

State of Oregon, County of Klamath
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Linda Smith, County Clerk
Fee \$ 41.00 # of Pgs 5

UNITED STATES
DEPARTMENT OF THE INTERIOR
FISH AND WILDLIFE SERVICE
BUREAU OF LAND MANAGEMENT
PERPETUAL
NONEXCLUSIVE ROAD EASEMENT

Tract No.
OR 53853PT

For and in consideration of rights granted by the United States through issuance of Right-of-Way Grant, OR 53853FD and other consideration,

Monniette Gardner, formerly Monniette Buckingham, Alvin D. Zarosinski and Thomas Joseph Zarosinski, also known as Thomas J. Zarosinski, as to an undivided 1/3 interest,

hereinafter called Grantor, whether one or more, does hereby grant unto the UNITED STATES OF AMERICA, and its assigns, a nonexclusive easement to use, maintain, improve and repair an existing road over and across the following described real property situated in the County of Klamath, State of Oregon, to wit:

A parcel of land lying in the Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 11, Township 40 South, Range 7 East of the Willamette Meridian. said parcel being all that portion of said property contained within a strip of land 40 feet in width, being 20 feet on each side of the centerline as shown and more particularly described on Exhibit A, attached hereto and made part hereof. The Bearings and Distances were determined through the use of Pseudo range Global Positioning System techniques.

The parcel of land to which the above description applies contains 0.11 acres, more or less.

When an authorized officer of an agency of the United States, determines that the road above described might be used for the sale of resources from lands administered by the agency, the contract for such resources will provide that if the purchaser shall use the road, he shall do so subject to the following provisions:

1. Grantee shall cause the road, which is located on the above-described right-of-way to be maintained in good repair during periods of use by Grantee or its licensees and to be left in as good a condition as prior to such use.
2. Grantor, its successors and assigns, reserves title to all timber, now or hereinafter growing, standing or down, within the above-described right-of-way. Grantee may fell all timber within the right-of-way and danger trees adjacent to the right-of-way for

construction, operation, and maintenance of a road. Trees felled of commercial value shall be bucked into standard log lengths and decked adjacent to the right-of-way in a manner suitable for loading with mobile loading equipment.

The easement herein granted is for the full use of the above described property as a road by the UNITED STATES OF AMERICA, and its licensees, and is subject to the effect of reservations and leases, if any, of oil, gas, and minerals in and under said land.

TO HAVE AND TO HOLD said easement unto the UNITED STATES OF AMERICA and its assigns forever.

Grantor covenants and warrants that he is lawfully seized and possessed of the land aforesaid and has the full right, power and authority to execute this conveyance, and that said land is free and clear of liens, claims or encumbrances, except as shown above, and that he will defend the title to the easement conveyed herein and quiet enjoyment thereof against the lawful claims and demands of all persons.

The acquiring agency is the Bureau of Land Management, Department of the Interior.

Dated this 14 day of Mar, 2003

Accepted subject to approval of title
By the Department of Justice.

Melvin D. Crockett
Klamath Falls Resource Manager, Acting

3/14/2003
By: Monniette Gardner
Monniette Gardner

By: Alvin D. Zarosinski
Alvin D. Zarosinski

Thomas Joseph Zarosinski
By: Thomas Joseph Zarosinski
Thomas Joseph Zarosinski

INDIVIDUAL ACKNOWLEDGEMENT

STATE OF OREGON)

) ss:

COUNTY OF KLAMATH)

On the 14 day of March, 2003, before me personally appeared Monniette (Buckingham) Gardner, whose identify was proven to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument, and acknowledged that she executed the same.

[Seal]



Notary Public in and for the
State of Oregon
My commission expires: 9-8-2005

[Signature]

INDIVIDUAL ACKNOWLEDGEMENT

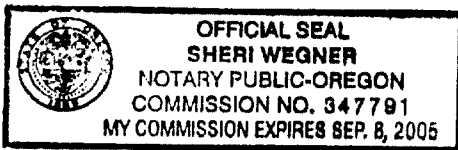
STATE OF OREGON)

) ss:

COUNTY OF KLAMATH)

On the 14 day of March, 2003, before me personally appeared Alvin D. Zarosinski, whose identify was proven to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument, and acknowledged that he executed the same.

[Seal]



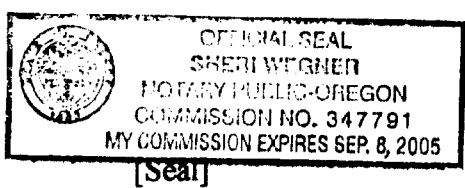
Notary Public in and for the
State of Oregon
My commission expires: 9-8-2005

[Signature]

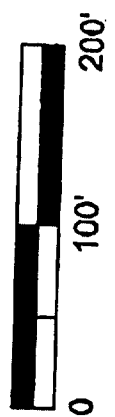
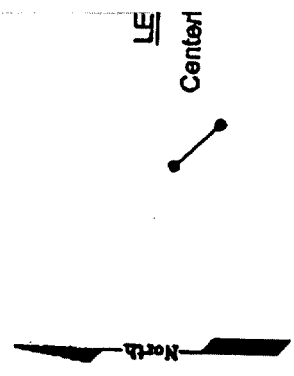
INDIVIDUAL ACKNOWLEDGEMENT

STATE OF OREGON)
) ss:
COUNTY OF KLAMATH)

On the 14 day of March, 2003, before me personally appeared Thomas Joseph Zarosinski, whose identify was proven to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument, and acknowledged that he executed the same.



Notary Public in and for the
State of Oregon
My commission expires: 9-8-2005
[Signature]



LIES 1199.40 FEET THE 1/4 CORNER SECTIONS 10 AND 11 WILL. MER.	TAN	BEARING DISTANCE
	1	N44-12'22 67.33 FEET
	2	N39-25'15 123.00 FEET

0+00 P.O.E. LIES 96.30 FEET S79-27'20"E
OF THE SOUTH 1/16 COMMON TO SECTI
T.40S., R.7E., WILL. MER.

19653

EXHIBIT A
OR53853 PT
T.40S., R.7E., SECTION 11
WILL. MER.
KLAMATH COUNTY, OREGON

Right-of-way width is 20 feet
each side of centerline

LEGEND

Centerline of right-of-way

North



NW1/4 SW1/4
SECTION 11

Zarosinski

1+90.33 P.O.E. LIES 1199.40 FEET
S0-35'15"W OF THE 1/4 CORNER
COMMON TO SECTIONS 10 AND 11
T.40S., R.7E., WILL. MER.

TAN	BEARING	DISTANCE
1	N44-12'22"W	67.33 FEET
2	N39-25'15"W	123.00 FEET

0+00 P.O.E. LIES 98.30 FEET S79-27'20"E
OF THE SOUTH 1/16 COMMON TO SECTIONS 10 AND 11
T.40S., R.7E., WILL. MER.

CORRECT AS ENGINEERING DATA

Brian McCarty
NAME

CET
TITLE

N89-18'37"E

SW1/4 SW1/4
SECTION 11

NE1/4 SE1/4
SECTION 10

N04-55'57"W

S11/16