

98 DEC 14 AM 11:10
**CREATION OF LANDSCAPE EASEMENT
 TRACT 1344- SEVENTH ADDITION TO NORTH HILLS**

KNOW ALL MEN by these presents that FOOTHILLS PINNACLE, LLC., an Oregon Limited Liability Company, does hereby irrevocably create the following described non-exclusive landscape easement over Lot 1 of TRACT 1344, Seventh Addition to North Hills, (a proposed subdivision soon to be filed by Tru Line Surveying), situated in the SW1/4 NW1/4 of Section 36, Township 38 South, Range 9 E.W.M, Klamath County, Oregon, more particularly described as follows:

SEE ATTACHED EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

Maintenance of easement and costs of repair of the easement shall be the responsibility of the real property owner.

Said easement is for the benefit of Tract 1344 - SEVENTH ADDITION TO NORTH HILLS. This creation of landscape 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 of DECEMBER 11, 1998.

Foothills Pinnacle LLC
 By: Melvin L. Stewart
 Melvin L. Stewart, Managing Member

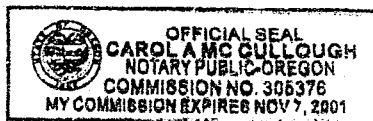
State of Oregon
 County of Klamath

This instrument was acknowledged before me on 11th of DECEMBER, 1998 by FOOTHILLS PINNACLE, LLC., Melvin L. Stewart, Managing Member as THEIR voluntary act and deed.

Carol A. McGullough Notary Public for Oregon

My Commission Expires Nov 7, 2001

State of Oregon
 County of _____



This instrument was acknowledged before me on _____ of December, 1998 by _____ as their voluntary act and deed.

 Notary Public for Oregon

My Commission expires _____

State of _____
 County of _____

After Recording return to:

Foothills Pinnacle LLC

c/o Mel Stewart

5761 Glenridge Way
 Klamath Falls, Oregon 97603

TRU SURVEYING, INC. LINE
TELEPHONE (541) 884-3891
2333 SUMMERS LANE • KLAMATH FALLS, OREGON 97603

DECEMBER 9, 1998

LEGAL DESCRIPTION OF LANDSCAPE EASEMENT

A 10 FOOT WIDE LANDSCAPE EASEMENT (BEING THE EASTERLY 10 FEET OF LOT 1 OF "TRACT 1344 - SEVENTH ADDITION TO NORTH HILLS", WHEN THE PLAT IS FILED) SITUATED IN THE SW1/4 NW1/4 OF SECTION 36, T38S, R9EWM, KLAMATH COUNTY, OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 1 AND BEING ON THE WESTERLY RIGHT OF WAY LINE OF FOOTHILLS BOULEVARD, FROM WHICH THE WEST 1/4 CORNER OF SAID SECTION 36 BEARS S89°58'32"W 1252.15 FEET; THENCE S89°58'32"W 10.00 FEET; THENCE NORTH 114.53 FEET; THENCE ALONG THE ARC OF A CURVE TO THE RIGHT (RADIUS POINT BEARS S29°59'56"W 20.00 FEET AND CENTRAL ANGLE EQUALS 60°00'04") 20.94 FEET TO A POINT ON THE SAID WESTERLY RIGHT OF WAY LINE; THENCE SOUTH 97.21 FEET TO THE POINT OF BEGINNING, WITH BEARINGS BASED ON RECORD OF SURVEY 5073 ON FILE AT THE OFFICE OF THE KLAMATH COUNTY SURVEYOR.

REGISTERED
PROFESSIONAL
LAND SURVEYOR

OREGON
JULY 25, 1990
DENNIS A. ENSOR
2442

Dennis A. Ensor
DENNIS A. ENSOR O.L.S. 2442

STATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

Amerititle

on this 14th day of December A.D., 1998
at 11:16 o'clock A. M. and duly recorded
in Vol. M98 of Deeds Page 45560

Bernetha G. Letsch, County Clerk

By *Kathleen Rose*

Fee, \$15.00

Deputy

EXPIRES 12/31/99