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97 MAY 23 AM 11:14

M97-C 4396-8804

CREATION OF A UTILITY EASEMENT

KNOW ALL MEN by these presents that JOE L. KELLER, INDIVIDUALLY AND AS PERSONAL REPRESENTATIVE OF THE ESTATE OF ROSIE A. KELLER, DECEASED hereby irrevocably create the following described non-exclusive easement for utility purposes to be appurtenant to real property adjacent thereto. Said easement is to run parallel and adjacent to the North line of Lots 1 and 2 of Block 24, TRACT NO. 1127-NINTH ADDITION TO SUNSET VILLAGE and be twelve feet in width, and being more particularly described as follows:

Beginning at the NW corner of Lot 1 Block 24 of TRACT 1127, NINTH ADDITION TO SUNSET VILLAGE, thence East along the North line of said Lots 1 and 2 of said Block 24 to the Northeast corner of said Lot 2, thence North 12 feet along the East line of Lot 3 Block 24, TRACT 1194, TENTH ADDITION TO SUNSET VILLAGE to a point, thence West parallel to the North line of Lots 1 and 2 of said Block 24, TRACT 1127, NINTH ADDITION TO SUNSET VILLAGE, 210 feet more or less to a point lying North of the point of beginning, thence South 12 feet to the point of beginning. Said easement being being a portion of the W1/2 N1/2 of the SW1/4 of the SE1/4 of Section 12, Township 39 South, Range 9, E.W.M. and Lot 3 of Block 24 of TRACT 1194, TENTH ADDITION TO SUNSET VILLAGE.

Maintenance of easement and costs of repair of the easement damaged by natural disasters or other events for which all holders of an interest in the easement are blameless shall be the responsibility of the parties, share and share alike. The holders that are responsible for damage to the easement because of abnormal use or negligence shall repair the damage at their sole expense.

This creation of utility easement shall bind and inure to the benefit of the immediate parties and to their heirs, successors and assigns in interest.

IN WITNESS WHEREOF, the parties have hereunto set their hands on the 23 of May 23, 1997.

Joe L. Keller, individually

Joe L. Keller, Personal Representative of the Estate of Rosie A. Keller,

State of Oregon
County of Klamath

This instrument was acknowledged before me on May 23, 1997 by Joe L. Keller individually and as Personal Representative of the Estate of Rosie A. Keller to be their voluntary act and deed.

Notary Public for Oregon

My Commission Expires 3-2-2000

OFFICIAL SEAL
B JEAN PHILLIPS
NOTARY PUBLIC - OREGON
COMMISSION NO. 050128
MY COMMISSION EXPIRES MARCH 02, 2000

After Recording return to:

Joe L. Keller
6412 Harlan Drive
Klamath Falls, Oregon 97603

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of AmeriTitle the 23rd day of May A.D., 19 97 at 11:14 o'clock A M., and duly recorded in Vol. M97 of Deeds on Page 15827

FEE $30.00

Bernetha G. Letsch, County Clerk
By Laurie Thurley