Notary Public for Washington

WICCOACTOO OF A PRIVATE ROADWAY AGREEMENT MAL Page 17807
WALL MEN BY THESE PRESENTS KNOW ALL MEN BY THESE PRESENTS, that Philip L. Jensen, George L. Hom. Merle Hom and Marian Jensen in consideration of the benefits accruing Hom and Marian Jensen in consideration of the benefits accruing to the above named by reason of said creation of a private roadway and utility we the undersigned do hereby irrevocably create the following described non-exclusive private roadway/sasement. Said casement is appurtenant to the respective parcels, to run with the title to said parcels.

An easement over the Easterly 30 feet of Lots 3 and 12 of PIEDMONT HEIGHTS, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon, together with that portion of vacated

Said easement is to provide ingress and egress/and utilities to real property of the parties described as follows:

Lots 3 and 12 of PIEDMONT HEIGHTS , Together with that portion of vacated Jones street which inured thereto and Lot 17 of Piedmont heights together with that portion of vacated Jones Street which inured thereto, Excepting from said Lot 17 a tract of land lying North of the Enterprise Irrigation ditch on Lot 17, Piedmont Heights, more particularly described as follows:

Beginning at the Northeast corner of Lot 17; thence South 0 degrees 27: Best along a line between Lots 17 and 18 a distance of 146.8 feet to an iron pin; thence North 77 degrees 19' West 109.0 feet to an iron pin; thence North 18 degrees 18 feet West 113.6 feet to an iron pin which is South 0 degrees 27' East a distance of 15 feet from an iron pin which lies on the line between Lots 17 and 23; thence North 0 degrees 27' West 15 feet to an iron pin which lies on the line between Lots 17 and 23; thence East a distance of 141.0 feet, more or less, to the point of beginning.

All parties agree at all times, to maintain and make necessary repairs, should the roadway/famulie same for road's/proper upweep and maintenance, and to share equally the costs of said repair's and maintenance.

The parties shall have all rights of ingress and egress to and from the real estate, including the right from time to time, to cut, trim or remove trees, brush, overhanging branches and other obstructions, necessary for the parties use, enjoyment, operation and maintenance of the easement hereby granted and all rights and privileges incident thereto. Except as to the rights herein granted the parties shall have the full use and control of the above described real estate as to their respective parcels.

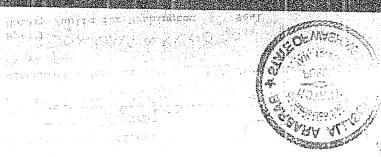
The parties agree to hold each other harmless from any and all claims of outside parties arising from the rights herein granted.

\*THIS EASEMENT IS BEING

This agreement shall inure to the benefit of and be binding upon the DOCUMENT TO BE A respective heirs, executors, administrators, personal representatives, ROADWAY AND assigns or successors in interest to each party. UTILITY EASEMENT.

This agreement dated this 16th day of May , 1996. Witnessed before me this 22 nd day of May, 1996 by Philip L. Jensen and Marian Jensen. DAWN SCHOOLER
NOTARY PUBLIC OREGON
MY COMMISSION EXPORT DEC. 20 Notary Fublic for thew State of Oregon Seal My commission expires: Witnessed before me this Merle Hom. George L. Hom and





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