



2015-013664
Klamath County, Oregon
12/21/2015 03:27:14 PM
Fee: \$52.00

Space above for Recorder's use	
After recording return to: Oregon Department of Forestry State Forests Division 2600 State Street Salem, OR 97310	Send Tax Statements To: No Change Tax Account #R891901, R891903, R891906, R891908, R891910

DEED OF CONSERVATION EASEMENT AMENDMENT

THIS AMENDMENT, made and entered into this 21st day of December, 2015, by and between the STATE OF OREGON, acting by and through its Board of Forestry on behalf of the Oregon Department of Forestry, hereinafter referred to as Grantor (as successor in interest to CROWN PACIFIC LIMITED PARTNERSHIP, a Delaware limited partnership), and the DESCHUTES LAND TRUST, an Oregon nonprofit corporation, hereinafter referred to as Grantee:

WHEREAS, CROWN PACIFIC LIMITED PARTNERSHIP, granted a Deed of Conservation Easement to Grantee dated August 24, 2000 and recorded September 21, 2000 in Vol. M00, Page 34689, Klamath County, Oregon (the "Conservation Easement").

WHEREAS, Grantor acquired the lands subject to the Conservation Easement on December 21, 2015, and will manage those lands together with approximately 69,000 acres of surrounding lands as the Gilchrist State Forest.

WHEREAS, Grantor and Grantee desire to amend the Conservation Easement in the manner hereinafter set forth.

NOW, THEREFORE, the parties hereto, do hereby agree to amend the Conservation Easement as follows:

1. Delete Subsection 7.1.2 in its entirety;
2. Delete all references to "all arbitration", "or arbitration", or both, appearing in Sections 5.1, 5.4 and 7.4;

3. Insert the following Section 16.8 Available Funding and Limitation of Liability:

Section 16.8. Available Funding and Limitation of Liability. Nothing in this Easement is to be construed as permitting any violation of Article XI, Section 7 of the Oregon Constitution or any other law regulating liabilities or monetary obligations of the State of Oregon.

4. Insert the following into Subsection 5.11 Adaptive Management

On December 21 2015, the Oregon Department of Forestry (ODF) acquired the SMA tracts and will manage these tracts as part of the larger Gilchrist State Forest, which lands generally surround the SMA tracts. Subsequent updates and revisions to the Management Plan under Oregon Department of Forestry ownership shall address the linkage between ODF's management of the SMA tracts and the other lands comprising the Gilchrist State Forest, including how ODF will manage recreational use, road construction, firewood and special forest product gathering, and communication of regulations (e.g., signage) on Gilchrist State Forest lands to ensure such activities are consistent with the purpose of the Easement, which is "to conserve and enhance old growth/late old structure forest and habitat characteristics beneficial to old-growth dependent vertebrate species which may utilize the SMA."

Provided, however, that this provision gives Grantee no additional or special right to review or contest any Gilchrist State Forest management plan (or the equivalent, including revision of the Eastern Region Long-Range Forest Management Plan) beyond those it may already have through this Easement or as a member of the public.

5. That, except as amended herein, all the terms and conditions of the Conservation Easement remain in full force and effect.

Grantor:

STATE OF OREGON, acting by and through its Board of Forestry on behalf of the Oregon Department of Forestry

By

Name Doug Decker

Title Oregon State Forester

Grantee:

DESCHUTES LAND TRUST,
an Oregon nonprofit corporation

By

Name Brad Chalfant

Title Executive Director

ACKNOWLEDGMENTS

STATE OF OREGON)
) ss.
County of Marion)

This instrument was acknowledged before me on this 18th day of December, 2015, by
Doug Decker as the authorized representative of the State of Oregon.

Patricia S. Cate

Notary Public for Oregon



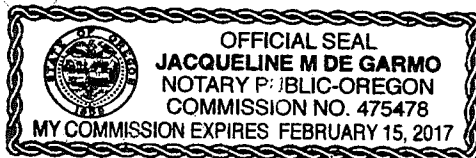
My Commission expires: 6/23/2016

STATE OF OREGON)
) ss.
County of Deschutes)

This instrument was acknowledged before me on this 11th day of December, 2015, by
Bradley Stephen Chalfant, as the authorized representative of the Deschutes
Land Trust.

Jacqueline M De Garmo

Notary Public for Oregon



My Commission expires: 2/15/2017