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File 35921
Drawing 8B-28-22

INDENTURE OF ACCESS

Vol M05 Page 15178

THIS INDENTURE, made and executed this _____ day of _____, 20____, by and between the
STATE OF OREGON, by and through its DEPARTMENT OF TRANSPORTATION, hereinafter called "State", and TRUAX
OIL, INC., AN OREGON CORPORATION, hereinafter called "Owner".

WHEREAS, State by Warranty Deed recorded August 4, 1964, in Book 355, Page 144, Document No. 90839,
Klamath County Deed Records, acquired certain property; which Warranty Deed, in part, reserved access rights, for the
service of the grantor's remaining property, to and from the North side of the Klamath Falls-Lakeview Highway, opposite
Engineer's Station 91+80, (Reserved Access Rights); and

WHEREAS, Owner, by deed recorded June 28, 1976, in Volume M76, Page 9716, Klamath County Deed Records,
acquired fee title to that portion of said remaining property affected by the access changes herein made; and

WHEREAS, Owner has requested that Owner's Reserved Access Rights set out above be terminated.

WHEREAS, State is agreeable to the granting of Owner's request.

RETURN TO
OREGON DEPARTMENT OF TRANSPORTATION
RIGHT OF WAY SECTION
355 CAPITOL STREET NE, ROOM 420
SALEM OR 97301-3871
pr.

State of Oregon, County of Klamath
Recorded 03/08/2005 8:42a m
Vol M05 Pg 15178-80
Linda Smith, County Clerk
Fee \$ 31⁰⁰ # of Pgs 3

NOW THEREFORE, THIS INDENTURE WITNESSETH, that for and in consideration of the grant herein made by State, OWNER does convey unto State, its successors and assigns, Owner's Reserved Access Rights as set forth above.

The other remaining provisions in the above-mentioned Warranty Deed to State shall remain in full force and effect.

Owner represents and warrants that no one, other than Owner, is using or entitled to use the Reserved Access Rights herein relinquished.

In construing this document, where the context so requires, the singular includes the plural and all grammatical changes shall be made so that this document shall apply equally to corporations and to individuals.

IN WITNESS WHEREOF, the parties hereto have executed these presents the day and year first written above.

STATE OF OREGON, by and through its
DEPARTMENT OF TRANSPORTATION

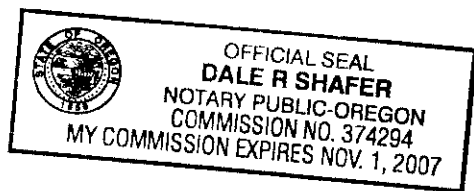
By Deolinda G. Jones
Deolinda G. Jones, Right of Way Manager

TRUAX OIL, INC., AN OREGON CORPORATION

By John Truax
John Truax

STATE OF OREGON, County of Marion

Dated March 1, 2005. Personally appeared Deolinda G. Jones, who being sworn, stated that she is the Right of Way Manager for the State of Oregon, Department of Transportation, and that this document was voluntarily signed on behalf of the State of Oregon by authority delegated to her. Before me:

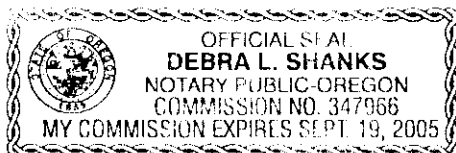


Dale R. Shafer
Notary Public for Oregon

My Commission expires 11/01/2007

STATE OF OREGON, County of BENTON

Dated 2-14, 2005. Personally appeared John Truax, who, being sworn, stated that he is the President and Secretary of Truax Oil, Inc., an Oregon corporation, and that this instrument was voluntarily signed on behalf of the corporation by authority of its Board of Directors. Before me:



Debra L. Shanks
Notary Public for Oregon

My Commission expires 9-19-05