

KNOW ALL MEN BY THESE PRESENTS, that Sessler Metals, Inc. in consideration of mutual benefits for the hereinafter described real property, and in consideration of the benefits accruing to adjacent property owners, we, the undersigned, do hereby irrevocably create the following described non-exclusive easement to be appurtenant to the property, with the rights and obligations hereinafter contained to run with the title to said parcel.:

Lot 2 in Block 4, Tract 1080, Washburn Park, according to the official plat thereof on file in the office of the County Clerk, of Klamath County, Oregon, EXCEPTING THEREFROM the North 100 feet of said lot.

And a parcel of land situated in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3, Township 39 south, Range 9 East of the Willamette Meridian, more particularly described as follows: That portion of the railroad right of way fifteen feet on either side of the center line beginning on the North boundary of Hilyard Avenue at Station 32 + 90 thence North for a distance of 615 feet and ending at station 26 + 7554 being 75 feet north of the Sessler spur switch.

THE EASEMENT hereby created shall provide vehicular and public utility access over and across the following:

A 30 foot wide strip of land situated in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

The North 30 feet of that tract of land described in Deed Volume M-92 on page 11039 of the Deed records of Klamath County. And also:

The Easterly 30 feet of the southerly 287.59 feet of Lot 2 in Block 4, Tract 1080, Washburn Park, according to the official plat thereof on file in the office of the County Clerk, of Klamath County, Oregon.

In Witness Whereof, the parties named have hereunto set their hands and seals this 28th day of August, 1997.

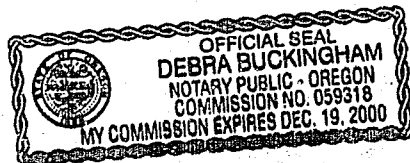
Sessler Metals, Inc.

By: Charles S. Kujawski
Pres.

State of Oregon)
County of Klamath) ss.

Personally appeared Charles S. Kujawski and acknowledged that he is President of Sessler Metals, a corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors acknowledged said instrument to be its voluntary act and deed.

Before me: Debra Buckingham



Return: K.C.T.C.

STATE OF OREGON: COUNTY OF KLAMATH : ss.

Filed for record at request of Klamath County Title the 10th day of Sept. A.D., 19 97 at 10:51 o'clock A. M., and duly recorded in Vol. M97 of Deeds on Page 29569.

FEE \$30.00

By Bernetha G. Leitch, County Clerk
Kathleen Ross

97 SEP 10 AM 0:51