

sixty-seven and seventy-four hundredths (167.74) feet; thence S. 20° 04' 00" E. a distance of one hundred twelve and thirty-three hundredths (112.33) feet; thence S. 10° 44' 00" E. a distance of fifty-seven and ninety-nine hundredths (57.99) feet; thence S. 28° 10' 00" E. a distance of sixty-eight and four hundredths (68.04) feet; thence S. 55° 43' 00" E. a distance of thirty-three and two hundredths (33.02) feet; thence S. 14° 48' 00" W. a distance of one hundred twenty-two and thirty hundredths (122.30) feet; thence S. 25° 36' 00" W. a distance of one hundred fifty-six and seven hundredths (156.07) feet; thence S. 19° 07' 00" E. a distance of fifty and nineteen hundredths (50.19) feet; thence S. 20° 34' 00" W. a distance of fifty-four and thirty-two hundredths (54.32) feet; thence N. 65° 27' 00" W. a distance of one hundred thirty-seven and fifty-two hundredths (137.52) feet; thence S. 1° 14' 00" E. a distance of one hundred five and forty-six hundredths (105.46) feet; thence S. 17° 56' 00" E. a distance of one hundred ninety-five and fifty hundredths (195.50) feet; thence S. 56° 08' 00" W. a distance of one hundred twenty-three and seventeen hundredths (123.17) feet; thence S. 72° 36' 00" W. a distance of one hundred nineteen and fifty-six hundredths (119.56) feet; thence S. 68° 08' 00" W. a distance of ninety-one and fifteen hundredths (91.15) feet; thence S. 81° 08' 00" W. a distance of one hundred twenty and forty hundredths (120.40) feet; thence N. 87° 44' 00" W. a distance of eighty-eight and sixty-eight hundredths (88.68) feet; thence S. 40° 24' 00" W. a distance of one hundred sixty-three and thirteen hundredths (163.13) feet to the section corner common to Sections 30 and 31, Township three (3), North, Range Nine (9) East, Willamette Meridian and Sections 25 and 36, Township three (3) North, Range eight (8) East, Willamette Meridian; thence S. 3° 15' 00" E. along the west line of Section thirty-one (31), Township three (3) North, Range nine (9) East, Willamette Meridian a distance of two hundred seven and thirty-seven hundredths (207.37) feet to a point in the county road connecting with the Evergreen Highway, in accordance with the map attached hereto and made a part hereof.

It is understood and agreed that the UNITED STATES OF AMERICA, its agents or assigns, shall have the right to appropriate from any lands of the undersigned, such timber and rock as may be necessary for the construction and repair of said road.

The undersigned will be permitted the right of ingress and egress over and across said road, and the right to pass and repass along and on said road insofar as the same extends across the lands of the undersigned, said right to be exercised in a manner that will not interfere with the use of the road by the United States of America, its agents or assigns.

It is understood and agreed that if said road is damaged by the United States of America, its officers, employees, contractors, or assigns, the United States of America, or its assigns, will repair such damage, provided, however, it is understood and agreed that by this agreement there shall be no admission or assumption of risk or liability on the part of the United States or any of its agencies, bureaus, or departments on account of any injury to person or livestock or any damage to other personal property by reason of the use of said road, but that such use shall be at the undersigned's own risk and liability.

It is further understood and agreed that the undersigned, their heirs, and assigns, may erect or maintain fences across said road, provided adequate gates of not less than ten feet in width are installed, which may be kept locked, provided the United States of America is also permitted to install its own lock thereon.

TO HAVE AND TO HOLD the said easement and right-of-way to the UNITED STATES OF AMERICA and its assigns, forever.

It is further understood and agreed by the undersigned that the payment of such purchase price is accepted as full compensation for all damages incidental to the exercise of any of the rights above described.

We covenant with the UNITED STATES OF AMERICA that we are lawfully seized and possessed of the lands aforesaid; have a good and lawful right and power to sell and convey the same; that the same are free and clear of all encumbrances, except as above noted, and that we will forever warrant and defend the title thereto and quiet possession thereof against the lawful claims of all persons whomsoever.

Dated this 11th day of January 1943.

Sidney St. Martin

Essie Mitchell
Essie Mitchell