

04 SEP 3 PM 3:47

DECLARATION OF EASEMENT EXTENSION

THIS DECLARATION, made by WESGO, a partnership consisting of
Melvin L. Stewart and Benjamin J. Menold (hereinafter "Owners"):

RECITALS:

A. Owners are the record owners of the following described
real property in Klamath County, State of Oregon, to-wit:

Lots 2 and 3 of Tract 1357, according to the official
plat thereof on file in the office of the County Clerk
of Klamath County, Oregon.

And have the unrestricted right to create the easement hereinafter
described relative to said real property.

B. Owners platted Tract 1357 and had the same filed in the
office of the County Clerk of Klamath County, Oregon.

C. The Plat of Tract 1357 provided for a sanitary sewer
easement 25 feet in width that in part extended from the Northwest
corner of Lot 4 of Tract 1357 Southerly, along and parallel to the
Easterly side of WESGO DRIVE to a point in the Northwesterly
corner of Lot 3 of Tract 1357.

DECLARATION

Owners declare a perpetual non-exclusive sanitary sewer
easement 25 feet in width across the property of the Owners, more
particularly described as:

Beginning at the Southerly end of the sanitary sewer
easement as described in Recital C., above, thence
Southerly, along and parallel to the Easterly side of
WESGO DRIVE to a point on the Northwesterly boundary of
Lot 2 of Tract 1357.

The terms of this easement are as follows:

1. The future owners of Lot 2 of Tract 1357, their agents,
independent contractors and invitees shall use the easement for
sanitary sewer purposes only, for access to the sanitary sewer
easements as set forth in Tract 1357, and in conjunction with such
use may construct, reconstruct, maintain and repair sewer lines
thereon.

2. Owners reserve the right to use, construct, reconstruct
and maintain sanitary sewer lines upon the easement and Owners may

1. DECLARATION OF EASEMENT

State of Oregon, County of Klamath
Recorded 09/03/04 3:47 P m
Vol M04 Pg 59430-31
Linda Smith, County Clerk
Fee \$ 26.00 # of Pgs 2

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over the counter to Brandsness, Brandsness & Rudd, PC

59431

grant use rights for use by third parties.

3. Future owners, who acquire an interest in Lot 2 of Tract 1357, agree to indemnify and defend Owners from any loss, claim or liability arising in any manner out of future owners' use of the easement. Future owners assume all risks arising out of their use of the easement and Owners shall have no liability to Grantees or others for any condition existing thereon.

4. This easement is appurtenant and for the benefit of Lot 2 of Tract 1357 and shall run with the land.

5. This easement shall be perpetual and shall not terminate for periods of non-use by future owners.

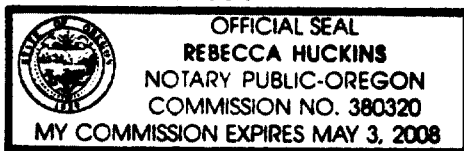
IN WITNESS THEREOF, the Owners have caused this instrument to be executed this ____ day of July, 2004.

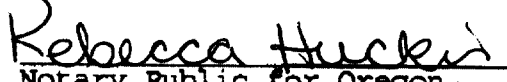

Melvin L. Stewart


Benjamin J. Menold

STATE OF OREGON)
) ss. July 17, 2004.
County of Klamath)

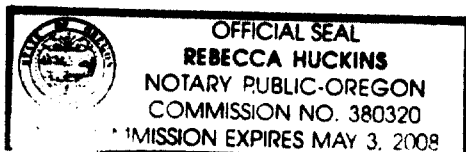
Personally appeared the above-named Melvin L. Stewart, and acknowledged the foregoing instrument to be his voluntary act and deed. Before me:

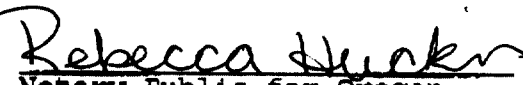



Notary Public for Oregon
My Commission expires: 5/3/08

STATE OF OREGON)
) ss. July 17, 2004.
County of Placer)

Personally appeared the above-named Benjamin J. Menold, and acknowledged the foregoing instrument to be his voluntary act and deed. Before me:




Notary Public for Oregon
My Commission expires: 5/3/08

2. DECLARATION OF EASEMENT