

THIS EASEMENT, dated this 10th day of February, 1993, from the UNITED STATES OF AMERICA, acting by and through the Forest Service, Department of Agriculture, hereinafter called "Grantor," to UMATILLA COUNTY, a political subdivision of the State of Oregon, hereinafter called "Grantee."

WITNESSETH:

WHEREAS, the Grantee has applied for a grant of an easement under the Act of October 13, 1964 (78 Stat. 1089, 16 U.S.C. 532-538), for a road over certain lands or assignable easements owned by the United States in the County of Umatilla, State of Oregon, and administered by the Forest Service, Department of Agriculture.

NOW THEREFORE, Grantor does hereby grant to Grantee an easement for a public road and highway, hereinafter defined as the right-of-way and over and across those certain easements acquired in the County of Umatilla, State of Oregon, from the following:

Yellow Jacket Rd. No. 5415

Easement from Georgia M. Etter, a widow; Raymond B. Rugg and Barbara Jean Rugg, husband and wife; Milton Joseph Carter and Irene Carter, husband and wife; Jack E. Etter and Marjorie Jean Etter, husband and wife; Bill Etter and Elizabeth Catherine Etter, husband and wife, dated May 16, 1968, recorded June 24, 1968, in Deed Book 294, Page 429, Umatilla County, Oregon.

Easement from Yvonne E. Sager, a widowed woman, dated April 27, 1968, recorded August 30, 1968, in Deed Book 296, Page 314, Umatilla County, Oregon.

Easement from H. A. Main and Violet Louise Main, husband and wife, dated July 9, 1968 recorded July 11, 1968, in Deed Book 294, Page 587, Umatilla County, Oregon.

The right-of-way is shown and specifically described on Exhibits A through D attached hereto and made a part hereof.

The word "right-of-way" when used herein means said strip of land whether or not there is an existing road or highway located thereon. Except where it is defined more specifically, the word "highway" shall mean roads or highways now existing or hereafter constructed on the right-of-way or any segment of such roads or highways.

Page 1 of 3

AFTER RECORDING RETURN TO: WALLOWA WHITMAN NATIONAL FOREST
ATTN: CLIFF CURTIS
PO BOX 907
BAKER CITY, OR 97814

Certified correct as to consideration, execution and conditions *W. J. M. [Signature]*

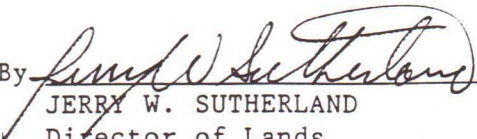
This grant is made subject to the following terms, provisions, and conditions:

1. Outstanding valid claims, if any, existing on the date of this grant.
2. The Grantee does by the acceptance of this document covenant and agree for itself, its assigns, and its successors in interest to the property herein granted or any part thereof, that the covenant set forth below shall attach to and run with the land:
 - (a) That the Grantee shall operate the described property and its appurtenant areas and its buildings and facilities whether or not on the land therein granted as a public road, in full compliance with Title VI of the Civil Rights Act of 1964 and all requirements imposed by or pursuant to the regulations issued thereunder by the Department of Agriculture and in effect on the date of this document to the end that no person in the United States shall, on the grounds of race, sex, color, religion, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any programs or activities provided thereon; and
 - (b) That the United States shall have the right to judicial enforcement of these covenants not only as to the Grantee, its successors and assigns, but also as to lessees and licensees doing business or extending services under contractual or other arrangements on the land therein conveyed.

The Chief, Forest Service, may terminate this easement, or any segment thereof, (1) by consent of the Grantee, (2) by condemnation, or (3) after a five (5) year period of nonuse, by a determination to cancel after notification and opportunity for hearing as prescribed by law.

IN WITNESS WHEREOF, the Grantor, by its Director of Lands, Pacific Northwest Region, Forest Service, has executed this easement pursuant to the delegation of authority to the Chief, Forest Service 7 CFR 2.42, and the delegation of authority by the Chief, Forest Service, dated August 29, 1984 (49 FR 34283), on the day and year first above written.

