

NS

Utilities And Easement Egress

EASEMENT

Vol M00 Page

1696



STATE OF OREGON,

County of

ss.

I certify that the within instrument was received for record on the day of , 19, at o'clock M., and recorded in book/reel/volume No. on page and/or as fee/file/instrument/microfilm/reception No. Records of said County.

Witness my hand and seal of County affixed.

NAME

TITLE

By , Deputy.

SPACE RESERVED
FOR
RECORDER'S USE

Between

Bruce Park et ux et al

And

Danny Ray Casteel et al

After recording, return to (Name, Address, Zip):

Ameri Title - Escrow
50221-MS

mtc
50221-MS

THIS AGREEMENT made and entered into this day of November, 1999, by and between BRUCE PARK AND DONNA PARK, RONALD K. MILLER AND TINA M. MILLER, FRANK L. AYRES AND* hereinafter called the first party, and Same names as First Parties hereinafter called the second party, WITNESSETH:

WHEREAS: The first party is the record owner of the following described real property in Klamath County, State of Oregon, to-wit:
*KAREN S AYRES, KEITH R. MILLER AND MARVA J. MILLER TRUSTEES OF THE MILLER LIVING TRUST, PATRICIA G. WIEDEN, DANIEL R. WIEDEN AND JUANITA L. WIEDEN TRUSTEES OF THE DANIEL AND JUANITA WIEDEN TRUST, CHARLES J. SAGER AND NANCY A. SAGER, ANTHONY L. PORCIELLO AND EDITH PORCIELLO, JOY CASTEEL KENNELLY AND DANNY RAY CASTEEL, GARY R. WIEDEN AND BILLYE R. FOX-WIEDEN

Government Lots 21 and 28 of Section 9, Township 35 South Range 7 E.W.M., Klamath County, Oregon.

and has the unrestricted right to grant the easement hereinafter described relative to the real estate.

NOW, THEREFORE, in view of the premises and in consideration of \$1.00 by the second party to the first party paid, the receipt of which is acknowledged by the first party, it is agreed:

The first party hereby grants, assigns and sets over to the second party an easement, to-wit: An easement over the existing roadway as described in Volume M77 at Page 7981, Microfilm Records of Klamath County, Oregon and creating said easement to continue Easterly the East line of said Government Lots 21 and 28. Said easment is over the Westerly 30 feet of Government Lot 21 and thence Easterly along the South 15 feet of Government Lot 21 and the North 15 feet of Government Lot 28, in Section 9 Township 35 South, Range 7 E.W.M., Klamath County, Oregon. Said easement is appurtenant to the real property described as Government Lot 21 and Government Lot 28 of said Section.

(See attached map attached as Exhibit B)

No commercial tractor and/or trailer over 15,000# gross weight permitted on existing roadway excluding service, repair or delivery.

(Insert a full description of the nature and type of easement granted by the first party to the second party.)

(OVER)

91.03



The second party shall have all rights of ingress and egress to and from the real estate (including the right from time to time, except as hereinafter provided, to cut, trim and remove trees, brush, overhanging branches and other obstructions) necessary for the second party's 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 first party shall have the full use and control of the above described real estate.

The second party agrees to save and hold the first party harmless from any and all claims of third parties arising from the second party's use of the rights herein granted.

The period of this easement shall be perpetuity, always subject, however, to the following specific conditions, restrictions and considerations:

If this easement is for a right of way over or across the real estate, the center line of the easement is described as follows:

and the second party's right of way shall be parallel with the center line and not more than _____ feet distant from either side thereof.

During the existence of this easement, maintenance of the easement and costs of repair of the easement, if damaged by natural disasters or other events for which all holders of an interest in the easement are blameless, shall be the responsibility of (check one): ☐ the first party; ☐ the second party; ☐ both parties, share and share alike; ☐ both parties, with the first party responsible for _____% and the second party responsible for _____. (If the last alternative is selected, the percentages allocated to each party should total 100.)

During the existence of this easement, holders of an interest in the easement who are responsible for damage to the easement because of negligence or abnormal use shall repair the damage at their sole expense.

