

CREATION OF PRIVATE ROAD EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that HARRY L. OREM and GARY D. OREM, Initial Trustees of the S-H Trust UTA 9/18/88 (S-H Trust), in consideration of the approval of KLAMATH COUNTY, a Municipal corporation, of Major Land Partition 13-89 of the hereinafter described real property, and in consideration of the benefits accruing to the above named by reason of said approved Major Land Partition 13-89, do hereby irrevocably create the following described non-exclusive easement to be appurtenant to the respective partitioned parcel, with the rights and obligations hereinafter contained to run with the title to said parcels.

The parcels to be partitioned are described as follows:

Parcel 1: A tract of land situated in Sections 8 and 17, Township 41 South, Range 11 East, Willamette Meridian, Klamath County, Oregon, more particularly described as follows: Beginning at a point from which the Southwest corner of said Section 8 bears S. 72°35'46" W. 1611.24 feet; thence S. 17°38'16" W. 166.76 feet; thence S. 15°56'41" W. 368.16 feet; thence S. 88°14'10" W. 64.62 feet; thence N. 07°22'56" W. 20.00 feet; thence N. 88°23'22" W. 140 feet, more or less, to the mean high water line of Lost River; thence Northerly, along said mean high water line, 500 feet, more or less, to a point that bears S. 87°56'26" W. from the point of beginning; thence N. 87°56'26" E. 334 feet, more or less, to the point of beginning, containing 2.6 acres, more or less, and with bearings based on a solar observation.

Parcel 2: A tract of land situated in the SW $\frac{1}{4}$ of Section 8, Township 41 South, Range 11 East, Willamette Meridian, Klamath County, Oregon, more particularly described as follows: Beginning at a point from which the Southwest corner of said Section 8 bears S. 72°35'46" W. 1611.24 feet; thence N. 17°38'16" E. 171.65 feet; thence N. 44°33'49" W. 132.52 feet; thence N. 86°06'37" W. 198.66 feet; thence S. 79°37'57" W. 175 feet, more or less, to the mean high water line of Lost River; thence Southerly, along said mean high water line, 270 feet, more or less, to a point that bears S. 87°56'26" W. from the point of beginning; thence N. 87°56'26" E. 334 feet, more or less, to the point of beginning, containing 2.4 acres, more or less, and with bearings based on a solar observation.

The easement hereby created shall provide ingress and egress over and across the following:

A 30-foot road easement situated in Sections 8 and 17, Township 41 South, Range 11 East, Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at the Southeasterly corner of Parcel 1 of Major Land Partition 13-89 from which the Northwest corner of said Section 17 bears N. 88°43'08" W. 1386.17 feet; thence, along the Easterly line of said parcel, N. 15°56'41" E. 316.16 feet; thence N. 00°45'41" E. 206.70 feet to the South line of Parcel 2 of said

Major Land Partition; thence, along the South line of said Parcel 2, S. 87°56'26" W. 30.03 feet; thence S. 00°45'41" W. 201.23 feet; thence S. 15°56'41" W. 312.17 feet; thence, along the arc of a curve to the right (radius equals 197.16 feet and central angle equals 2°48'23") 9.66 feet to a point on the Southerly line of said Parcel 1; thence N. 88°14'10" E. 31.74 feet to the point of beginning and with bearings based on a solar observation.

IN WITNESS WHEREOF, the undersigned have signed this instrument on the dates set opposite their signatures below.

DATE

1-17-901-17-90

SIGNATURE

S-H TRUST, UTA 9/18/88

Harry L. Orem
HARRY L. OREM, Initial Trustee

Gary B. Orem
GARY B. OREM, Initial Trustee

STATE OF OREGON, County of Klamath) ss:

Personally appeared before me the above named January 17, 1990
HARRY L. OREM and GARY
D. OREM, as Initial Trustee UTA 9/18/88 of S-H Trust, and acknowledged the
foregoing instrument to be their voluntary act and deed.

KIRSTINE L. PROCK
NOTARY PUBLIC — OREGON

My Commission Expires

Kirstine L. Prock
NOTARY PUBLIC FOR OREGON
My Commission Expires: 12/16/92

WHEN RECORDED MAIL TO:

GIACOMINI & KNIIPS
ATTORNEYS AT LAW
635 MAIN STREET
KLAMATH FALLS, OREGON 97601

STATE OF OREGON

ss:

County of Klamath

I certify that the within
instrument was received for record
on the 25th day of Jan.,
1990, at 2:38 o'clock P.M., and
recorded in Book M90 on Page
1768 or as filing fee number
10622.

Record of Deeds of said County.

Witness my hand and seal of
County affixed.

Evelyn Biehn

County Clerk

Title

BY: Dorlene Mendenhall Deputy

Fee \$33.00