UNITED STATES OF AMERICA

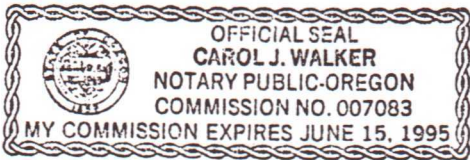
By 
JERRY W. SUTHERLAND
Director of Lands
Pacific Northwest Region
Forest Service
Department of Agriculture

ACKNOWLEDGMENT

STATE OF OREGON)
) ss.
COUNTY OF MULTNOMAH)

On the 10th day of February, 1993, before me, a Notary Public within and for said State, personally appeared Jerry W. Sutherland, the same person who executed the within and foregoing instrument, who being by me duly sworn according to law, did say that he is Jerry W. Sutherland, Director of Lands, Pacific Northwest Region, Forest Service, Department of Agriculture, and that said instrument was signed on behalf of the United States of America by its authority duly given and by him delivered as and for its act and deed. And he did further acknowledge that he executed said instrument as the free act and deed of the United States of America, for the purposes and consideration herein mentioned and set forth, and I do hereby so certify.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year above written.



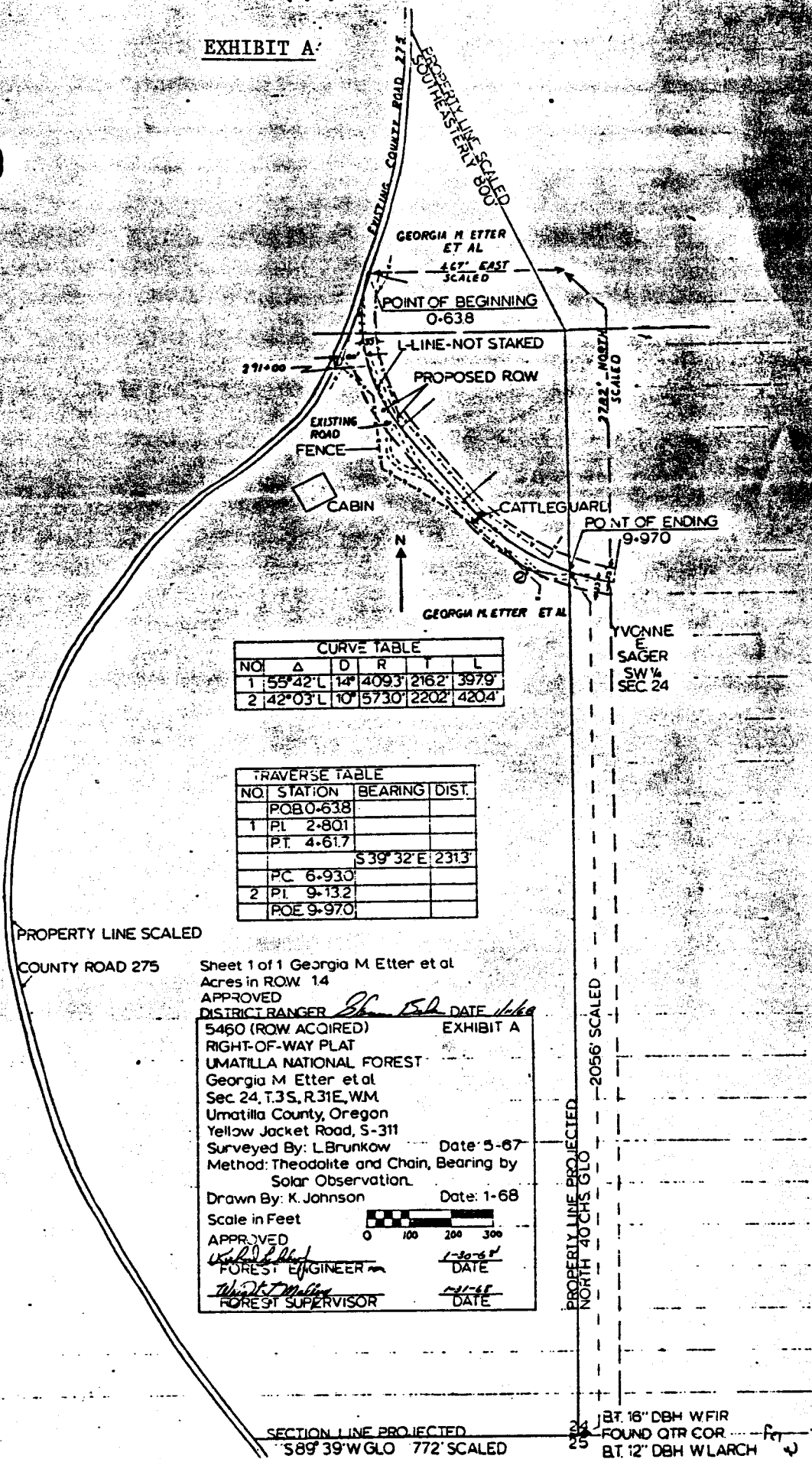
Carol J. Walker
Notary Public for the State of OR
Residing at Tualatin
My Commission Expires 6/15/95

