

Jackson County Official Records **2016-010271**
R-AMN
Cnt= 1 BARROWCK 04/06/2016 03:39:21 PM
\$80.00 \$10.00 \$10.00 \$5.00 \$8.00 Total: \$148.00
\$11.00 \$20.00 \$4.00



01710319201600102710160167

I, Christine Walker, County Clerk for Jackson County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.
Christine Walker - County Clerk

RECORDING COVER SHEET

Reference: M-690D Amendment 1
Permittee: SFG/HCK timber Partnership, L.P.

2016-003758
Klamath County, Oregon



00185012201600037580160168

04/13/2016 03:02:46 PM

Fee: \$117.00

1. **AFTER RECORDING RETURN TO:**
Dayne Barron, District Manager
Bureau of Land Management
3040 Biddle Road
Medford, OR 97504 Name:
2. **TITLE(S) OF THE TRANSACTION(S)**
Amendment 1 to the M-690D O&C Logging
Road Right-of-Way Permit
and Right-of-Way and Road Use Agreement
3. **Parties to the Permit**
Permittee:
SFG HCK Timber Partnership, L.P.
C/O Hancock Forest Management, Inc.
572 Parsons, Suite 124
Medford, OR 97501

Agreementor:
United States Bureau of Land Management
3040 Biddle Road
Medford, OR 97504

SFG HCK Permit/Serial No.: Permit M-690D Serial No. OR 68074 FD
Agreement No.: M-690D, Serial No. OR 58508D

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
(43 CFR Part 2812)

**AMENDMENT 1 TO
O. AND C. LOGGING ROAD RIGHT-OF-WAY
PERMIT M-690D (OR 68074FD) and AGREEMENT NO. M-690D (OR 58508D)**

WHEREAS, Weyerhaeuser Company granted to the United States of America (hereinafter referred to as UNITED STATES), Right-of-Way and Road Use Agreement No. M-690 (assigned serial No. OR 58508 PT), which was accepted by the UNITED STATES on June 19, 1963, and subsequently recorded in the Deed Records of Jackson County on June 19, 1963 at Volume 547, Page 588 and also recorded in the Deed Records of Klamath County on July 8, 1963 at Volume 346, Page 367, said Agreement granted for the purpose of management and removal of timber and other forest products from lands of the UNITED STATES, and

WHEREAS, on June 19, 1963, the UNITED STATES granted to **Weyerhaeuser Company** (hereinafter referred to as Weyerhaeuser), O. and C. Logging Road Right-of-Way Permit No. M-690 for the purpose of access to and removal of timber and other forest products which are owned or controlled by said Permittee as of the time when said Permittee exercises any rights over such rights-of-way; and

WHEREAS said Permit and Agreement was amended on 12 occasions with Amendment No. 12 being recorded on December 23, 1988 at Vol. M-88, Page 21974 in the Deed Records of Klamath County.

WHEREAS, said Permit M-690 was partially assigned to Divide Resources, Inc. with Assignment permit being numbered as M-690 B approved by the BLM Medford District on November 12, 1996 and approved by the BLM Lakeview District on January 3, 1997; and

WHEREAS, said Permit M-690 was fully assigned from Weyerhaeuser Company to U.S. Timberlands, Klamath Falls, L.L.C., such assignment being approved by the BLM Medford District on February 3, 1997 and approved by the BLM Lakeview District on February 10, 1997 and subsequently recorded on February 26, 1997 in the Deed records of Klamath County as Vol. M97, Page 5726 and recorded in the Official Records of Jackson County on June 19, 1997 as Document 97-22977; and

WHEREAS, U.S. Timberlands, Klamath Falls, L.L.C., by Warranty Deed recorded on September 12, 2002 as Document 02-48317, in the Official Records of Jackson County, Oregon, conveyed to Boise Cascade Corporation certain properties; and

WHEREAS, L.L. Boyd Properties, Inc. and Jerry E. Michael conveyed to Boise Cascade Corporation certain properties which were included on Schedule 2 of said M-690 Agreement: by Warranty Deed recorded March 24, 2003 as document No. 03-17753 and also by Statutory Warranty Deed recorded on May 21, 2004 as Document 2004-028658, both being recorded in the Official Records of Jackson County, Oregon; and

WHEREAS, Boise Cascade Corporation conveyed to Boise Southern Oregon Land & Timber, L.L.C. by deed recorded on November 5, 2004 as Document 2004-64862 and re-recorded on February 3, 2005 at Document 2005-006324 in the Jackson County Official Records; and

WHEREAS, Boise Southern Oregon Land & Timber, LLC, by Certificate of Name Change filed and recorded as document No. 2005-015531 on March 22, 2005 changed their name to Meriwether Southern Oregon Land & Timber, LLC); and

WHEREAS, by the filing of an Amendment/Withdrawal – Foreign Limited Liability Company with the Oregon Secretary of State on January 13, 2004, US Timberlands Klamath Falls, LLC, changed their name to Inland Fiber Group, LLC, a Delaware corporation and the United States recognized the name change on August 11, 2005 and designated Inland Fiber Group, LLC as the Permittee for said permit L/M-690; and

