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OMB No. 0596-0082
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U. S. DEPARTMENT OF AGRICULTURE Forest Service	Holder No. 1047-04	Issue Date 02/06/97	Expir. Date 12/31/26
PUBLIC ROAD EASEMENT	Type Site 751	Authority 720	Auth. Type _10_
National Forest Roads and Trails Act, October 13, 1964 (P.L.88-657) 36 CFR 251.50, et seq	Region/Forest/District 09/05/21		State/County 29/043
	Cong. Dist. 07	Latitude __-__-__	Longitude ___-__-__

THIS EASEMENT, dated this 6 day of FEBRUARY, 1997, from the United States of America, acting by and through the Forest Service, Department of Agriculture, hereinafter called Grantor, to the Christian County Court, Christian County, Missouri, 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 owned by the United States in the County of Christian, State of Missouri, and administered by the Forest Service, Department of Agriculture. Ava RD

NOW THEREFORE, Grantor does hereby grant to Grantee an easement for a public road and highway along and across a strip of land, hereinafter defined as the right-of-way over and across the following described lands in the County of Christian, State of Missouri, and as shown on Exhibit A attached hereto:

Township 25 North, Range 20 West, 5th Principal Meridian,

Section 27: The Northeast Quarter of the Northwest Quarter

Said easement being a strip of land 40 feet wide, 20 feet each side of and adjoining at the centerline of the existing roads as presently located. The westerly road being called Pine Ridge Road and being approximately 1500 feet in length and occupying 1.4 acres, more or less; the easterly road being called Laughlin Road and being approximately 700 feet in length and occupying .6 acres, more or less with such additional width as required for accommodation of minor relief drainage ditches or wing ditches. The right-of-way is in conformity with and located on the ground according to the features and references shown on the map hereto attached and made a part hereof. The boundary lines of said easement shall be prolonged or shortened to begin and end on, and conform to a legal survey of the said easement shall be prolonged or shortened to begin and end on, and conform to a legal survey of the said described lands should such a survey ever be performed.

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.

P. BRUCE HARRIS
RECORDER OF DEEDS
CHRISTIAN COUNTY
Filed this 7th day
of April 1997
10:00 A.M.

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 easement herein granted is limited to use of the described right-of-way for the purpose of construction, operation, and maintenance of a highway and does not include the grant of any rights for nonhighway purposes or facilities; Provided, that the Forest Service shall not exercise its right to use or authorize the use of any portion of the right-of-way for nonhighway purposes when such use would interfere wit the free flow of traffic or impair the full use and safety of the highway; and Provided further, that nothing herein shall preclude the Forest Service from locating National Forest and other Department of Agriculture information signs on the portions of the right-of-way outside construction limits.

3. Any reconstruction of the highway situated on this right-of-way shall conform with plans, specifications, and written stipulations approved by the Forest Supervisor or authorized representative prior to beginning such reconstruction.

4. Consistent with highway safety standards, the Grantee shall:

   (a) Protect and preserve soil and vegetative cover and scenic and esthetic values on the right-of-way outside of construction limits.

   (b) Provide for the prevention and control of soil erosion within the right-of-way and adjacent lands that might be affected by the construction operation, or maintenance of the highway, and shall vegetate and keep vegetated with suitable species all earth cut or fill slopes feasible for revegetation or other areas on which ground cover is destroyed. The Grantee shall perform these activities where it is deemed necessary during a joint review between the authorized Forest Officer and Grantee prior to completion of the highway. The Grantee also shall maintain all terracing, water bars, leadoff ditches, or other preventative works that may be necessary to accomplish this objective. This provision also shall apply to waste disposal areas and slopes that are reshaped following slides that occur during or after construction.

5. The Grantee shall:

   Establish no borrow, sand, or gravel pits; stone quarry; permanent storage areas; sites for highway-operation and maintenance facilities; camps; supply depots; or disposal areas within the right-of-way, unless shown on approved construction plans, without first obtaining approval of the authorized Forest Officer.

6. The Grantee shall maintain the right-of-way clearing by means of chemicals only after the Grantor has given specific written approval. Application for such approval must be in writing and must specify the time, method, chemicals, and the exact portion of the right-of-way to be chemically treated.

7. The Forest Supervisor shall make the determination as to the necessity for cultural resource survey and data recovery, as a result of any proposed reconstruction and any maintenance beyond set maintenance limits of the highway facility, in compliance with the acts entitled An Act for the Preservation of American Antiquities, approved June 8, 1906 (34 Stat. 225, 16 U.S.C. 432-433), the Archeological Resources Protection Act of 1979 as amended, and the National Historic Preservation Act of 1966 as amended.

8. The Grantee does by the acceptance of this document covenant and agree for itself, its assigns, and its successors in interest to the property here 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 the 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 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.