SEAL

EXHIBIT A

REEL 231 PAGE 1680

BOOK 294 PAGE 431



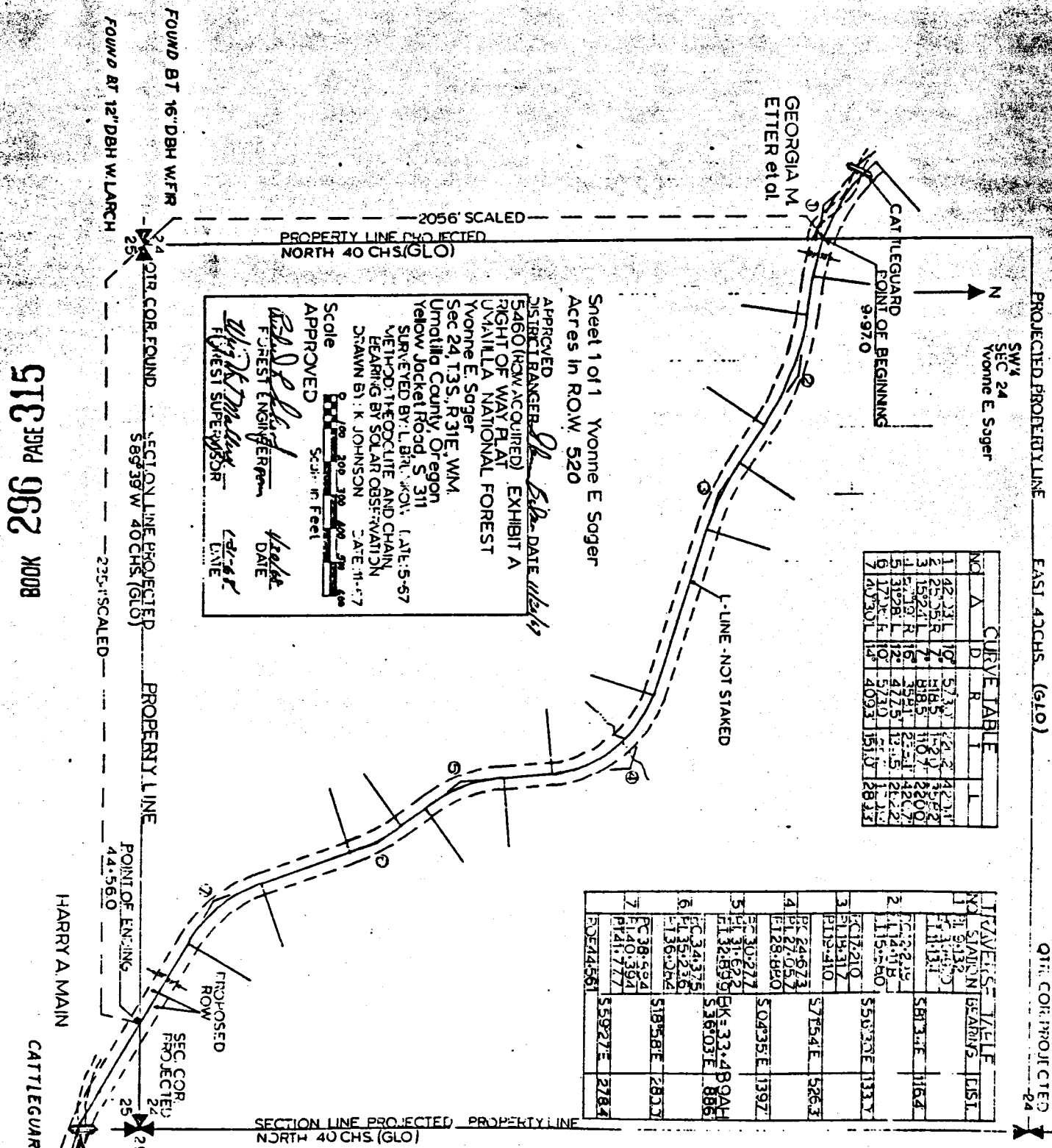
CURVE TABLE					
NO.	Δ	D	R	T	L
1	55° 42' L	14'	409.3'	216.2'	397.9'
2	42° 03' L	10'	573.0'	220.2'	420.4'

