

CREATION OF A PRIVATE ROAD

* Fred W. Koehler, Jr.

KNOW ALL MEN BY THESE PRESENTS, that Robert L. Harris and Frances J. Harris, husband and wife, in consideration of the approval by Klamath County of a statutory Major Partition No. 58-83 of the hereinafter described real property, and in consideration of the benefits accruing to the above named by reason of said approved Major Partition, we the undersigned, do hereby irrevocably create the following two non-exclusive private easements to be appurtenant to the respective partitioned parcels, with the rights and obligations hereinafter contained, to run with the title of said parcels.

The first easement being over and across an existing 60.0 feet wide road easement as described in Klamath County deed records M80-21566.

The second easement being a strip of land 30.0 feet wide lying 15.0 feet on each side of the following described centerline:
Commencing at the southeast corner of Section 16, Township 34 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon; thence N.89°19'39"W. along the south line of said Section 16 a distance of 467.89 feet to a point on the west right-of-way line of Oregon State Highway No. 97; thence N.01°51'20"E. along said west right-of-way 340.07 feet to a 5/8" iron rod marking the southeast corner of Parcel No. 3 of Major Partition No. 58-83; thence continuing N.01°51'20"E. 60.01 feet; thence N.89°19'39"W. 15.00 feet to a point on the north line of the above described 60.0 foot easement, said point being the TRUE POINT OF BEGINNING of this 30.0 foot easement; thence N.01°51'20"E. 500.94 feet along a line 15 feet westerly from and parallel with the east line of Parcels 3 and 2 of said Major Partition; thence Northwesterly a distance of 79.57 feet along the arc of a 50 foot radius curve concave to the southwest (the central angle of said curve being 91°10'59"); thence N.89°19'39"W. 183.63 feet along a line 15 feet southerly from and parallel with the north line of said Parcel 2; thence N.61°45'56"W. 123.25 feet; thence Westerly a distance of 104.40 feet along the arc of a 100.00 foot radius curve concave to the South (the central angle of said curve being 59°48'51"); thence S.58°25'13"W. 203.14 feet; thence S.13°31'05"W. 509.15 feet, along a line 15 feet easterly from and parallel with the west line of said Parcels 2 and 3, to a point on the north line of the above described 60.0 foot easement, said point being the terminus of this 30.0 foot easement and lying N.89°19'39"W. 717.17 feet from the true point of beginning.

*This document is being recorded to include Fred W. Koehler, Jr.

Return to
Mr & Mrs Robert Harris
RT 2, Box 240
Chiloquin, Or. 97624

The private road easement shall provide vehicular and public utility access to three (3) parcels of land. Those parcels are more particularly described as follows:

PARCEL NO. 1

A parcel of land situated in the SE1/4 of Section 16, Township 34 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:
Beginning at a 5/8" iron rod on the west right-of-way line of Oregon State Highway No. 97, said iron rod being N.89°19'39"W. 467.89 feet and N.01°51'20"E. 967.07 feet from the southeast corner of said Section 16; thence N.89°19'39"W. 630.00 feet to a 5/8" iron rod; thence S.13°31'05"W. 642.96 feet to a 5/8" iron rod on the north line of that property conveyed to Charles A. Farley and wife by deed recorded at page 21566 of volume M80 of the Klamath County deed records; thence N.89°19'39"W. 430.08 feet to a 5/8" iron rod at the northwest corner of said property conveyed to Charles A. Farley and wife; thence N.00°49'04"W. 2294.17 feet, along the west line of the E1/2 E1/2 SE1/4 of said Section 16, to a 5/8" iron rod on the north line of the SE1/4 of said Section 16; thence S.89°35'19"E. 1210.26 feet, more or less, along said north line to the west right-of-way line of Oregon State Highway No. 97; thence Southerly along said west right-of-way line to the point of beginning, containing 54.2 acres more or less.

PARCEL NO. 2

A parcel of land situated in the SE1/4 of Section 16, Township 34 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:
Beginning at a 5/8" iron rod on the west right-of-way line of Oregon State Highway No. 97, said iron rod being N.89°19'39"W. 467.89 feet and N.01°51'20"E. 967.07 feet from the southeast corner of said Section 16; thence N.89°19'39"W. 630.00 feet to a 5/8" iron rod; thence S.13°31'05"W. 336.35 feet to a 5/8" iron rod; thence S.89°19'39"E. 698.00 feet to a 5/8" iron rod on the said west right-of-way line; thence N.01°51'20"E. 328.00 feet to the point of beginning, containing 5.0 acres more or less.

PARCEL NO. 3

6517

A parcel of land situated in the SE1/4 of Section 16, Township 34 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a 5/8" iron rod on the west right-of-way line of Oregon State Highway No. 97, said iron rod being N.89°19'39"W. 467.89 feet and N.01°51'20"E. 639.07 feet from the southeast corner of said Section 16; thence N.89°19'39"W. 698.00 feet to a 5/8" iron rod; thence S.13°31'05"W. 306.61 feet to a 5/8" iron rod on the north line of that property conveyed to Charles A. Farley and wife by deed recorded at page 21566 of volume M80 of the Klamath County deed records; thence S.89°19'39"E., along said north line, 760.00 feet to a 5/8" iron rod on the said west right-of-way line of Highway No. 97; thence N.01°51'20"E. 299.00 feet to the point of beginning, containing 5.0 acres more or less.

IN WITNESS WHEREOF the parties have hereunto set their hands this day of _____, 1983.

Robert L. Harris
Robert L. Harris

Frances J. Harris
Frances J. Harris

Fred W. Koehler, Jr.
Fred W. Koehler, Jr.

STATE OF OREGON

ss.

County of Klamath

On this 18th day of April 1983, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Robert L. Harris and Frances J. Harris, known to me to be the identical individuals described in and who executed the within instrument and acknowledged that they executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

Kristi L. Redd
Notary Public for Oregon

My commission expires 11/16/87

On this 18th day of April 1984, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Fred W. Koehler, Jr., known to me to be the identical individual described in and who executed the within instrument and acknowledged that they executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

Kristi L. Redd
Notary Public for Oregon

My commission expires 11/16/87

STATE OF OREGON: COUNTY OF KLAMATH:ss

I hereby certify that the within instrument was received and filed for record on the 19th day of April A.D., 1984 at 2:12 o'clock P M, and duly recorded in Vol M84 of Deeds on page 6515.

Fee: \$ 12.00

EVELYN BIEHN, COUNTY CLERK

by: Tom Smith, Deputy