WHEREAS, Amendment No. 13 and 14 of said Permit and Agreement were approved, with Amendment No. 14 being approved by the BLM on March 30, 2006 and said amendment being recorded on June 13, 2006 in the Official Records of Jackson County as document No. 2006-030071; and

WHEREAS, by various deeds recorded in Jackson and Klamath Counties, Inland Fiber Group, LLC conveyed all of their property affecting Schedule 2 of Agreement to JWTR, LLC and on October 11, 2007 the BLM approved a full assignment of the M-690 Permit from Inland Fiber Group, LLC to JWTR, LLC; and

WHEREAS, JWTR, LLC conveyed to JWTR Oregon, LLC lands affecting Schedule 2 of the Agreement by deed recorded on March 4, 2010 as Document 2010-007264 in the Official Records of Jackson County, Oregon and by deed recorded on March 4, 2010 as document No. 2010-002918 in the deed records of Klamath County, Oregon and on November 14, 2010, the BLM issued an Acknowledgement of Name Change, recognizing JWTR Oregon, LLC as the Permittee of M-690; and

WHEREAS, on October 28, 2011, Amendment No. 15 was approved and such amendment was recorded in the records of Klamath County, Oregon as document No. 2011-012878 on November 17, 2011; and

WHEREAS, by corporate name change filed with Oregon Secretary of State on July 17, 2012 Meriwether Southern Oregon Land & Timber LLC changed their name to Tristar Southwest Oregon Timberlands LLC (Tristar); and

WHEREAS, Tristar conveyed some of their aforesaid lands to AP Timber, LLC (AP Timber) by Warranty Deed recorded on July 24, 2013 as document No. 2013-024796 in the Official Records of Jackson County, and

WHEREAS, Tristar conveyed some of their aforesaid lands to System Global Timberlands, LLC (System Global) by Statutory Warranty Deed recorded on September 4, 2013 as document No. 2013-030144 in the Official Records of Jackson County, Oregon.

WHEREAS, Tristar conveyed the remainder of their lands to SFG HCK Timber Partnership, L.P. (SFG HCK), a Delaware limited partnership, by Statutory Special Warranty Deed 2014-019230 recorded July 25, 2014 and re-recorded as document 2014-22408 on August 26, 2014 in the Official Records of Jackson County, Oregon, and

WHEREAS, said Permit No. M-690 was partially assigned to SFG HCK and Permit No. M-690D, serial No. OR 68074 FD was created which also included Schedule 2D creating a Agreement M-690D (OR 58508D) for the U.S. rights over the lands conveyed to AP Timber; and

WHEREAS, SFG HCK desires to have rights over the Keno Access Road in Klamath County added to Schedule 1 of said Permit M-690D and the United States is willing to grant such rights; and

WHEREAS, The stipulations in Exhibit A and Exhibit B of the M-690 Permit and Agreement M-690D were carried forward to the partially assigned M-690D Permit and Agreement M-690D; and

WHEREAS, SFG HCK and the UNITED STATES desire and agree to modify the insurance requirements.

NOW, THEREFORE, the parties hereto do mutually agree as follows:

1. That the United States Roads Segments on United States lands and the United States Easements listed on the "M-690D - Schedule 1 - Amendment 1, attached hereto and made a part hereof, shall hereafter be subject to the terms and conditions of the M-690D Permit and Agreement the same as if such property were included in Schedule 1 thereof.
2. Such Roads and Easements are shown on the map entitled "Exhibit C - Amendment 1 to M-690D attached hereto and made a part hereof,
3. The Keno Access Road is designated as a tie road, and as such is free use as to road amortization and road use fees.
4. That Paragraph 7 of Exhibit A to said Permit M-690D shall be replaced with the following:

When the Permittee exercises any rights granted by this permit, the United States may require the Permittee to furnish a performance bond in an amount not to exceed \$10,000.00, in favor of the United States, conditioned upon faithful performance of the terms and conditions of this permit.

The United States may also require the Permittee to maintain commercial liability insurance covering all operations, including vehicles, of the Permittee under this permit in amounts not to exceed the following whenever it exercises any of the rights granted by this permit:

- | | |
|--------------------------|--|
| (a) Bodily Injury: | \$1,000,000 - for injury to any one person |
| | \$1,000,000 - for any one occurrence; and |
| (b) Property Damage | \$1,000,000 - for any one occurrence; and |
| (b) Loggers Broad Form B | \$1,000,000 |

The Permittee shall deliver to the United States a certificate from the insurer stating that such insurance is in force and that the insurer will give the United States ten (10) days' notice prior to any cancellation or modification of such insurance. It is understood that the amounts of the bond and insurance required herein shall be reviewed periodically and that the parties may mutually agree upon such adjustment as is required to comply and conform to general insurance practices of the timber industry in effect at the time of review.