This agreement shall bind and inure to the benefit of, as the circumstances may require, not only the parties hereto but also their respective heirs, executors, administrators, assigns, and successors in interest.

In construing this agreement, where the context so requires, the singular includes the plural and all grammatical changes shall be made so that this agreement shall apply equally to individuals and to corporations. If the undersigned is a corporation, it has caused its name to be signed and its seal, if any, affixed by an officer or other person duly authorized to do so by its board of directors.

IN WITNESS WHEREOF, the parties have hereunto set their hands in duplicate on the day and year first written above.

See attached signature page

FIRST PARTY

STATE OF OREGON, County of _____) ss.

This instrument was acknowledged before me on _____, 19 _____,
by _____

This instrument was acknowledged before me on _____, 19 _____,
by _____
as _____
of _____

Notary Public for Oregon

My commission expires _____

Joy Casteel Kenneally

SECOND PARTY

Danny Ray Casteel

STATE OF OREGON, County of _____) ss.

This instrument was acknowledged before me on _____, 19 _____,
by _____

This instrument was acknowledged before me on _____, 19 _____,
by _____
as _____
of _____

Notary Public for Oregon

My commission expires _____

SIGNATURE PAGE OF FIRST PARTIES

Billye R. Fox-Wieden
Billye R. Fox-Wieden

Bruce Park

Donna Park

Ronald K. Miller

Tina M. Miller

Frank L. Ayres

Karen S. Ayres

Keith R. Miller Trustee of Miller Living Trust

Marva J. Miller Trustee of the Miller Living Trust

Patricia G. Wieden

Daniel R. Wieden Trustee of the Daniel and Juanita Wieden Trust

Juanita L. Wieden Trustee of the Daniel and Juanita Wieden Trust

Charles J. Sager

Nancy L. Sager

Anthony L. Porciello

Edith Porciello

Joy Casteel Kennelly

Danny Ray Casteel

Deceased

Gary R. Wieden

SIGNATURE PAGE OF FIRST PARTIES

Billye R. Fox-wieden

BP

Bruce Park

Donna Park

Donna Park

Ronald K. Miller

Tina M. Miller

Frank L. Ayres

Karen S. Ayres

Keith R. Miller Trustee of Miller Living Trust

Marva J. Miller Trustee of the Miller Living Trust

Patricia G. Wieden

Daniel R. Wieden Trustee of the Daniel and Juanita Wieden Trust

Juanita L. Wieden Trustee of the Daniel and Juanita Wieden Trust

Charles J. Sager

Nancy L. Sager

Anthony L. Porciello

Edith Porciello

Joy Casteel Kennelly

Danny Ray Casteel

Gary R. Wieden

SIGNATURE PAGE OF FIRST PARTIES

Billye R. Fox-wieden

Bruce Park

Donna Park

Ronald K. Miller ✓
Ronald K. Miller

Tina M. Miller ✓
Tina M. Miller

Frank L. Ayres ✓
Frank L. Ayres

Karen S. Ayres ✓
Karen S. Ayres

Keith R. Miller ✓
Keith R. Miller Trustee of Miller Living Trust

Marva J. Miller ✓
Marva J. Miller Trustee of the Miller Living Trust

Patricia G. Wieden ✓
Patricia G. Wieden

Daniel R. Wieden Trustee of the Daniel and Juanita Wieden Trust

Juanita L. Wieden Trustee of the Daniel and Juanita Wieden Trust

Charles J. Sager ✓
Charles J. Sager

Nancy A. Sager ✓
Nancy A. Sager

Anthony L. Porciello ✓
Anthony L. Porciello

Edith M. Porciello ✓
Edith Porciello

Joy Casteel Kennelly

Danny Ray Casteel

Gary R. Wieden

EASEMENT

1701

SIGNATURE PAGE OF FIRST PARTIES

Billie R. Fox-wieden

Bruce Park

Donna Park

Ronald K. Miller

Tina M. Miller

Frank L. Ayres

Karen S. Ayres

Keith R. Miller Trustee of Miller Living Trust

Marva J. Miller Trustee of the Miller Living Trust

Patricia G. Wieden

Daniel R. Wieden

Daniel R. Wieden Trustee of the Daniel and Juanita Wieden Trust

Juanita L. Wieden