TRAVERSE TABLE			
NO.	STATION	BEARING	DIST.
	POB 0-638		
1	PI 2-801		
	PT. 4-617	S 39° 32' E	231.3'
	PC 6-930		
2	PI 9-132		
	POE 9-970		

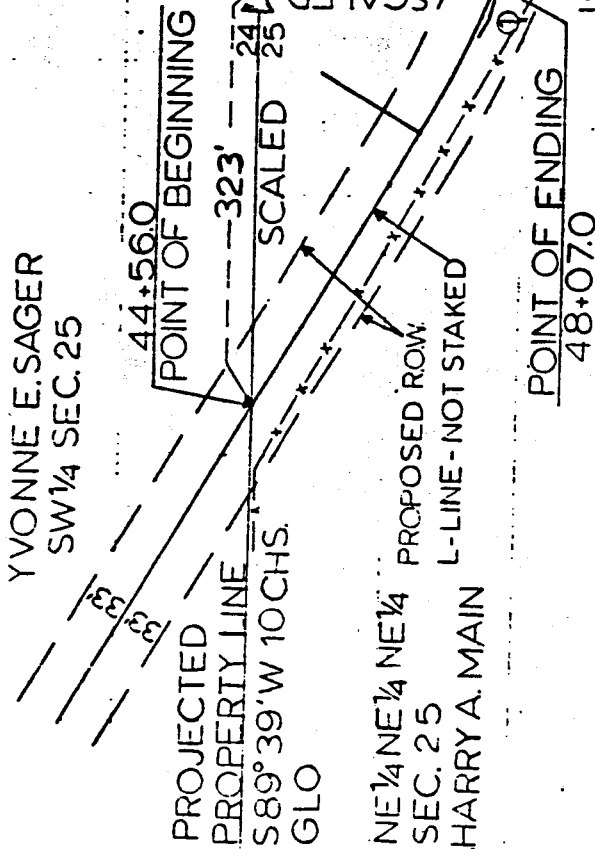
Sheet 1 of 1 Georgia M Etter et al
 Acres in ROW 14
 APPROVED
 DISTRICT RANGER *[Signature]* DATE *1/16/68*
 5460 (ROW ACQUIRED) EXHIBIT A
 RIGHT-OF-WAY PLAT
 UMATILLA NATIONAL FOREST
 Georgia M Etter et al
 Sec 24, T.3S, R.31E, WM
 Umatilla County, Oregon
 Yellow Jacket Road, S-311
 Surveyed By: L. Brunkow Date: 5-67
 Method: Theodolite and Chain, Bearing by
 Solar Observation.
 Drawn By: K. Johnson Date: 1-68
 Scale in Feet
 0 100 200 300
 APPROVED
[Signature] 1-30-68
 FOREST ENGINEER DATE
[Signature] 1-31-68
 FOREST SUPERVISOR DATE

Filed for record JUN. 24. 1968 at 1:50 P. M.
 JACK FOLSOM Recorder of Conveyances

BT. 18" DBH WFIR
 FOUND QTR COR
 BT. 12" DBH WLARCH



STC PAGE 296 NOOR



Section corner projected from found quarter corner between sections 24 & 25. BY (GLO)