5. That Paragraph 8 of Exhibit B to said Agreement M-690D shall be replaced with the following:

When a Licensee of the United States uses any road which is owned or controlled by the Permittee, located on the lands described in Schedules 1 or 2, or severs Licensor's timber in the construction of a road(s) the Licensee shall enter into an agreement with the Permittee. The form of such agreement must be approved in writing by the BLM

Authorized Officer prior to its use. The Permittee may also require such Licensee to obtain a performance bond in the amount not to exceed \$10,000.00 in favor of the Permittee, conditioned upon faithful performance of such agreement.

The Permittee may also require the Licensee of the United States to maintain commercial liability insurance covering all operations, including vehicles of the Licensee under this agreement in amounts not to exceed the following whenever it exercises any of the rights granted by this agreement:

- (a) Bodily Injury: \$1,000,000 - for injury to any one person
\$1,000,000 - for any one occurrence; and
- (b) Property Damage \$1,000,000 - for any one occurrence; and
- (b) Loggers Broad Form B \$1,000,000

The Licensee shall deliver to the Permittee a certificate from the insurer stating that such insurance is in force and that the insurer will give the Permittee ten (10) days' notice prior to any cancellation or modification of such insurance.

6. Thereof, that in all other respects said Agreement and Permit M-690D shall continue in full force and effect.

APPROVAL:

UNITED STATES OF AMERICA,
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

[Signature]
District Manager, Medford District

Date: 05 April - 2016

[Signature]

District Manager, Lakeview District

Date: 2/1/2016

STATE OF OREGON)
) ss:
COUNTY OF JACKSON)

On this 5th day of April, 2016 before me personally appeared Dayne Barron, being duly sworn, did say that he/she is the District Manager of the Medford District of the Bureau of Land Management, and that he/she executed the foregoing instrument by authority of and in behalf of the United States of America; and he/she acknowledged said instrument to be the act and deed of the United States of America

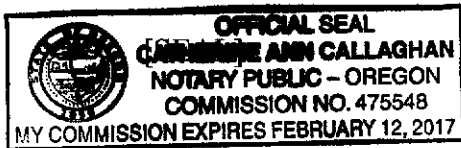
[SEAL]

[Signature]
Notary Public in and for the
State of: Oregon
Residing at: Medford
My commission expires: 12/03/2017

STATE OF OREGON)
) ss:
COUNTY OF LAKE)




On this 1 day of FEB, 2016, before me personally appeared E LYNN BURKETT, being duly sworn, did say that he/she is the District Manager of the Lakeview District of the Bureau of Land Management, and that he/she executed the foregoing instrument by authority of and in behalf of the United States of America; and he/she acknowledged said instrument to be the act and deed of the United States of America



[Signature]
Notary Public in and for the
State of: OREGON
Residing at: LAKEVIEW
My commission expires: 2/12/2017


RIGHT-OF-WAY LAND DESCRIPTION

Joint Permittees:		SFG HCK TIMBER PARTNERSHIP, L.P.				
Meridian:	Willamette		County:	Klamath		
The U.S. (BLM) Easements and U.S. Roads located in Klamath County and shown on the attached map labelled as "Exhibit C - Amendment 1 to M-690 D Permit" such easements designated by a symbol shown as  - U.S. Easement Added to Schedule 1" over and across the following described lands are hereby added to Schedule 1 of said Permit M-690D.						
Township	Range	Section	Subdivision	Road & Segment No.	Dist. Easement No. and Recording Info.	Period
38 S.	5 E.	22	M&B in NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ & N $\frac{1}{2}$ NW $\frac{1}{4}$	39-7E-31.00, Port Seg. A	RE-M/L-108, OR 41025, Vol. 315, Page 446, and as corrected in Vol. 335, Page 263, and as amended at Vol. 77, Page 11586 less portion released at Vol. 77, Page 11590	Perpetual
38 S.	5 E.	24	M&B in N $\frac{1}{2}$ SW $\frac{1}{4}$	39-7E-31.00, Port Seg. A	RE-L-92B, OR 41012 Vol. 208, Page 613	Perpetual
38 S.	5 E.	24	M&B in SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$	39-7E-31.00, Port Seg. A	RE-M/L-108, OR 41025, Vol. 315, Page 446, and as corrected in Vol. 335, Page 263, and as amended at Vol. 77, Page 11586	Perpetual
38 S.	6 E.	30	M&B in SW $\frac{1}{4}$ NE $\frac{1}{4}$	39-7E-31.00, Port Seg. A	RE-L-93A, OR 17521 Vol. 77, Page 4032	Perpetual
38 S.	6 E.	32	M&B in SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$	39-7E-31.00, Port Seg. A	RE-M/L-108, OR 41025, Vol. 315, Page 446, and as corrected in Vol. 335, Page 263, and as amended at Vol. 77, Page 11586 less portion released at Vol. 77, Page 11590	Perpetual
39 S.	6 E.	03	M&B in Lots 5, 12, 13 & 14	39-7E-31.00, Port Seg. A	RE-M/L-108, OR 41025, Vol. 315, Page 446, and as corrected in Vol. 335, Page 263, and as amended at Vol. 77, Page 11586	Perpetual
39 S.	6 E.	04	M&B in the unnumbered lot commonly described as the N $\frac{1}{4}$ NW $\frac{1}{4}$	39-7E-31.00, Port Seg. A	RE-M/L-108, OR 41025, Vol. 315, Page 446, and as corrected in Vol. 335, Page 263, and as amended at Vol. 77, Page 11586	Perpetual