Juanita L. Wieden Trustee of the Daniel and Juanita Wieden Trust

Charles L. Sager

Dancy L. Sager

Anthony L. Porciello

Edith Porciello

Joy Casteel Kennelly

Danny Ray Casteel

Cary P. Wieden

Signature Page

Gary R. Wieden

Billye R. Fox-Wieden

Bruce Park

Donna Park

Ronald K. Miller

Tina M. Miller

Frank L. Ayers

Karen S. Ayers

Keith R. Miller, Trustee of Miller Living Trust

Marva J. Miller, Trustee of the Miller Living Trust

Patricia G. Wieden

Joy Casteel Kennelly 1-13-2000

Joy Casteel Kennelly

Danny Ray Casteel 1-13-2000

Danny Ray Casteel

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of

Mendocino

} ss.

On Jan. 7, 2000, before me,

Date

Caprice A. Knight, Notary Public

Name and Title of Officer (e.g., "Jane Doe, Notary Public")

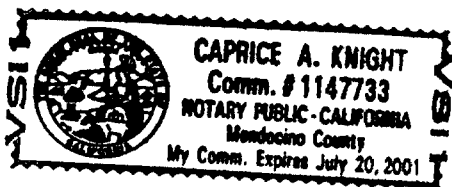
personally appeared

Billie R. Fox-Wieden

Name(s) of Signer(s)

☒ personally known to me
☐ proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Caprice A Knight

Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document:

Easement

Document Date:

November 1999

Number of Pages:

4

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer

Signer's Name: _____

☒ Individual☐ Corporate Officer — Title(s): _____☐ Partner — ☐ Limited ☐ General☐ Attorney in Fact☐ Trustee☐ Guardian or Conservator☐ Other: _____

Signer Is Representing: _____

**RIGHT THUMBPRINT
OF SIGNER**

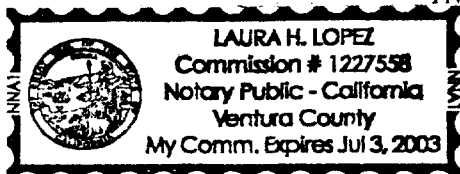
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STATE OF California
County of Ventura

1704

FORM No. 23—ACKNOWLEDGMENT.
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BE IT REMEMBERED, That on this 11th day of January, 192000,
before me, the undersigned, a Notary Public in and for the State of California, personally appeared the within
named Bruce Park and Donna Park
known to me to be the identical individual s described in and who executed the within instrument and
acknowledged to me that they executed the same freely and voluntarily.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.

Laura H. Lopez
Notary Public for
My commission expires July 03, 2003

STATE OF

County of

SS.

FORM No. 23—ACKNOWLEDGMENT.
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Portland, OR 97204 © 1992

BE IT REMEMBERED, That on this _____ day of _____, 19____,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named _____
known to me to be the identical individual _____ described in and who executed the within instrument and
acknowledged to me that _____ executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.

Notary Public for
My commission expires _____

STATE OF

County of

SS.

FORM No. 23—ACKNOWLEDGMENT.
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Portland, OR 97204 © 1992

BE IT REMEMBERED, That on this _____ day of _____, 19____,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named _____
known to me to be the identical individual _____ described in and who executed the within instrument and
acknowledged to me that _____ executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.

Notary Public for
My commission expires _____

STATE OF

County of Klamath

SS.

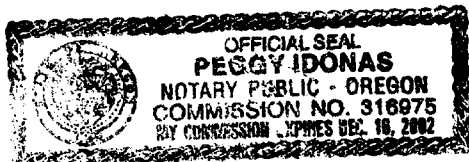
1705

FORM No. 23—ACKNOWLEDGMENT.
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BE IT REMEMBERED, That on this 4th day of JANUARY, 192000
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named FRANK L. AYRES

known to me to be the identical individual..... described in and who executed the within instrument and
acknowledged to me that he..... executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.



