

CREATION OF PRIVATE ROAD AND UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that Western Homes, Inc., an Oregon Corporation, in consideration of the approval of KLAMATH COUNTY, a Municipal corporation of Land Partition 3-94 of the hereinafter described real property, and in consideration of the benefits accruing to the above named by reason of said approved Land Partition 3-94, do hereby irrevocable 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 parcel to be partitioned is described as follows:

Tract 10, BAILEY TRACTS, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

The easement hereby created shall be for utilities and ingress and egress over and across the following:

A 30 foot road easement situated in the SW1/4 of the SE1/4 of Section 2, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

The North 30 feet of the West 201.75 feet of Tract 10 of BAILEY TRACTS, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

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

SIGNATURE

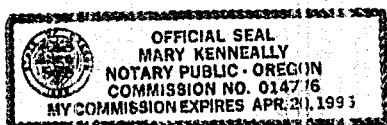
Western Homes, Inc.

By: [Signature]

By: Cathy King

STATE OF OREGON }
County of Klamath } ss.

Personally appeared before me the above named Stephen King and Cathy King, and acknowledged the foregoing instrument to be their voluntary act and deed.



[Signature]
NOTARY PUBLIC FOR OREGON
My Commission Expires: 4/21/93

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Mountain Title Co the 22nd day of July A.D., 19 94 at 9:24 o'clock A M., and duly recorded in Vol. M94 of Deeds on Page 22455.

FEE \$30.00

Return: Mountain Title Co

Evelyn Biehn, County Clerk

By Dorlene Mullendore