RIGHT-OF-WAY LAND DESCRIPTION

Joint Permittees:		SFG HCK TIMBER PARTNERSHIP, L.P.				
Meridian:		Willamette		County:		Klamath
The U.S. (BLM) Easements and U.S. Roads located in Klamath County and shown on the attached map labelled as "Exhibit C – Amendment 1 to M-690 D Permit" such easements designated by a symbol shown as "▨" - U.S. Easement Added to Schedule 1" over and across the following described lands are hereby added to Schedule 1 of said Permit M-690D.						
Township	Range	Section	Subdivision	Road & Segment No.	Dist. Easement No. and Recording Info.	Period
39 S.	6 E.	10	M&B in Lot 2 & Lot 9, and the unnumbered government lots commonly described as S½NE¼, E½NW¼,	39-7E-31.00, Port Seg. A	RE-M/L-108, OR 41025, Vol. 315, Page 446, and as corrected in Vol. 335, Page 263, and as amended at Vol. 77, Page 11586	Perpetual
39 S.	6 E.	11	M&B in W½SW¼	39-7E-31.00, Port Seg. A	RE-M/L-108, OR 41025, Vol. 315, Page 446, and as corrected in Vol. 335, Page 263, and as amended at Vol. 77, Page 11586	Perpetual
39 S.	6 E.	14	M&B in N½NW¼, SE¼NW¼, NE¼SW¼, NW¼SE¼, S½SE¼	39-7E-31.00, Port Seg. A	RE-M/L-108, OR 41025, Vol. 315, Page 446, and as corrected in Vol. 335, Page 263, and as amended at Vol. 77, Page 11586	Perpetual
39 S.	6 E.	23	M&B in E½NE¼	39-7E-31.00, Port Seg. A	RE-M/L-108, OR 41025, Vol. 315, Page 446, and as corrected in Vol. 335, Page 263, and as amended at Vol. 77, Page 11586	Perpetual
39 S.	6 E.	24	M&B in W½NW¼, N½SW¼, SE¼SW¼, SW¼SE¼	39-7E-31.00, Port Seg. A	RE-M/L-108, OR 41025, Vol. 315, Page 446, and as corrected in Vol. 335, Page 263, and as amended at Vol. 77, Page 11586	Perpetual
39 S.	6 E.	25	M&B in NE¼	39-7E-31.00, Port Seg. A	RE-M/L-108, OR 41025, Vol. 315, Page 446, and as corrected in Vol. 335, Page 263, and as amended at Vol. 77, Page 11586	Perpetua;


RIGHT-OF-WAY LAND DESCRIPTION

Joint Permittees:		SFG HCK TIMBER PARTNERSHIP, L.P.				
Meridian:		Willamette		County:		Klamath
The U.S. (BLM) Easements and U.S. Roads located in Klamath County and shown on the attached map labelled as "Exhibit C – Amendment 1 to M-690 D Permit" such easements designated by a symbol shown as "  - U.S. Easement Added to Schedule 1" over and across the following described lands are hereby added to Schedule 1 of said Permit M-690D.						
Township	Range	Section	Subdivision	Road & Segment No.	Dist. Easement No. and Recording Info.	Period
39 S.	7 E.	30	M&B in unnumbered lots commonly described as the SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$	39-7E-31.00, Port Seg. A	RE-M/L-108, OR 41025, Vol. 315, Page 446, and as corrected in Vol. 335, Page 263, and as amended at Vol. 77, Page 11586 less portion released at Vol. 77, Page 11590	Perpetual
39 S.	7 E.	31	M&B in NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$	39-7E-31.00, Port Seg. A	RE-M/L-108, OR 41025, Vol. 315, Page 446, and as corrected in Vol. 335, Page 263, and as amended at Vol. 77, Page 11586	Perpetual
39 S.	7 E.	31	M&B in SW $\frac{1}{4}$ NE $\frac{1}{4}$	39-7E-31.00, Port Seg. A	RE-L-142, OR 41048 Vol. 315, Page 282	Perpetual

U.S. DEPT. OF THE INTERIOR
 BUREAU OF LAND MANAGEMENT
 LAKEVIEW DISTRICT OFFICE
 KLAMATH FALLS RESOURCE AREA
RIGHT-OF-WAY LAND DESCRIPTION