Peggy Idonas
Notary Public for OREGON
My commission expires 12/16/2002

STATE OF

County of Klamath

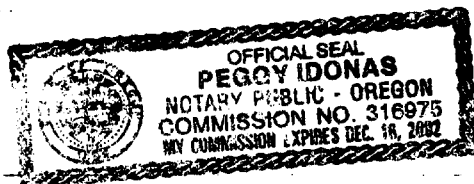
SS.

FORM No. 23—ACKNOWLEDGMENT.
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BE IT REMEMBERED, That on this 4th day of JANUARY, 192000
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named Beith B. Miller

known to me to be the identical individual..... described in and who executed the within instrument and
acknowledged to me that he..... executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.



Peggy Idonas
Notary Public for OREGON
My commission expires 12/16/2002

STATE OF

County of Klamath

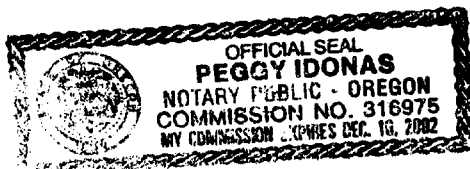
SS.

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BE IT REMEMBERED, That on this 4th day of JANUARY, 192000
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named MARVA J. MILLER

known to me to be the identical individual..... described in and who executed the within instrument and
acknowledged to me that SHE..... executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.



Peggy Idonas
Notary Public for Klamath
My commission expires 12/16/2002

STATE OF

County of Klamath

SS.

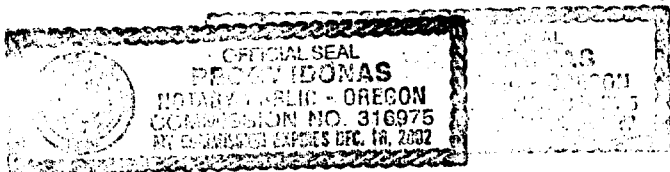
1706

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BE IT REMEMBERED, That on this 4th day of JANUARY, 1920,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named Jessie M. Miller

known to me to be the identical individual..... described in and who executed the within instrument and
acknowledged to me that SHE executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.



Peggy Idonas
Notary Public for
My commission expires 12/18/2002

STATE OF

County of Klamath

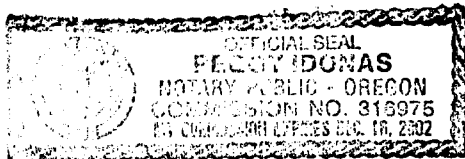
SS.

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Portland, OR 97204 © 1992

BE IT REMEMBERED, That on this 4th day of JANUARY, 1920,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named Ronald R. Miller

known to me to be the identical individual..... described in and who executed the within instrument and
acknowledged to me that HE executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.



Peggy Idonas
Notary Public for
My commission expires 12/18/2002

STATE OF

County of

SS.

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BE IT REMEMBERED, That on this day of, 19.....,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named

known to me to be the identical individual..... described in and who executed the within instrument and
acknowledged to me that executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.

.....
Notary Public for
My commission expires

STATE OF OREGON

County of Klamath

SS.

1707

FORM No. 23—ACKNOWLEDGMENT.
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BE IT REMEMBERED, That on this 3rd day of January, 2000,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named Karen S. Ayers

known to me to be the identical individual..... described in and who executed the within instrument and
acknowledged to me that She executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.



Cristina Flogerzi
Notary Public for
My commission expires 12/05/00

STATE OF OREGON

County of Klamath

SS.

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BE IT REMEMBERED, That on this 4th day of January, 2000,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named ANTHONY L. Porciello

known to me to be the identical individual..... described in and who executed the within instrument and
acknowledged to me that he executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.



Cristina Flogerzi
Notary Public for
My commission expires 12/05/00

STATE OF OREGON

County of Klamath

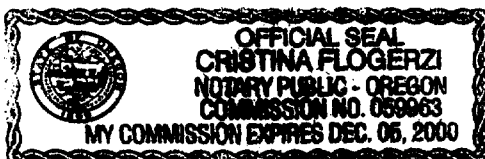
SS.

