

2007-016109

Klamath County, Oregon



00031250200700161090040047

09/13/2007 11:29:58 AM

Fee: \$36.00

MTCT7021-KR

Until a change is requested, all tax statements
shall be sent to the following address:

THE NATURE CONSERVANCY
821 SE 14th Avenue
Portland, OR 97214-2537
ATTN: Director of Protection

ACCESS EASEMENT

This Easement is created this 6th day of September 2007, by The Nature Conservancy, a District of Columbia non-profit corporation, ("the Grantor"), and the United States of America, by and through the Commodity Credit Corporation ("the Grantee"). The acquiring agency of the United States is the Natural Resources Conservation Service, United States Department of Agriculture.

RECITALS

A. The Grantor is the owner of that certain real estate situated in Klamath County, Oregon, which is more particularly described in **EXHIBIT A**, attached hereto and made a part hereof (the "Property").

B. The Grantee desires access over and across the Property for purposes of exercising the rights granted in a new Wetland Reserve Easement on a portion of the Property. The Grantor desires to allow Grantee to use a portion of the Property for that purpose under the conditions contained in this Easement.

EASEMENT

NOW THEREFORE, for valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Grantor hereby conveys and grants to Grantee a permanent, nonexclusive easement for ingress and egress over and across any and all portions of the Property as reasonably necessary to reach the property described in **EXHIBIT B**. The Easement granted herein shall commence at an existing road located on the Property that intersects Modoc Point Road (Highway 427) at the intersection of Modoc Point Road and South Chiloquin Road. The Easement granted herein is subject to all existing easements, encumbrances, rights, reservations, covenants, and restrictions of record.

The Easement granted herein shall constitute a covenant running with the land and shall be binding upon Grantor's and Grantee's successors and assigns and all future owners of the Property.

30 AMT

EXECUTED as of the day and year first above written.

THE NATURE CONSERVANCY

By: 

Name: Russell Hoefflich

Title: OREGON DIRECTOR

STATE OF OREGON

COUNTY OF MULTNOMAH

} ss.

This instrument was acknowledged before me on this 6 day of ~~August~~ September, 2007,
by Russell Hoefflich, the oregon Director of The Nature Conservancy, a non-profit
corporation, who acknowledged such instrument to be the free and voluntary act of such corporation
and deed for the uses and purposes therein mentioned.



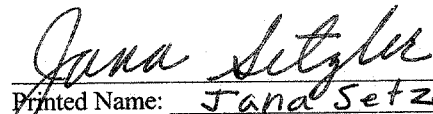

Printed Name: Jana Setzler
NOTARY PUBLIC in and for the State of Oregon, residing at
Portland
My Commission Expires 11-16-08

EXHIBIT A

LEGAL DESCRIPTION OF PROPERTY

Parcel 1 of Map of Partition No. 22-97 for The Nature Conservancy, a District of Columbia Non-Profit corporation, said Partition being located in Sections 19, 30 & 31, Township 35 South, Range 7 East of the Willamette Meridian, and in Sections 24-28 & 33-36, Township 35 South, Range 7 1/2 East of the Willamette Meridian, and in Sections 1, 2, 3 & 11 in Township 36 South, Range 7 1/2 East of the Willamette Meridian, all in Klamath County, Oregon.

EXHIBIT A

EXHIBIT B

LEGAL DESCRIPTION OF GRANTEE'S EASEMENT PROPERTY

That portion of Parcel 1 of Map of Partition No. 22-97 for The Nature Conservancy, a District of Columbia Non-profit corporation, said Partition being in Sections 19, 30, 31, Township 35 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon and Sections 24-28 and 33-36, Township 35 South Range 7 1/2 East of the Willamette Meridian, Klamath County, Oregon and Sections 1, 2, 3, and 11, Township 36 South, Range 7 1/2 East of the Willamette Meridian, Klamath County, Oregon, described as follows:

A parcel of land situated in Sections 26, 27, 34 and 35, Township 35 South, Range 7 1/2 East of the Willamette Meridian, Klamath County, Oregon, described as follows:

Beginning at a point on the mean high waterline of Agency Lake, from which the Northeast corner of Section 19, Township 35 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, bears North 54° 24' 22" East 13892.67 feet; thence from said point of beginning South 00° 04' 49" East 138.68 feet to a 5/8" pin; thence South 00° 04' 49" East 5132.33 feet to a 5/8" pin; thence North 89° 49' 12" West 6236.40 feet to a 5/8" pin; thence North 00° 04' 45" West 2730.27 feet to a 5/8" pin; thence continuing North 00° 01' 45" West 415.17 feet to the mean high waterline of Agency Lake; thence along the mean high waterline of said Agency Lake Northeasterly 6600 feet more or less to the point of beginning.

EXHIBIT B