Schedule 1 - M-690D/OR68074 FD – SFG HCK

**Amendment 1 – Adding Keno Access Road in
 Klamath County – U.S. Roads - U.S. Lands**

Permittee:		SFG HCK TIMBER PARTNERSHIP, L.P.			
Meridian:	Willamette		County:	Klamath	
The U.S. (BLM) Roads on U.S. Land located in Klamath County and shown on the attached map labelled as “Exhibit C – Amendment 1 to M-690 D” such U.S. Roads designated by a symbol shown as “  - U.S. Road Added to Schedule 1” over and across the following described lands are hereby added to Schedule 1 of said Permit M-690D.					
Township	Range	Section	Subdivision over which Road Crosses	Road & Segment No.	Duration
38 S.	5 E.	15	S½SW¼	39-7E-31.00, Port Seg. A	Perpetual
38 S.	5 E.	20	SE¼	39-7E-31.00, Port Seg. A	Perpetual
38 S.	5 E.	21	W½NE¼	39-7E-31.00, Port Seg. A	Perpetual
38 S.	5 E.	23	N½S½	39-7E-31.00, Port Seg. A	Perpetual
38 S.	5 E.	29	NW¼	39-7E-31.00, Port Seg. A	Perpetual
38 S.	5 E.	30	S½NE¼, SE¼NW¼, N½SW¼	39-7E-31.00, Port Seg. A	Perpetual
38 S.	6 E.	30	NW¼, SE¼	39-7E-31.00, Port Seg. A	Perpetual
38 S.	6 E.	31	E½NE¼ (BLM Road on U.S. Forest Service Land)	39-7E-31.00, Port Seg. A	Perpetual
38 S.	6 E.	33	S½S½SW¼	39-7E-31.00, Port Seg. A	Perpetual
39 S.	6 E.	04	NE¼	39-7E-31.00, Port Seg. A	Perpetual
39 S.	6 E.	05	NE¼NE¼NE¼	39-7E-31.00, Port Seg. A	Perpetual

R05E

R06E

T37S

T37S

Exhibit C Amendment No. 1 to M-690 D O&C Permit

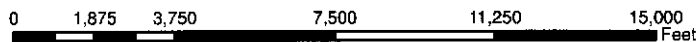
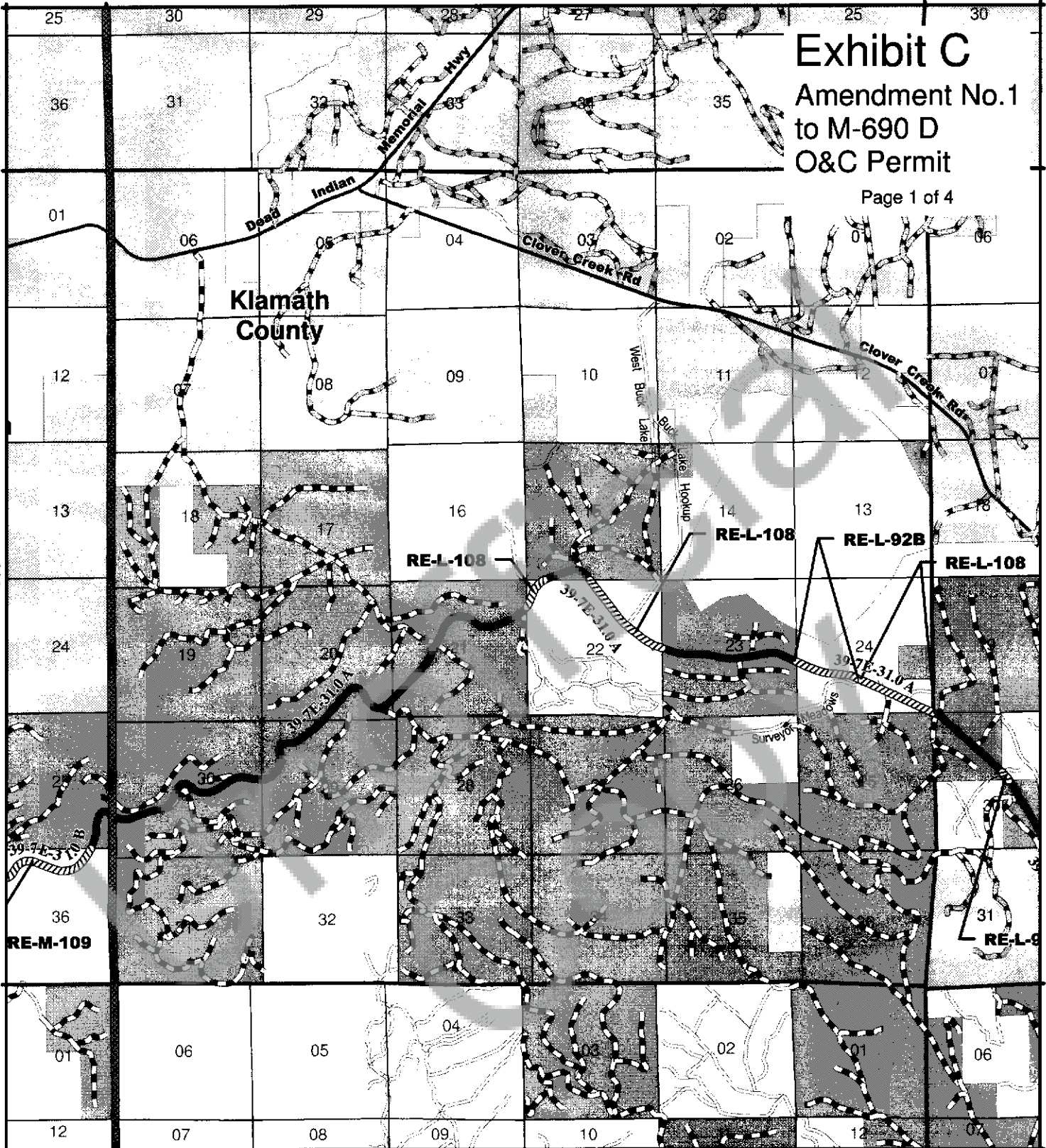
Page 1 of 4