FORM No. 23—ACKNOWLEDGMENT.
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Portland, OR 97204 © 1992

BE IT REMEMBERED, That on this 4th day of January, 2000,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named Edith Porciello

known to me to be the identical individual..... described in and who executed the within instrument and
acknowledged to me that She executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.



Cristina Flogerzi
Notary Public for
My commission expires 12/05/00

STATE OF OREGON

1708

FORM No. 23—ACKNOWLEDGMENT.
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Portland, OR 97204 © 1992County of KLAMATH } SS.

BE IT REMEMBERED, That on this 3rd day of January, 2000,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named Charles J. Sager

known to me to be the identical individual..... described in and who executed the within instrument and
acknowledged to me that he executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.



Cristina Flogerzi
Notary Public for

My commission expires 12-05-00

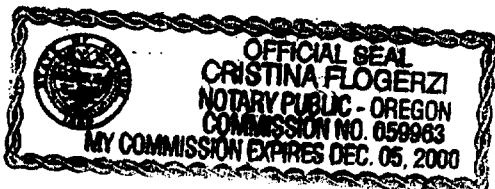
STATE OF OREGON

County of KLAMATH } SS.FORM No. 23—ACKNOWLEDGMENT.
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BE IT REMEMBERED, That on this 3rd day of January, 2000,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named Nancy A. Sager

known to me to be the identical individual..... described in and who executed the within instrument and
acknowledged to me that She executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.



Cristina Flogerzi
Notary Public for

My commission expires 12-05-00

STATE OF OREGON

County of KLAMATH } SS.FORM No. 23—ACKNOWLEDGMENT.
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BE IT REMEMBERED, That on this 3rd day of JANUARY, 2000,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named Patricia G. Wieden

known to me to be the identical individual..... described in and who executed the within instrument and
acknowledged to me that She executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed
my official seal the day and year last above written.



Cristina Flogerzi
Notary Public for

My commission expires 12-05-00

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of

Riverside

} ss.

On 1-11-2000

Date

before me,

Mildred A. Osborne

Name and Title of Officer (e.g., "Jane Doe, Notary Public")

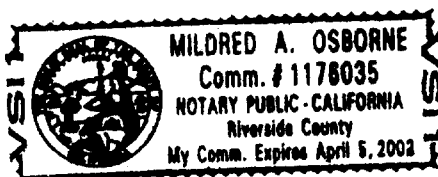
personally appeared

Daniel R. Wieden and Juanita H. Wieden

Name(s) of Signer(s)

☐ personally known to me☒ proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Place Notary Seal Above

Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document:

Easement - Oregon

Document Date:

November 1999

Number of Pages:

Four

Signer(s) Other Than Named Above:

Ø**Capacity(ies) Claimed by Signer**

Signer's Name: _____

☐ Individual☐ Corporate Officer — Title(s): _____☐ Partner — ☐ Limited ☐ General☐ Attorney in Fact☐ Trustee☐ Guardian or Conservator☐ Other: _____

Signer Is Representing: _____

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of CaliforniaCounty of OrangeOn January 13, 2000 before me, Michelle Shelor, Notary Public,
Date Name and Title of Officerpersonally appeared ***Danny Ray Casteel, Joy Lynette Kennelly***,
Names of Signers

proved to me on the basis of satisfactory evidence to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same in their authorized capacities, and that by their signatures on the instrument the persons or the entity upon behalf of which the persons acted, executed the instrument.



WITNESS my hand and official seal.

Michelle Shelor

OPTIONAL

Description of Attached Document

Title or Type of Document: Utilities Ingress & Egress EasementDocument Date: December 01, 1999 #of Pages 2Signer(s) Other Than Named Above: Gary R Wieden, Billye R Fox-Wieden,

*Bruce Park, Donna Park,
Ronald K. Miller, Tina M. Miller,
Frank L. Ayers, Karen S. Ayers,
Keith R. Miller, TEE, Marva J. Miller, T.
Patricia G Wieden.*

State of Oregon, County of Klamath
Recorded 1/19/00, at 3:37 p. m.
In Vol. M00 Page 1696
Linda Smith,
County Clerk Fee \$ 91⁰⁰