

AN
**CREATION OF AN IRRIGATION
EASEMENT**

KNOW ALL MEN by these presents that PHILIP L. JENSEN, MARIAN JENSEN, GEORGE HOM, AND MERLE HOM, do hereby irrevocably create the following described non-exclusive private easement for a buried irrigation easement to be over and across the following described real property:

The West five feet of the following described parcels:
Parcels 1 and 2 of Land Partition 29-96 and Parcels 1 and 2 of Land Partition 6-97 as filed in the Office of the Klamath County Clerks Office, and being Lots 3, 12, portion Lot 17 and portion of vacated Jones Street adjacent thereto, situate in the SE1/4 of the SE1/4 of Section 1, Township 39 South, Range 9 E.W.M., Klamath County, Oregon.

See attached Exhibit "A" made a part hereof as to a sketch of the easement.


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.


The parties do hereby create the restriction that there shall be no flood irrigating of the parcels.

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


AMERITITLE, has recorded this instrument by request as an accommodation only, and has not examined it for regularity or sufficiency or as to its effect upon the title to any real property that may be described therein.

IN WITNESS WHEREOF, the parties have hereunto set their hands on the _____ of June, 1997.


Philip L. Jensen


Marian Jensen


George Hom

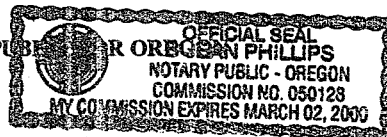

Merle Hom

State of Oregon
County of Klamath

This instrument was acknowledged before me on June 10th, 1997 by Philip L. Jensen and Marian Jensen to be their voluntary act and deed.


My Commission Expires 3-2-2000

NOTARY PUBLIC

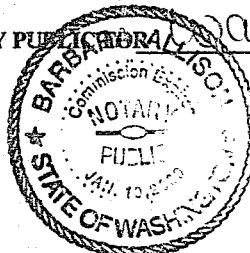


State of Washington
County of Thurston

This instrument was acknowledged before me on June 16, 1997 by George Hom and Merle Hom to be their voluntary act and deed.


Barbara Phillips
My Commission Expires 1-10-2000

NOTARY PUBLIC



After Recording return to:

Philip and Marian Jensen
7845 Donnegan
Klamath Falls, Oregon 97603

EXHIBIT "A"

NOTE
THIS IS A 5' WATER
UTILITY EASEMENT
OR ENTERPRISE
RELATION WATER
ONLY. THE SLASHED
LINES INDICATE THE
EASEMENT

ENTERPRISE PAR. 1
WATER EASEMENT
(5' WIDE)

ENTERPRISE
WATER EASEMENT
(5' WIDE)

ENTERPRISE
WATER EASEMENT
(5' WIDE)

ENTERPRISE
WATER EASEMENT
(5' WIDE)

TERMINUS

PARCEL 1
OF
PARTITION
6-97

PARCEL 2
OF
PARTITION
6-97

PARCEL 1
OF
PARTITION
29-96

PARCEL 2
OF
PARTITION
29-96

MLP

35--90

#5037

SEE S 29-96

HILYARD

ST.

(PIEDMONT AVE.)

WATSON

796

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ST.)

13

PARCEL 1
OF
PARTITION
6-97

PARCEL 2
OF
PARTITION
6-97

PARCEL 1
OF
PARTITION
29-96

PARCEL 2
OF
PARTITION
29-96

MLP

35--90

#5037

SEE S 29-96

PARCEL 1
OF
PARTITION
6-97

PARCEL 2
OF
PARTITION
6-97

PARCEL 1
OF
PARTITION
29-96

PARCEL 2
OF
PARTITION
29-96

MLP

35--90

#5037

SEE S 29-96

HILYARD

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Amerititle the 18th day
of June A.D., 19 97 at 2:35 o'clock P. M., and duly recorded in Vol. M97
of Deeds on Page 18754

FEE \$15.00

By Bernetha G. Letsch, County Clerk