T38S

T38S

T39S

T39S



**U.S. Road Added to Schedule 1
(Keno Access Road)**



**U.S. Easements Added to
Schedule 1 (Keno Access Road)**



Road Ownership



Highways



Land Ownership



County Boundary



Township and Range



Sections



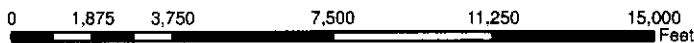
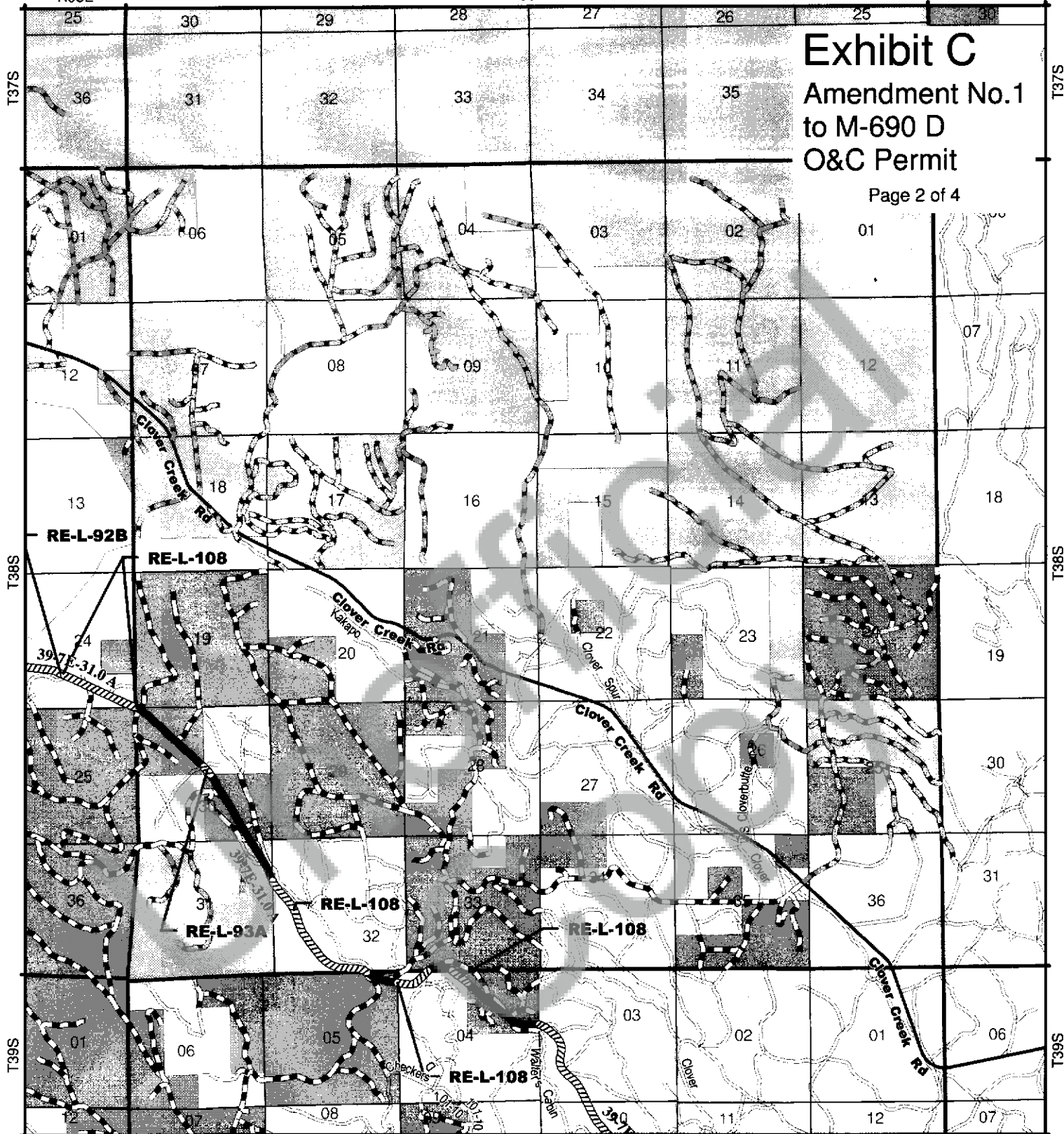
R05E

