

State of Oregon, County of Klamath
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 Vol M03 Pg 20407-09
 Linda Smith, County Clerk
 Fee \$ 31.00 # of Pgs 3

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INTL 60071-

**CREATION OF EASEMENT FOR USE OF HOT WATER WELL
 OVER AND ACROSS BLOCK 23A, RESUBDIVISION
 OF BLOCK 2 INDUSTRIAL ADDITION**

KNOW ALL MEN by these presents that WINNIE LLC, A WASHINGTON LIMITED LIABILITY COMPANY, does hereby create this Joint Easement for a hot water well and all appurtenances thereto, relating to the hot water geothermal for heating to several dwellings upon the premises. Said easement is for the well appurtenances, pipes, reasonable ingress and egress to maintain the distribution system from the well to the individual dwellings.

The attached map made a part hereof is the approximate location of the hot water well and the distribution pipes to the respective parcels.

The respective parcel owners shall share equally in the cost and normal routine operation of the hot water well including casings, downhole heat exchanger, pump and necessary accessories. If the heat source or system deteriorates and becomes inadequate the parties may mutually agree upon the course of action to remedy the condition. The respective parcels shall share the cost of constructing and maintaining their distribution system from the well head to their dwelling and heating and/or cooling system.

The owners of each respectful parcels shall indemnify and hold the other party harmless from any and all claims, damages or loss arising from the parties use of the use of the heat source or the exercise of any rights conferred by this agreement.

The parties desire to create this easement for hot water well to protect and benefit the individual parcel owners. The period of this easement shall be for perpetuity. This easement shall bind and inure for the benefit of, as the circumstances may require, not only to the Grantors but to their heirs, successors and assigns. The maintenance of this easement shall be shared equally between the parties, shared equally.

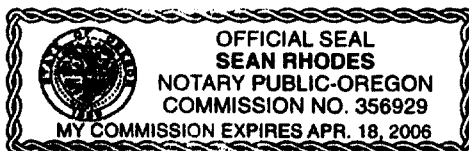
IN WITNESS WHEREOF the parties have hereunto set their hands on the 25th of March 2003.

[Signature]
 WINNIE LLC member

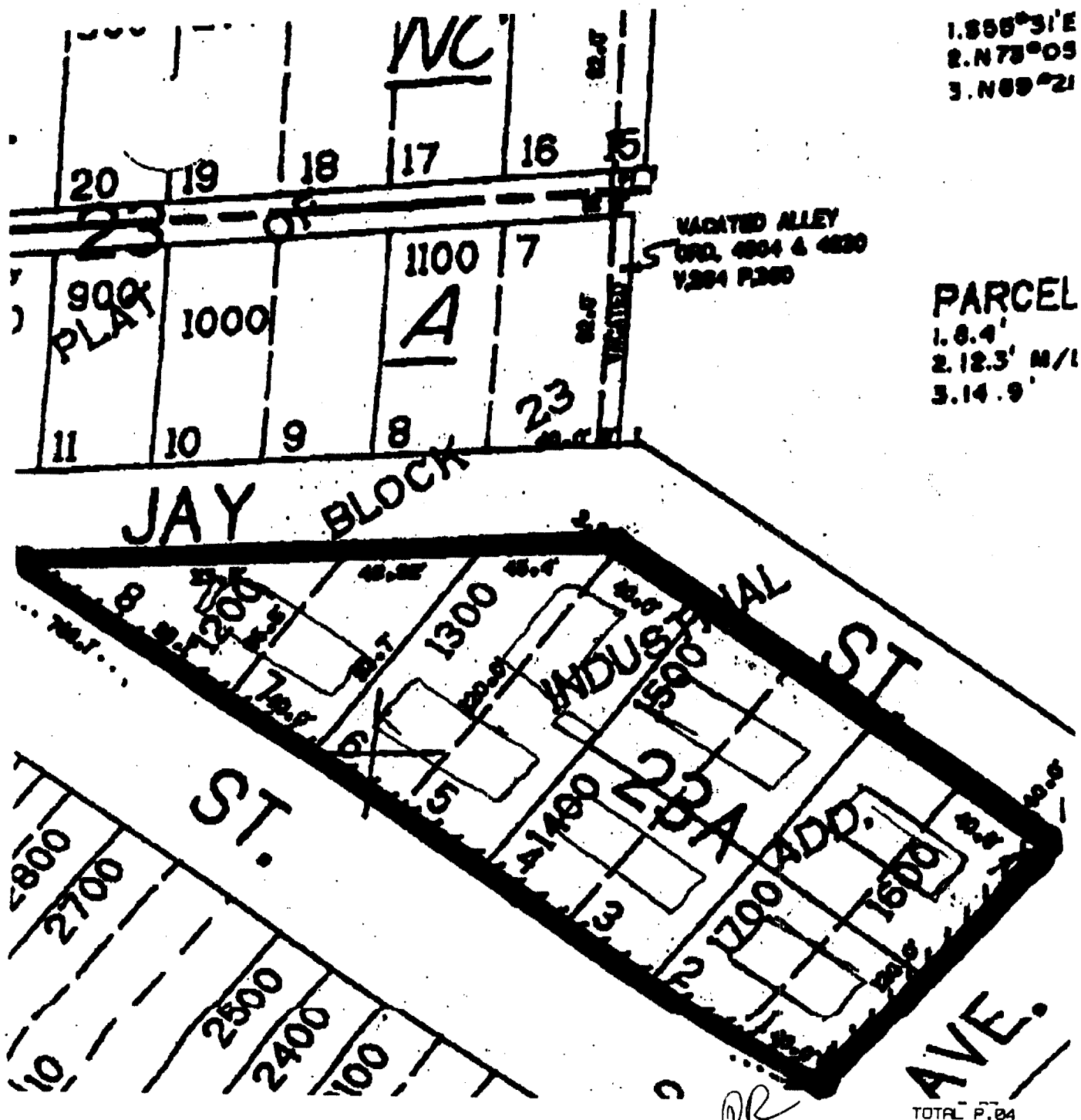
~~State of Washington~~ State of Oregon
 County of Deschutes

This instrument was acknowledged before me on the 25 of March, 2003 by WINNIE LLC, A Washington Limited Liability Company their voluntary act and deed.

[Signature] Notary Public for Washington
 My Commission Expires 4/18/06 Oregon



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