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MTT - 1390 - 6604

Vol M05 Page 04354

After recording return to:  
Jason de Vries  
JELD-WEN, INC.  
3250 Lakeport Blvd.  
Klamath Falls, OR 97601

State of Oregon, County of Klamath  
Recorded 01/20/05 3:17 P m  
Vol M05 Pg 04354-56  
Linda Smith, County Clerk  
Fee \$ 3.00 # of Pgs 3

### CREATION OF A PUBLIC UTILITY EASEMENT

KNOW ALL MEN by these present that JELD-WEN, INC., an Oregon Corporation, ("Grantor") does hereby desire to create a Public Utility Easement over and across a Parcel of land situated in the N1/2 of Section 19, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.

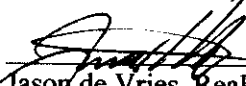
Said easement is described in the attached Exhibit "A" and a map is attached as Exhibit "B" to help identify the easement.

Utilities shall have the right to install, maintain, and operate their equipment above and below ground and all other related facilities within the Public Utility Easement identified on this plat map (the PUE) as first approved by the lot owner and as may be necessary or desirable in providing utility services within and without the lots identified herein, including the right of access to such facilities and the right to require removal of any obstructions including structures, trees and vegetation that may be placed within the PUE. The utility may require the lot owner to remove all structures within the PUE at the lot owner's expense, or the utility may remove such structures at the lot owner's expense. At no time may any permanent structures be placed within the PUE or any other obstruction, which interferes with the use of the PUE without the prior written approval of the utilities with facilities in the PUE

The period of this easement shall be for perpetuity. This easement shall bind and insure for the benefit of, as the circumstances may require, not only to the Grantors but also to their heirs, successors and assigns.

Dated this 17<sup>th</sup> day of January, 2005.


JELD-WEN, INC., an Oregon Corporation

  
Jason de Vries, Real Estate Manager

State of Oregon  
County of Klamath

AMERITITLE, has recorded this instrument by request as an accommodation only, and has not examined it for regularity and sufficiency or as to its effect upon the title to any real property that may be described therein.

This instrument was acknowledged before me on January 17, 2005 by Jason de Vries, Real Estate Manager of JELD-WEN, INC., an Oregon Corporation.

  
Notary Public for Oregon

My commission expires 3-17-06



3/10 AM

**EXHIBIT A**

**04355**

A strip of land situated in the N½ of Section 19, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon. Said strip of land to be 10.00 feet in width, the centerline of which is described as follows:

Commencing at the NW corner of Pelican City Subdivision as recorded at the Klamath County Clerks Office, said point being marked by a gas pipe, from which a 5/8" rebar bears N.89°53'06"E. 12.32 feet; thence S.10°20'45"E. 948.00 feet to a point on the southwesterly right-of-way of Lakeport Blvd, and the TRUE POINT OF BEGINNING; thence S.79°39'11"W. 50.00 feet along the centerline of a 10.00 foot wide strip of land, 5.00 feet on either side of said centerline to the POINT OF TERMINUS, said point bears N.16°20'06"W. 1054.72 feet from a 1/2" pipe marking the SW corner of lot 7, Block 4 of said Pelican City Subdivision.

Side lines of above easement are to lengthen or shorten to intersect with the southwesterly right-of-way of Lakeport Blvd.

Basis of bearing is County Survey No. 4267, as filed at the Klamath County Surveyors Office. Contains 500 square feet, more or less.

04356

EXHIBIT B