R06E

R07E

Exhibit C Amendment No. 1 to M-690 D O&C Permit

Page 2 of 4



**U.S. Road Added to Schedule 1
(Keno Access Road)**

**U.S. Easements Added to
Schedule 1 (Keno Access Road)**

Road Ownership

- BLM
- USFS
- County
- Private route

Highways

- State Highway 66

Land Ownership

- BLM
- USFS
- Private

County Boundary

- Township and Range
- Sections



R05E

R06E

R07E

T38S

T38S

T39S

T39S

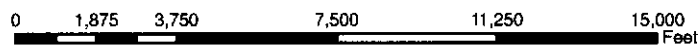
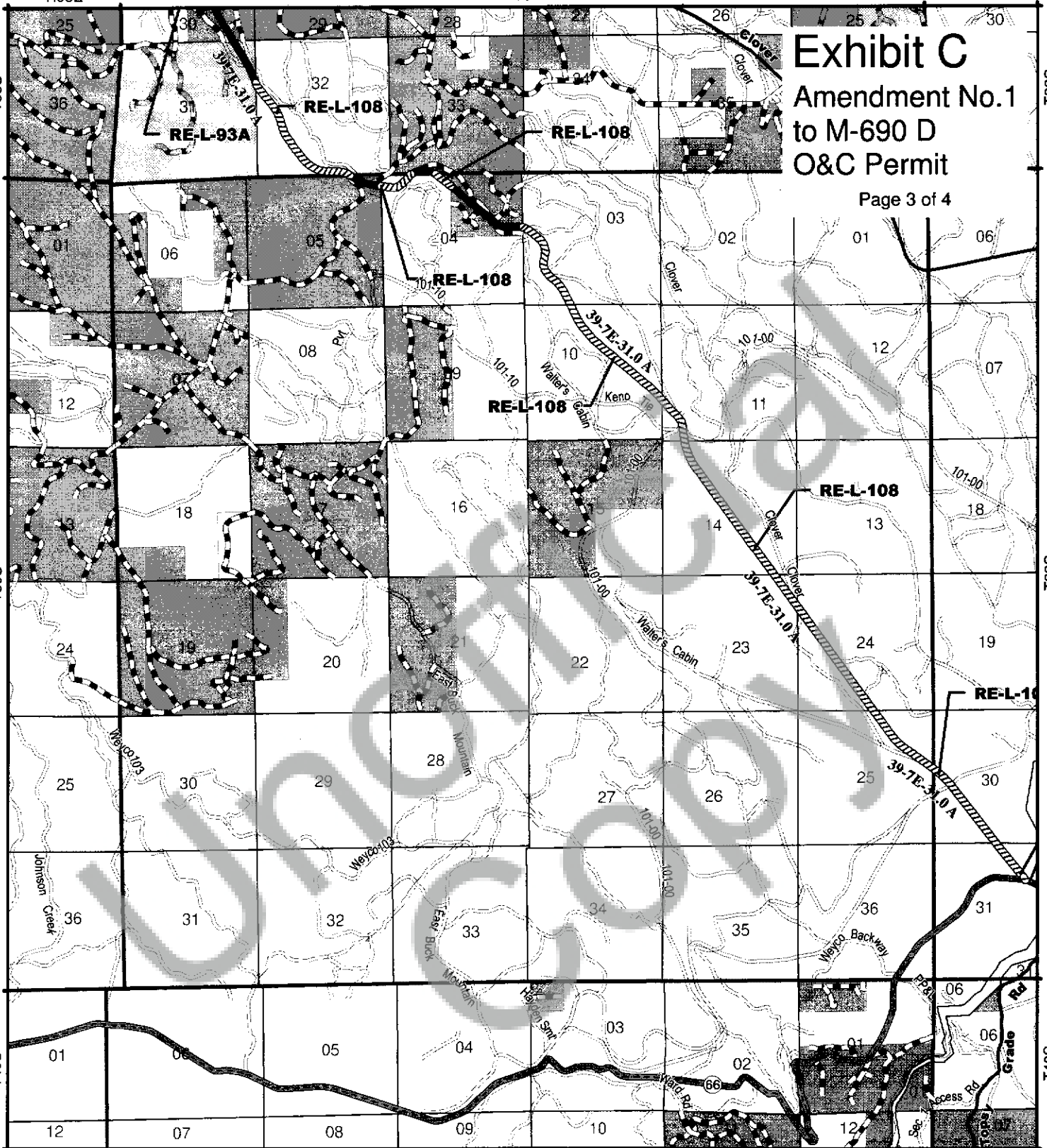
T40S

