

KNOW ALL MEN BY THESE PRESENTS, that Anthony W. Heller and Hiltrud A. Heller, husband and wife, fee simple deed holders, in consideration of the approval by Klamath County of a Statutory Major Partition 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 described non-exclusive private easement to be appurtenant to the respective partitioned parcels, with the rights and obligations hereinafter contained, to run with the title to said parcels. Said easement being 30 feet in width, adjacent to and parallel with and 15 feet each side of the following described line:

Beginning at a point on the south line of Government Lot 7, S89°56'35"E 15.00 feet from the southwest corner of said Lot 7, section 4, T37S, R11EWM, Klamath County, Oregon; thence N00°09'48"W, parallel to the west line of said Lot 7, 138.15 feet; thence along the centerline of an existing road, on the arc of a curve to the left (radius point bears N64°10'15"W 375.00 feet and central angle equals 17°26'34") 114.16 feet, N08°23'11"W 104.84 feet, on the arc of a curve to the left (radius equals 296.89 feet and central angle equals 21°39'01") 112.19 feet, on the arc of a curve to the right (radius equals 75.00 feet and central angle equals 91°53'08") 120.28 feet, N78°37'18"E 131.43 feet, on the arc of a curve to the left (radius equals 95.00 feet and central angle equals 48°06'45") 79.77 feet, N30°30'33"E 40.05 feet to the south line of the N1/2 of said Lot 7, with bearings based on survey No. 1151 as recorded in the office of the Klamath County Surveyor.

The private road easement shall provide vehicular and public utility access to two (2) parcels of land. Those parcels are more particularly described as follows:

Parcel A:

The N1/2W1/2 of Government Lot 7 (Normally denoted as SE1/4 SE1/4) of section 4, T37S, R11EWM, Klamath County, Oregon.

Parcel B:

The S1/2W1/2 of Government Lot 7 (Normally denoted as SE1/4 SE1/4) of section 4, T37S, R11EWM, Klamath County, Oregon.

IN WITNESS WHEREOF the parties have hereunto set their hands this 10th day of JULY, 1984.

Anthony W. Heller

Hiltrud A. Heller

STATE OF CALIFORNIA)

COUNTY OF Los ANGELES)

ss:

BE IT REMEMBERED, that on this 10th day of JULY, 1984, before me, personally appeared Anthony W. Heller and Hiltrud A. Heller, and acknowledged to me the foregoing instrument to be their voluntary act and deed.

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

Bernice F. Bevins

Notary Public for Los Angeles Co., CA
My Commission Expires JULY 12, 1985



12042

STATE OF OREGON: COUNTY OF KLAMATH:ss

I hereby certify that the within instrument was received and filed for record on the 17th day of July A.D., 1984 at 12:44 o'clock P M, and duly recorded in Vol M84, of Deeds on page 12041.

EVELYN BIEHN, COUNTY CLERK

Fee: \$ 8.00 Indexing: \$1.00

by: Sam Smith, Deputy

*Publ. Western Assoc.
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97603*