

THIS INDENTURE, dated this 22nd day of October, 1963, by and between Zella M. Davis, a widow hereinafter called the "Grantor," and the UNITED STATES OF AMERICA, hereinafter called the "Grantee,"

WITNESSETH, that the Grantor, for and in consideration of \$ 1.00, the receipt of which is hereby acknowledged, does hereby grant and convey unto the Grantee and its assigns an easement and right-of way for a road to be located, constructed, reconstructed, improved, used, operated, patrolled and maintained, and known as the Lick Creek Road, Project Number N-42, over, upon, along and across the following described premises situated in the County of Umatilla, State of Oregon, to-wit:

A strip of land 50 feet in width traversing the following described real property:

SW 1/4 Section 35, Township 4 North, Range 37 East, Willamette Meridian.

The said strip being 25 feet in width on each side of a centerline as located and (to be) constructed on the ground, with as much additional width as required for adequate protection of cuts and fills, (the said center line being located and described as shown on Exhibit A which is attached hereto and made a part hereof).

or

(the said centerline being more particularly described as follows:)

Beginning at a point on the west boundary of Section 35, Township 4 North, Range 37 East, Willamette Meridian, said point being S 0° 00' W 167.1 feet from the West 1/4 corner of Section 35, said point being Engineer's station POC 4 + 05.9 of U.S. Forest Service Survey Number N-42; thence proceeding in a southeasterly direction along a curve to the right 62.9 feet to station PT 4 + 68.8, said curve having a radius of 477.5 feet and a deflection angle of 16° 57', thence S 35° 09' E 327.8 feet to station PC 7 + 96.6, thence along a curve to the left 141.7 feet to station PT 9 + 38.3, said curve having a radius of 955.0 feet; thence S 43° 39' E 871.9 feet to station PC 18 + 10.2; thence along a curve to the right 170.1 feet to station PT 19 + 80.3, said curve having a radius of 318.3 feet; thence S 13° 02' E 276.9 feet to station PC 22 + 57.2, thence along a curve to the

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JUL 20 1963

Certified correct as to consideration, description, and execution of this instrument

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right 185.9 feet to station PT 24 + 43.1; said curve having a radius of 159.2 feet; thence S 53°54' W 486.9 feet to station PC 29 + 30.0; thence along a curve to the left 202.2 feet to station PT 31 + 32.2, said curve having a radius of 119.4 feet; thence S 43°10' E 178.1 feet to station PC 33 + 10.3; thence along a curve to the right 162.6 feet to station 34 + 72.9, said curve having a radius of 159.2 feet; thence S 15°21' W 77.8 feet to station PC 35 + 50.7; thence along a curve to the left 19.1 feet to station POC 35 + 69.8, said curve having a radius of 191.0 feet and a deflection angle of 47°30' at which point the described centerline crosses the south boundary of Section 35 N 89°48' E 720.6 feet from the southwest corner of Section 35, T4N, R37E, W.M.

The tract of land to which this description applies contains 4.8 acres, more or less.

If the road is located substantially as described herein, the centerline of the road as constructed is hereby deemed accepted by the Grantor as the true centerline of the easement granted.

Together with such reasonable rights of temporary use of the Grantor's lands immediately adjacent to said right-of-way as may be necessary for the construction, reconstruction, improvement and maintenance of said road.

The rights, privileges and authorities herein granted are for full use and enjoyment by the Grantee for any and all purposes deemed necessary or desirable in connection with the control, management and administration of the National Forest, or the resources thereof, and, insofar as compatible therewith, use by the general public and the rights, privileges and authorities herein granted shall continue as long as used for the purposes granted, but if for a period of five years the Grantee shall cease to use the rights, privileges and authorities for the purposes granted or shall abandon the use of the easement herein granted, then, in any such events, the premises traversed thereby shall be freed from said easement as fully and completely as if this indenture had not been made.

IN WITNESS WHEREOF, the said Grantor has hereunto set its hand and seal this 22nd day of October, 1963.

Zella M. Davis

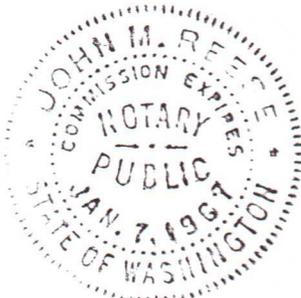
State of Washington )  
County of Walla Walla ) ss.

On this day personally appeared before me ZELLA M. DAVIS

to me known to be the identical individuals described in and who executed the within and foregoing instrument and acknowledged to me that they signed and executed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