T40S

Exhibit C

Amendment No.1 to M-690 D O&C Permit

Page 3 of 4



**U.S. Road Added to Schedule 1
(Keno Access Road)**

**U.S. Easements Added to
Schedule 1 (Keno Access Road)**

Road Ownership

- BLM
- USFS
- County
- Private route

Highways

- State Highway 66

Land Ownership

- BLM
- USFS
- Private

County Boundary

- Township and Range
- Sections



R06E

R07E

R08E

T38S

T38S

Exhibit C Amendment No.1 to M-690 D O&C Permit

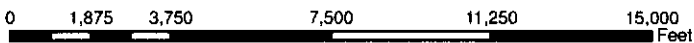
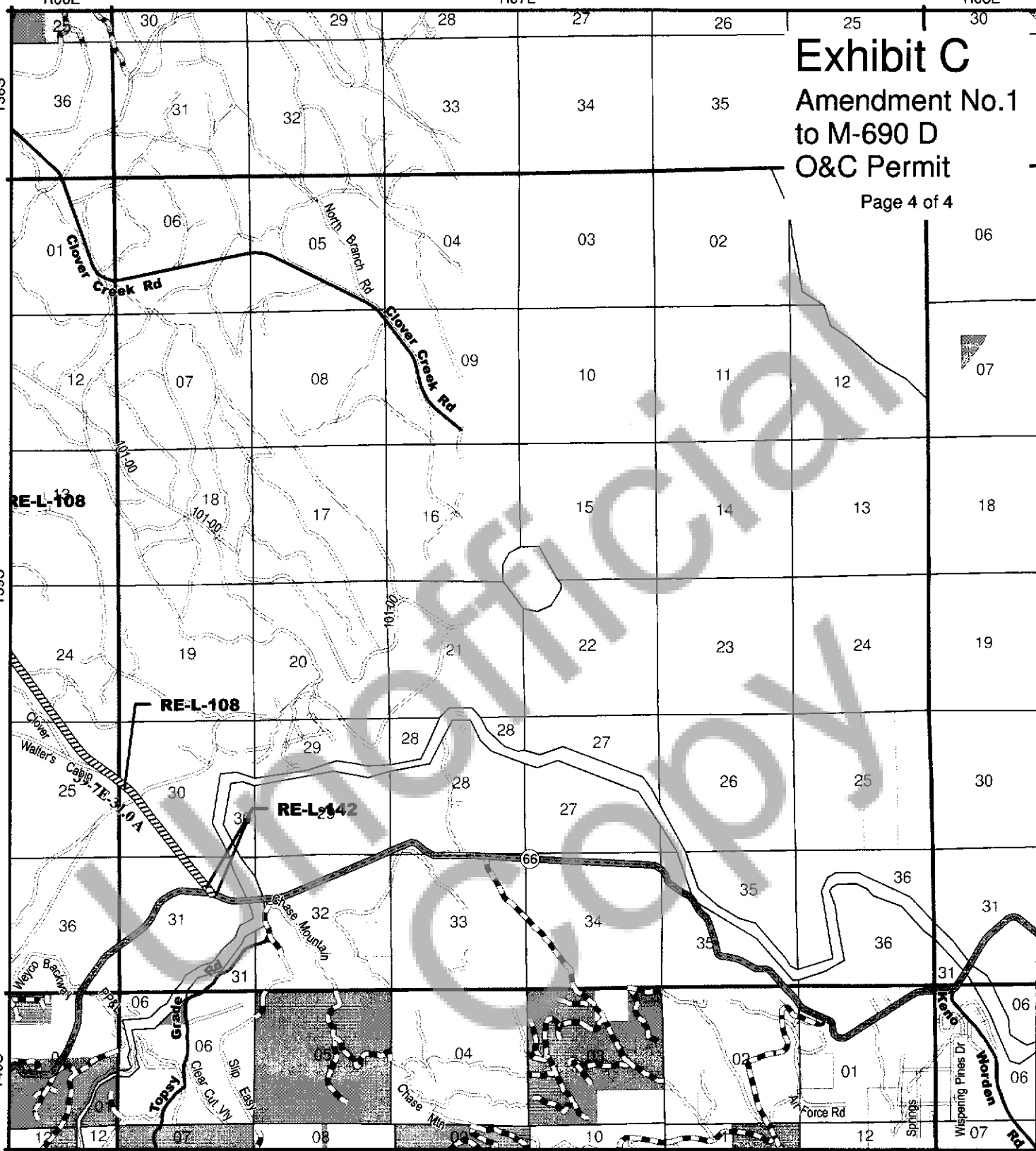
Page 4 of 4

T39S

T39S

T40S

T40S



**U.S. Road Added to Schedule 1
(Keno Access Road)**



**U.S. Easements Added to
Schedule 1 (Keno Access Road)**



Road Ownership

- BLM
- USFS
- County
- Private route

Highways

- State Highway 66

Land Ownership

- BLM
- USFS
- Private

County Boundary

- Township and Range
- Sections