TRAVERSE TABLE			
NO.	STATION	BEARING	DIST.
	PT. 41+776		
	POB 44+560		
	PC 46+987	S59°27'E	242.7
1	PI 48+000		
	POE 48+070		
	PT 49+003		

CURVE TABLE			
PI	DI	R	TL
1	14°02'	71818.5	10132016

APPROVED DISTRICT RANGER *John F. Behr* DATE 1/30/67 EXHIBIT A
 5460 (ROW ACQUIRED)
 RIGHT OF WAY PLAT
 UMATILLA NATIONAL FOREST
 Harry A. Main
 Sec. 25 T. 35 S. R. 31 E. W.M.
 Umatilla County Oregon
 Yellow Jacket Road S 311
 SURVEYED BY: L. BRUNKOW DATE: 5-67
 METHOD: THEODOLITE AND CHAIN,
 BEARING BY SOLAR OBSERVATION
 DRAWN BY: K. JOHNSON DATE: 11-67

Scale in Feet **1"=100'**
 APPROVED **0** / 100 200
Richard L. Schaff
 FOREST ENGINEER 1/30/68 DATE
Wright M. Maloney
 FOREST SUPERVISOR 1-31-68 DATE

Sheet 1 of 1 Harry A. Main
 Acres in ROW 0.5
 Acres Cutoff 0.8

SECTION LINE PROJECTED NORTH 40 CHS (GLO)

EAST 40 CHS (GLO)

PROJECTED PROFILE LINE

SW 4 SEC 24 Yvonne E. Sager

NO.	A	D	R	L
1	42° 31'	10'	57.10	23.12
2	28° 05' R	7'	81.82	15.20
3	15° 24' L	7'	81.82	10.9
4	6° 19' R	16'	39.41	23.21
5	31° 28' L	12'	47.75	13.35
6	17° 04' R	10'	57.30	15.17
7	40° 30' L	12'	40.93	15.17

TRAVELER'S TABLE	STATION	BEARING	DIST.
1	PL 19:270		
2	PL 19:270	S81°15'E	116.2
3	PL 19:270		
4	PL 19:270	S56°10'E	113.0
5	PL 19:270		
6	PL 19:270	S77°54'E	526.3
7	PL 19:270		
8	PL 19:270	S06°35'E	119.7
9	PL 19:270		
10	PL 19:270	S33°48'04"	89.4
11	PL 19:270	S16°03'E	88.6
12	PL 19:270		
13	PL 19:270	S18°58'E	280.3
14	PL 19:270		
15	PL 19:270	S59°27'E	278.4
16	PL 19:270		
17	PL 19:270		
18	PL 19:270		
19	PL 19:270		
20	PL 19:270		

CATTLEGUARD POINT OF BEGINNING 9-97.0

GEORGIA M. ETTER et al.

L-LINE - NOT STAKED

Sheet 1 of 1 Yvonne E. Sager Acres in R.O.W. 520

APPROVED DISTRICT RANGER *[Signature]* DATE *[Date]*
 EXHIBIT A
 5460 (ROW ACQUIRED) RIGHT OF WAY FLAT UMATILLA NATIONAL FOREST
 Yvonne E. Sager
 Sec. 24, T3S, R31E, WM, Umatilla County, Oregon
 Yellow Jacket Road S 311
 SURVEYED BY: L. BIRNBAUM DATE: 5-67
 METHOD: THEODOLITE AND CHAIN
 BEARING BY SOLAR OBSERVATION
 DRAWN BY: K. JOHNSON DATE: 11-67

Scale *[Graphic Scale]* in Feet
 APPROVED *[Signature]* FOREST ENGINEER
[Signature] FOREST SUPERVISOR

PROPERTY LINE PROJECTED NORTH 40 CHS (GLO) 2056' SCALED

FOUND BT 16" DBH W.F.R

FOUND BT 12" DBH W. LARCH

PROPERTY LINE PROJECTED S89°39'W 40 CHS (GLO) 225' SCALED

PROPERTY LINE

POINT OF ENDING 44-56.0

PROPOSED ROW

SEC COR. PROJECTED

HARRY A MAIN

CATTLEGUARD

1801-1887

SECTION LINE PROJECTED PROPERTY LINE NORTH 40 CHS (GLO)

