

31827

NITC 1396
EASEMENT

Vol. 1183 Page 21937

For value received, the undersigned, hereinafter called "Grantors" hereby grant to Howard Lightner and Darlene Lightner, husband and wife, hereinafter called "Grantees" and their heirs, assigns, and successors in interest, perpetual non-exclusive easements for vehicular and foot traffic, for the installation of utilities (water, power, gas, and similar lines) and other similar uses together with the right to construct and maintain a road; and construct, install and maintain such pipes, poles, lines, wires or similar apparatus for the conveyance and transport of water, power, gas or other similar utility services, above ground or in underground conduits, over, across, and upon the property of Grantors described in the attached Exhibit "A", which Exhibit is by reference incorporated herein in full, for the benefit of the land of Grantees described in Exhibit "B" attached hereto, said Exhibit being by this reference incorporated herein, and for the benefit of any part of said property described in Exhibit "B", should said property be hereafter divided into smaller parcels of land than the whole described in Exhibit "B".

The aforesaid easements are described as follows:

- A. A perpetual non-exclusive easement 40' in width, beginning at the Southerly terminus of Lenz Road, a public road, which said terminus is West of the Southern Pacific Railroad within the South one half of the North one half of the Southeast one quarter of the Northwest one

2183

quarter of Section 31, Township 30 South, Range 8 East, W. M.,
Klamath County, Oregon; thence from said point of beginning;
Easterly across the said Railroad and Southeasterly to a point on the
West line of the Southeast one quarter of said Section 31.

Grantors grant to Grantees and their heirs, successors in interest and assigns the right to clear said easement and the right to keep the same clear of brush, trees, timber, and any structures of any kind or nature which could interfere with the free and unfettered use of said easement, and Grantors further grant Grantees, their heirs, successors and assigns the right to construct, maintain, reconstruct, remove, or replace any roadways, power poles, lines, wires, pipelines or similar apparatus.

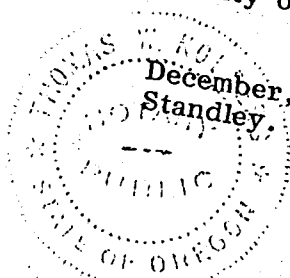
Grantors reserve the right to use any roadway placed on said easement, for Grantors' heirs, successors in interest, and assigns.

No gates shall be placed on the easement described in Paragraph A above. Such easement may be used for access to and from any and all other properties without limitation as to the ownership, number or location; and may be used for utility lines and related facilities to serve any and all other properties without limitation as to ownership, number or location. Grantees, and their heirs and assigns, may assign such easement to any and all third parties of his selection, without limit as to number, and without limit as to the ownerships, number or location of parcels which may thus be served. The cost of maintaining the roadway on said easement

shall be borne by the users thereof in proportion to their respective use.
DATED this 20TH day of DECEMBER, 1983. 21939

Bruce A. Standley by Ann Standley attorney in fact
BRUCE A. STANDLEY, GRANTOR
Harold Cole
HAROLD COLE, GRANTOR
Phyllis Cole
PHYLLIS COLE, GRANTOR

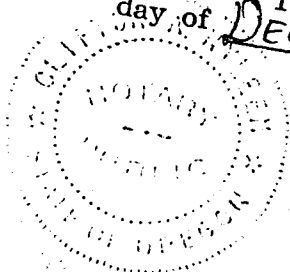
STATE OF OREGON)
County of Douglas) ss.
)



This instrument was acknowledged before me this 20TH day of December, 1983, by Ann Standley as attorney-in-fact on behalf of Bruce A. Standley.

Thomas W. Kolberg
Notary Public for Oregon
My Commission Expires: 3-19-84

STATE OF OREGON)
County of Douglas) ss.
)



The foregoing instrument was acknowledged before me this 20TH day of DECEMBER, 1983, by Harold Cole and Phyllis Cole.

Phyllis Cole
Notary Public for Oregon
My Commission Expires: April 25, 1984

EXHIBIT "A"

21940

Cole Property

Lots 3 and 4 and all that portion of the E $\frac{1}{2}$ SW $\frac{1}{4}$ lying easterly of the right-of-way of the Southern Pacific Railroad in Sec. 31, Township 30 South, Range 8 East, W. M., Klamath County, Oregon.

Bruce Standley Property

S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 31, Township 30 South, Range 8 East, W. M., Klamath County, Oregon.

EXHIBIT "B"

NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and government Lots 5, 6, 7 and 8 in Sec. 31, Township 30 South, Range 8 East, W. M., Klamath County, Oregon.

STATE OF OREGON,)
County of Klamath)

Filed for record at request of

on this 22nd day of Dec. A.D. 19 83
at 2:59 o'clock P M, and duly
recorded in Vol. M83 of Deeds
Page 21937

EVELYN BIEHN, County Clerk

By [Signature] Deputy

Fee 16.00

AFTER RECORDING, RETURN TO:

WINEMA REAL ESTATE
P.O. Box 376
CHILQUIN, OR 97624