

Provided further, that the easement and right-of-way granted herein shall not be considered to be, or used, as a general right-of-way or easement for the general public, but only for the purposes for which it was granted.

If, for any reason, this project is not undertaken or completed by the Corps of Engineers, and the City of Baker does not undertake the project, or its completion, then, upon demand by Grantors, Grantee, its successors or assigns, agree to relinquish all rights herein granted.

TO HAVE AND TO HOLD, the rights and privileges hereinabove granted unto Grantee, its successors and assigns forever.

Grantors, for themselves, their heirs, executors, administrators, successors and assigns, do hereby warrant that they are the owners of record of said property, and have full right to convey the rights herein granted.

IN WITNESS WHEREOF, Grantors hereto have executed this instrument as of the day and year first hereinabove written.

Bruce Kirkpatrick (SEAL)
William Kirkpatrick (SEAL)

_____ (SEAL)

STATE OF OREGON)
) SS:
County of Baker)

THIS CERTIFIES, that on this 4th day of March, 1964⁵, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named, *BRUCE KIRKPATRICK AND WILLIAM KIRKPATRICK* who are known to me to be the identical individuals described in and who executed the within instrument and acknowledged to me that they executed the same as their free act and deed, for the uses and purposes herein expressed.