

SEP 8 AM 11:01

AFTER RECORDING, RETURN TO:
Resort Resources, Inc.
P.O. Box 1466
Bend, OR 97709

MJC-62336

EASEMENT

Vol M03 Page 66263

State of Oregon, County of Klamath
Recorded 09/08/03 11:01 a m
Vol M03 Pg 66263-64
Linda Smith, County Clerk
Fee \$ 26.00 # of Pgs 2

THIS UTILITY EASEMENT is made this 4th day of September, 2003, by RUNNING Y RESORT, INC., an Oregon corporation.

RECITALS

A. Running Y Resort, Inc. ("Declarant") is the Declarant under that certain Declaration of Protective Covenants, Conditions, Restrictions and Easements for Running Y Ranch Resort, dated August 2, 1996 and recorded August 2, 1996 in the records of Klamath County, Oregon, in Volume M96, Page 23548 (the "Master Declaration").

B. Section 5.2 of the Master Declaration provides that easements may be reserved for utility and drainage facilities. Declarant wishes to reserve an easement for utility purposes as follows:

NOW, THEREFORE, Declarant does hereby reserve to itself and grants to public and private utilities, their respective successors and assigns, a 15' utility easement over Lot 826, Running Y Resort, Phase 10, Klamath County, Oregon (the "Lot") as shown on the attached "Exhibit A" in which to construct, operate, maintain, repair, replace and enlarge underground pipes, conduits, cables and wires with all necessary or convenient underground or ground-mounted appurtenances thereto for the purpose of serving this Lot and other property with Running Y Ranch Resort with electric, gas, telephone, cable, sewer, water and other utility service, together with the right to enter upon the Lot at all times for the purposes herein stated. Within the easement, no structure, planting or other material shall be placed or permitted to remain which may damage or interfere with the installation or maintenance of utilities. The easement area of the Lot and all improvements in it shall be maintained continuously by the Owner of the Lot, except for those improvements for which a public authority or utility company is responsible. Upon completion of any work within the easement, the surface of the easement and any private improvements disturbed or destroyed during the execution of the work shall be restored by the respective utility company as nearly as practicable to the condition they were in before commencement of the work.

This easement shall be perpetual, and is granted subject to all prior easements or encumbrances of record.

IN WITNESS WHEREOF, Declarant has executed this Utility Easement as of the day and year first set forth above.

RUNNING Y RESORT, INC.
an Oregon corporation

By Larry Miller
Its Ant. Secretary

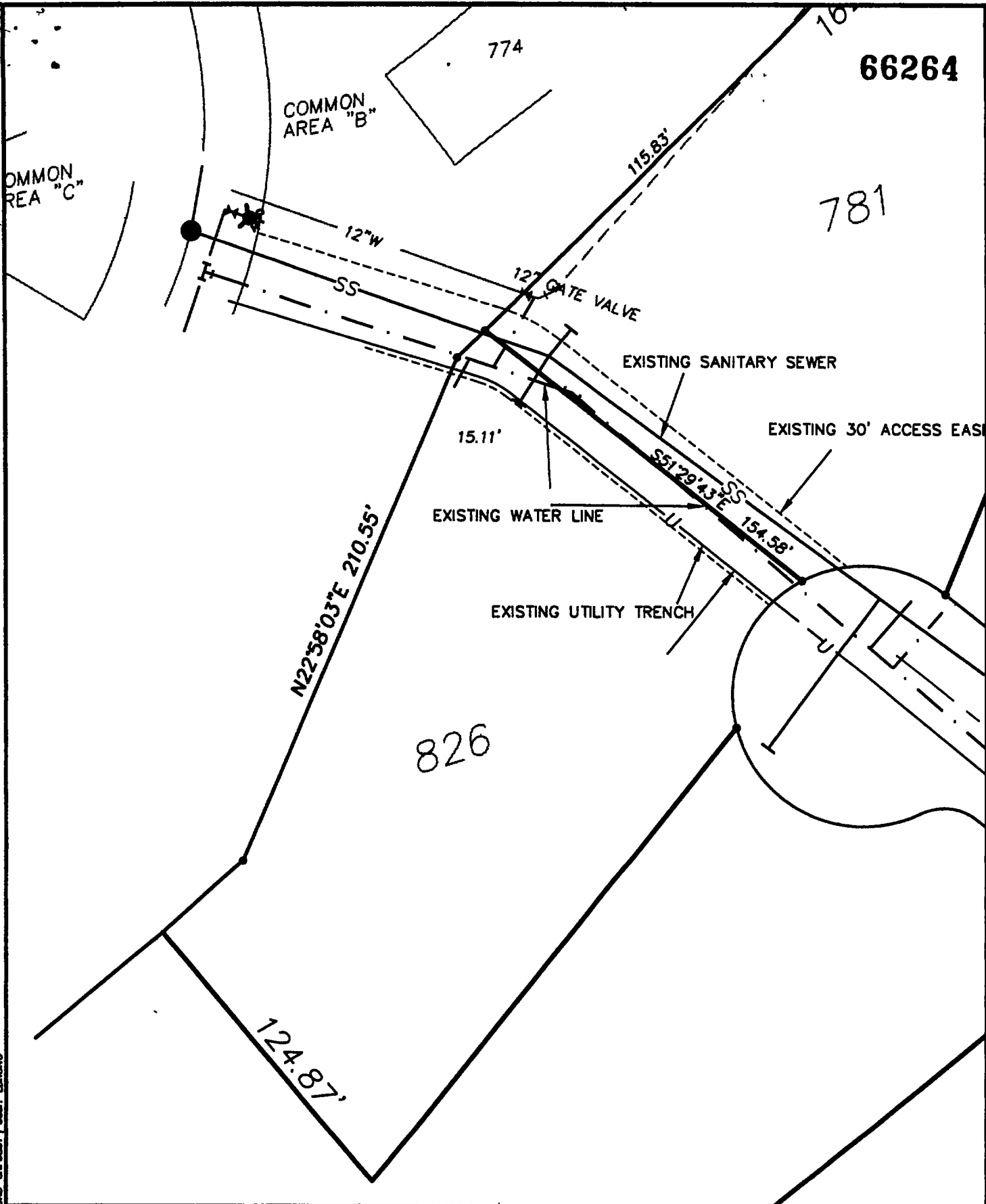
STATE OF OREGON)
)ss.
County of Klamath)

The foregoing instrument was acknowledged before me this 3rd day of September, 2003, by Larry Miller, Ant. Secretary of Running Y Resort, Inc, an Oregon corporation.



Linda De Avila
Notary Public for Oregon
My commission expires: 1-30-2004

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DESIGNED BY:		CHECKED BY:	
DRAWN BY: LJB		APPROVED BY:	
LAST EDIT:		PLOT DATE: 08/26/03	
DATE	BY	REVISION	CR'D/APP'D

WJH

1400 Main St.
Bend, Oregon 97701
503-325-8033

www.wjh.com

<p>CLIENT RUNNING Y RESORT PHASE 10 LOT 826 EXISTING UTILITIES</p>			
<p>SCALE: 1"=50'</p>	<p>PROJECT NO. 30283</p>	<p>DRAWING FILE NAME:</p>	<p>1 SHEET 1/1</p>

Office: REFALLS / Systems: MAP-AND-SURVEY / User: LJB/LJB