Robben, dated July 1, 1997, being recorded in the Official Records of Klamath County, Oregon, in Volume Number M97 of Deeds at Page Number 20745.

Containing 182.00 acres, more or less.

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The above described tract of land is delineated on a map tracing designated **MICHAEL L. HORTON TRACT 9520**, bearing the date of a November 3, 1998, of record in the files of the Department of the Interior. A print from that map tracing is attached hereto.

TOGETHER WITH the Grantor's right, title, and interest in and to all mineral and water rights appurtenant to said property.

The land is conveyed subject to existing easements and rights of way of record for public roads and highways, pipelines and public utilities, ditches, canals, and reservoir sites; and outstanding interest of the State of Oregon for coal and other minerals; and lack of legal access to any portion of the property.

TO HAVE AND TO HOLD the above described premises together with all and singular the tenements, hereditaments, and appurtenances there unto belonging, or in any wise appertaining, unto the **UNITED STATES OF AMERICA** and its assigns, forever.

The Grantor hereby covenants to and with the **UNITED STATES** and its assigns, that the Grantor is lawfully seized in fee simple of the above granted real property, has a good and lawful right and power to sell and convey the same that the same is free and clear of all encumbrances, except as shown above, and that the Grantor will forever warrant and defend the title thereto and the quiet possession thereof against the lawful claims and demands of all persons whomsoever.

The true consideration for this conveyance is \$143,000.00. The true consideration for this conveyance is pursuant to an IRC 1031 Tax Deferred Exchange on behalf of the Grantor. This land is being acquired by the Department of the Interior, United States Fish and Wildlife Service.

Dated this 19th day of October, 1999.

BY Michael L. Horton
MICHAEL L. HORTON

INDIVIDUAL ACKNOWLEDGMENT

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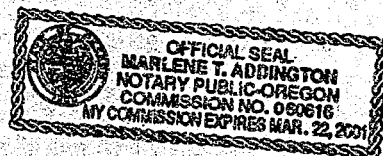
STATE OF OREGON)

) ss.

County of Klamath)

On October 19 1999, before me, a Notary Public in and for said State, personally appeared Michael L. Horton, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same.

WITNESS my hand and official seal



Marlene T. Addington
Signature

My Commission expires 3-22-01

LEGEND:

FOUND 2 1/2" DIA. ALUM. PIPE
WITH ALUM. CAP. AS INDICATED

FOUND 6 7/8" DIA. REBAR, NO. 10,
KLAUMUTH COUNTY P.D.S. 2, JUNE

TRACT (52) BOUNDARY

THIS MAP WAS COMPLETED FROM OFFICE, PLAIN
OF THE BUREAU OF LAND MANAGEMENT, PIONEER
AND FIELD SURVEY BY THE FIRST AGO WELDING SERVICE
AND RECORDS IN THE PLATE THEREOF.
THE BOUNDARIES OF THAT (20) ACRES COMPLETED FROM
SURVEY NO. 2353 AND BUREAU FILE NO. 113/28
KANSAS COUNTY SURVEYING OFFICE.

Shirley C. Calkins
PROJECT # 113/28
DATE

1990

Fees \$ 45⁰⁰