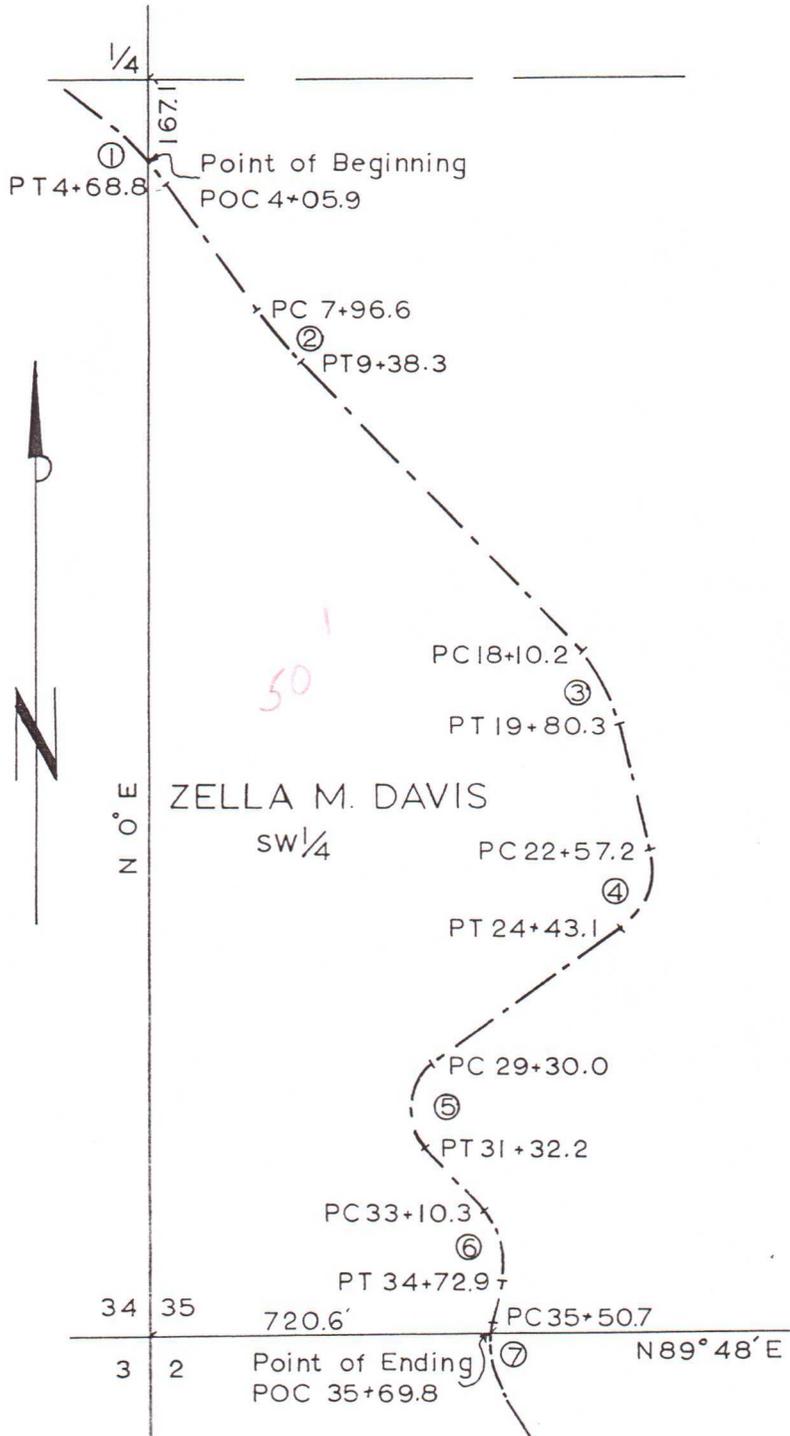
Given under my hand and seal this 22nd day of October, 1963.

John M. Reese  
Notary Public in and for the State  
of Washington,  
residing at Walla Walla, Washington  
My commission expires Jan 7, 1962



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# EXHIBIT "A"



Scale in Feet

TRAVERSE TABLE		
NO	STATION	BEARING
	POC 4+05.9	Begin
1	PT 4+68.8	S 35° 09' E
	PC 7+96.6	
2	PT 9+38.3	S 43° 39' E
	PC 18+10.2	
3	PT 19+80.3	S 13° 02' E
	PC 22+57.2	
4	PT 24+43.1	S 53° 54' W
	PC 29+30.0	
5	PT 31+32.2	S 43° 10' E
	PC 33+10.3	
6	PT 34+72.9	S 15° 21' W
	PC 35+50.7	
7	POC 35+69.8	End

CURVE TABLE				
NO	Δ	R	T	L
1	16° 57'	477.5	71.2	141.3
2	8° 30'	955.0	71.0	141.7
3	30° 37'	318.3	87.1	170.1
4	66° 56'	159.2	105.2	185.9
5	97° 04'	119.4	135.1	202.2
6	58° 31'	159.2	89.2	162.6
7	47° 30'	191.0	84.0	158.3

141.36  
 141.74  
 170.04  
 185.91  
 202.26  
 162.62  
 158.27

UMATILLA  
 NATIONAL FOREST  
 Pendleton Ranger District  
 RIGHT OF WAY PLAT  
 Lick Creek Rd. No. N-42  
 Sec. 35, T4N, R37E, W.M.  
 Drawn by *RCH*      Date 1-30-63

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INDEXED ✓  
PAGED ✓

STATE OF OREGON }  
COUNTY OF UMATILLA }

I, Jack Polson, Recorder, certify that  
this instrument was filed for record on  
NOV 26 1963

at 3:32 o'clock P. M. in the record  
of DEEDS of said County in

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Jack Polson  
Recorder of Conveyances

By \_\_\_\_\_ Deputy  
Fees \$ 4.50 No. 253605

*W. J. Donaldson*