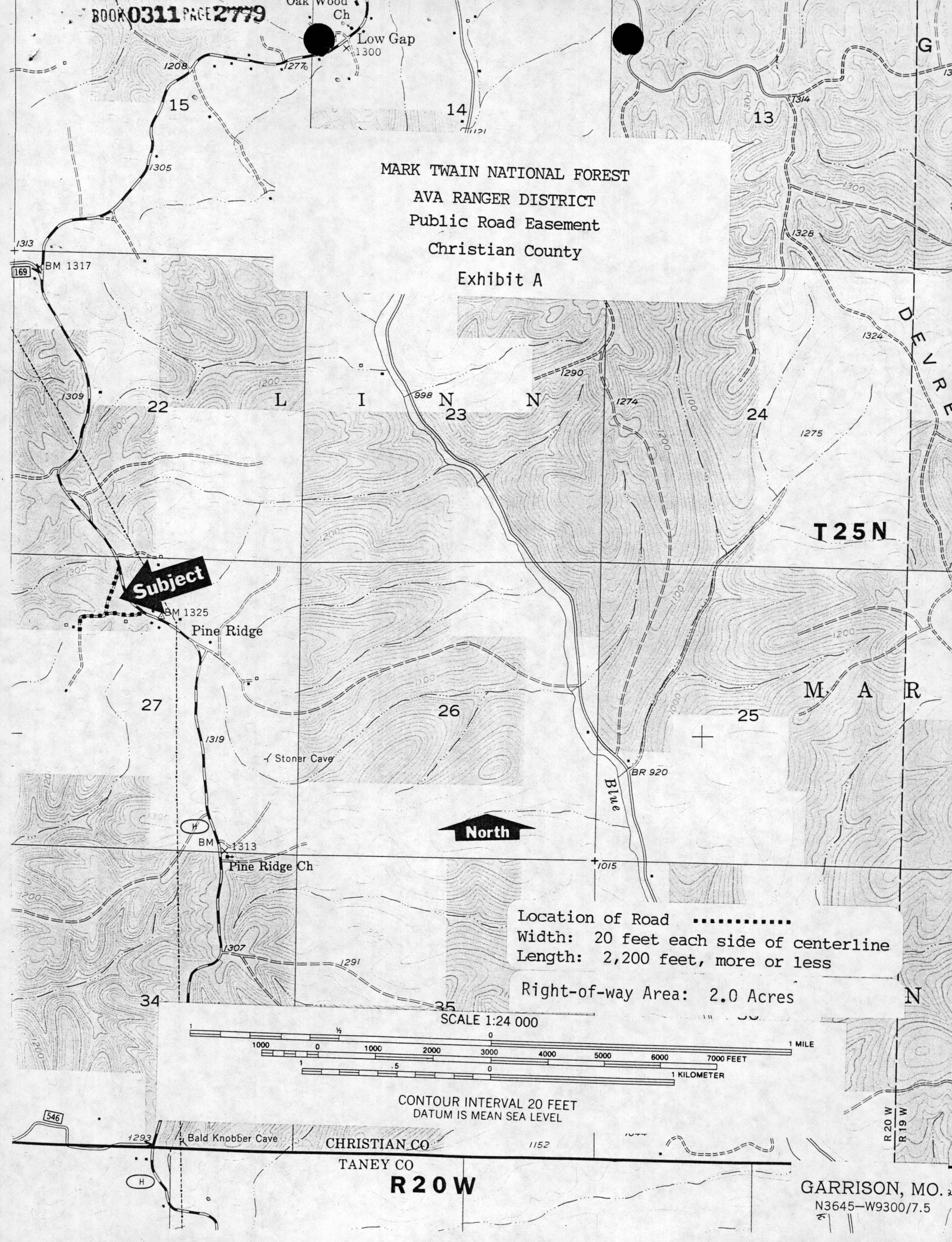
The Chief, Forest Service, may terminate this easement, or any segment thereof, (1) by consent of the Grantee, (2) by condemnation, or (3) after a five (5) year period of nonuse, by a determination to cancel after notification and opportunity for hearing as prescribed by law.

IN WITNESS WHEREOF, the Grantor by its Forest Supervisor, Forest Service, has executed this easement pursuant to the delegation of authority to the Chief, Forest Service, 7 CFR 2.60, and the delegation of authority by the Chief, Forest Service, dated August 22, 1984 (49 FR 34283), on the day and year first above written.

UNITED STATES OF AMERICA

By: Robert M. Wells
for RANDY MOORE, Forest Supervisor
Mark Twain National Forest
Forest Service
U.S. Department of Agriculture

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ACKNOWLEDGEMENT

State of Missouri)
) SS
County of PHELPS)

On this 6 day of FEBRUARY, 1997, before me personally appeared ROBERT M. WILLIS, who executed the foregoing instrument and acknowledged that he executed the same as a free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

James H. Turner Jr.
Notary Public

(SEAL)

My Commission Expires OCTOBER 26, 1998

JAMES H TURNER JR
NOTARY PUBLIC STATE OF MISSOURI
PHELPS COUNTY
MY COMMISSION EXP. OCT. 26,1998

Public reporting burden for this collection of information, if requested, is estimated to average 1 hour per response for annual financial information; average 1 hour per response to prepare or update operation and/or maintenance plan; average 1 hour per response for inspection reports; and an average of 1 hour for each request that may include such things as reports, logs, facility and user information, sublease information, and other similar miscellaneous information requests. This includes the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Department of Agriculture, Clearance Officer, OIRM, AG Box 7630, Washington D.C. 20250; and to the Office of Management and Budget, Paperwork Reduction Project (OMB # 0596-0082), Washington, D.C. 20503.

STATE OF MISSOURI
COUNTY OF CHRISTIAN } IN THE RECORDER'S OFFICE

I, P. BRUCE HARRIS, Recorder of said County, do hereby certify that the within instrument of writing was at 10 o'clock and 00 minutes A m., on the 17th day of April, 1997, duly filed for record in my office and duly recorded in the Records of this office in Book 311 at page 2776-2780.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Ozark, Missouri, this 17th day of April, a.d., 1997

P Bruce Harris Recorder

Roy Meadows Deputy

Elkins-Swyers Co., Springfield, Mo. - W-846