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| <p><b>After recording return to:</b></p> <p><b>Laura A. Schroeder</b><br/><b>Schroeder Law Offices, P.C.</b><br/><b>PO Box 12527</b><br/><b>1915 NE 39<sup>th</sup> Ave.</b><br/><b>Portland, OR 97212-0527</b></p> <p><i>Aspen 3952</i></p> <p><b>Until requested otherwise send all tax statements to:</b></p> <p><b>No Change</b></p> | <p><b>Vol</b> <u>M03</u> <b>Page</b> <u>90225</u></p> <p><b>State of Oregon, County of Klamath</b><br/><b>Recorded</b> 12/10/03 <u>1:07 PM</u><br/><b>Vol M03 Pg</b> <u>90225-29</u><br/><b>Linda Smith, County Clerk</b><br/><b>Fee \$</b> <u>41<sup>00</sup></u> <b># of Pgs</b> <u>5</u></p> |
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**WATER DELIVERY EASEMENT**

41A

STATE OF OREGON,       )  
                              ) ss.  
County of Lincoln.     )

I, VIOLA M. GOULDIN, being first duly sworn, depose and say:

That I am the daughter of William Kittredge and Maude A. Kittredge, and that I was born at Silver Lake, Oregon, on February 17, 1905;

That I recall going to the Klamath Marsh with the family in 1912 as a small girl and living in the Ball cabin with a dirt floor and newspaper on the walls, and I remember my mother working and cleaning to make the place as habitable as possible. The cabin was small, had a cookstove in it and a table and a few chairs. As I recall, mother and father slept in the cabin and the kids slept outside. We had a good deal of company, and I can recall mother cooking for company during the summer months. I recall travelling back and forth to Silver Lake by wagon, over the old wagon road, and the family went in to the Marsh in the summer time with the cattle to pasture and got out in the fall in time for me to go to school at Silver Lake and Summer Lake and Corvallis.

I was back and forth when I was going to school in Corvallis, spending some of the summers on the Williamson River, and went in to live permanently in the Klamath Marsh area for a period of time beginning with 1931. This was during the depression, and I was cooking, feeding a haying crew in the summer time and 6 or 8 men in the winter time. I lived in Klamath Marsh continuously from 1931 until 1956. I lived at and cooked for the crew at Hog Island, which is located in Section 36, Township 30 South, Range 9 E.W.M. I cooked for about a year, and then the loggers took over the house and I moved to the Home field where a house had been finished in 1927, where I resided with my husband until 1956.

During all of these years of which I had knowledge of this general area, we ran cattle in the area, summering cattle every year and wintering cattle during some years, on hay cut in the area.

We had as many as 4,000 to 5,000 head of cattle on the area, having more there in the summer time than in the winter. Hay was cut and stacked and fed during the winter months. The snow was generally deep in the winter time. After we obtained a tractor we could plow the snow out and get in and out better. During this period of time, we would have 6 or 8 men in the winter time and as many as 20 in the summer time when the haying crew was there.

Also during this period of time we had a hired cook, and I did a man's work outside fixing fence and riding for cattle. Some of the men were irrigating, others were putting in dams and moving cattle during the early spring. When I was there living on the property, fences were constantly being extended, ditches were improved and extended, and water controls improved for the purpose of irrigating and drainage.

The thing that governed the quantity of water available was the snow fall, and during the wet years drainage was a problem, and during the dry years it was a matter of getting as much ground wet as possible. During the very dry years I have seen cattle all over the swamp lands and down in the Fish & Wildlife Service ground in the Wocus Bay area. As I recall, we leased some private lands in that area and had cattle in there during part of the years that I was familiar with the ranch.

During the late 1920's and early 1930's, my father and a man by the name of Mahaffey had several bands of sheep in the area; and one year in the early 1930's, being a dry year when grasshoppers were bad in the area, my brother, Oscar, and Henry Nicol had 3 or 4 thousand turkeys in the area as a grasshopper control measure. The turkey camp was down in the Military Crossing area and probably was not too successful as a grasshopper control measure, but the ground was completely dry at this time.

All the years that I lived in the area, there were always some cattle wintered there, the numbers depended on feed available, not only there but other places, but there were probably from

1,000 to 2,000 head of cattle wintered there each year at a minimum.

We had another dry spell in the middle 1940's when the Marsh was pretty well dried out and cattle could graze generally all over the area. The only water we had during these years pretty much made a hay crop but did not fill up the swamp. To the best of my recollection, the only Indians in the area were the Ball family, Minnie Farnsworth and Orie Summers.

I have read the affidavit of Oscar Kittredge, and I find it highly accurate and in accordance with my best recollection and memory of what transpired, and I desire to affirm everything he said in his affidavit as being the truth to the best of my recollection of those matters of which I know.

Viola M. Goulden

Subscribed and sworn to before me this 25 day of

August, 1977.

Viola M. Goulden  
Notary Public for Oregon  
My Commission Expires: July 7, 1978

**LEGAL DESCRIPTION**

**90229**

**Parcel One:**

**Parcel 2 of Land Partition 18-98 located in Sections 8, 9, 10, 11, 16, 17, 18, 19, 20 and 21 in Township 30 South, Range 10 East of the Willamette Meridian.**

**Parcel Two:**

**NE ¼ NW ¼ of Section 20, Township 30 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.**