

MTC- 70172

**M05-66986**

Klamath County, Oregon

10/20/2005 10:01:16 AM

Pages 4 Fee: \$36.00

**After Recording Return to:**

Paradise Hill Development, LLC

PO Box 223, Klamath Falls, OR 97601

MTC 70172

**FIRE POND EASEMENT AGREEMENT**

Paradise Hill Development, L.L.C., its heirs, assigns and successors, henceforth, "Party A", being the owner of real property within Paradise Hill subdivision, Klamath County, Oregon;

AND, Paradise Hill Homeowners Association its assigns and successors, henceforth, "Party B", being the owner of roadways and fire protection ponds within Paradise Hill subdivision, Klamath County, Oregon;

WHEREFORE, for and in consideration of the agreements contained herein, the parties hereto agree as follows:

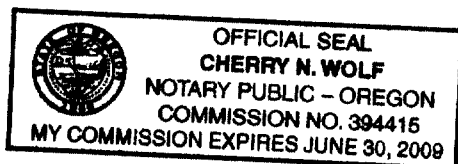
Party "A" (Paradise Hill Development, L.L.C.) hereby grants and dedicates to Party "B" (Paradise Hill Homeowners Association) a permanent, non-exclusive easement over, under and on the area described in Exhibit A, attached, for the purposes of developing and maintaining a water-well and a fire protection pond. The ownership of said well is to be shared by the property owner, Paradise Hill Development, LLC, or it's successors, having 1/2 interest, and by the Paradise Hill Home Owners Association, having 1/2 interest. The purpose of said well is to provide water for the fire pond and to provide domestic water to said property owner. It is further agreed that Klamath County Fire District #1, or it's successors, shall have the perpetual right to take water from the pond for fire protection purposes and that the Paradise Hill Homeowners Association, shall bear the responsibility and the cost of operation and maintenance of the pond, it's fixtures and landscaping in such-a-way as to facilitate the Fire District's use of the pond and to be attractive to the homeowners of Paradise Hill.

STATE OF OREGON, County of Klamath) ss.

SUBSCRIBED AND SWORN to before me this 18 day of October, 2005

Cherry N. Wolf  
Notary Public for Oregon

My Commission Expires: 6/30/09



Mark Wendt

Mark Wendt

Member, Paradise Hill Development, L.L.C.

30.00

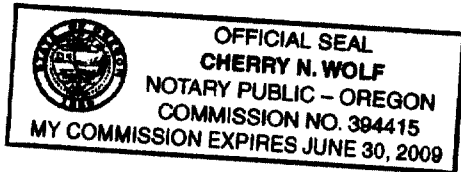
STATE OF OREGON, County of Klamath) ss.

SUBSCRIBED AND SWORN to before me this 18 day of October, 2005

Cherry N. Wolf

Notary Public for Oregon

My Commission Expires: 6/30/09



L. Frank Goodson

L. Frank Goodson

Member, Paradise Hill Development, L.L.C.

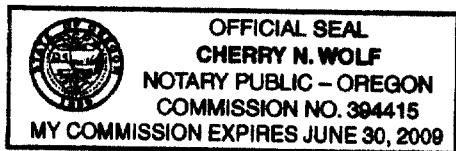
STATE OF OREGON, County of Klamath) ss.

SUBSCRIBED AND SWORN to before me this 18 day of October, 2005

Cherry N. Wolf

Notary Public for Oregon

My Commission Expires: 6/30/09



Mark Wendt

Mark Wendt

President, Paradise Hill Homeowners Assoc.

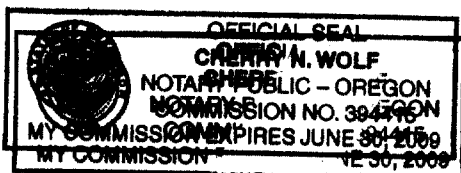
STATE OF OREGON, County of Klamath) ss.

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Cherry N. Wolf

Notary Public for Oregon

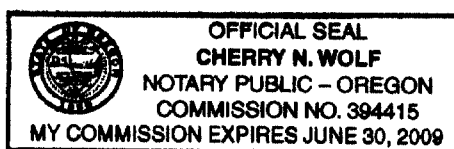
My Commission Expires: 6/30/09



L. Frank Goodson

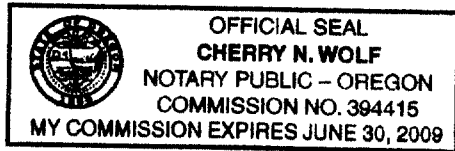
L. Frank Goodson

V-Pres. Paradise Hill Homeowners Assoc.



STATE OF OREGON, County of Klamath) ss.

SUBSCRIBED AND SWORN to before me this 19 day of October, 2005

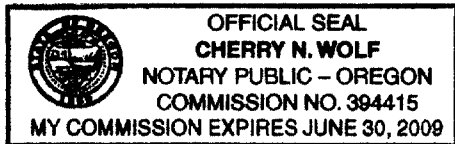


Cherry Wolf  
Notary Public for Oregon  
My Commission Expires: 6/30/09

Jack O'Connor  
Jack O'Connor, President  
O'Connor Livestock Company, Inc

STATE OF OREGON, County of Klamath) ss.

SUBSCRIBED AND SWORN to before me this 19 day of October, 2005



Cherry Wolf  
Notary Public for Oregon  
My Commission Expires: 6/30/09

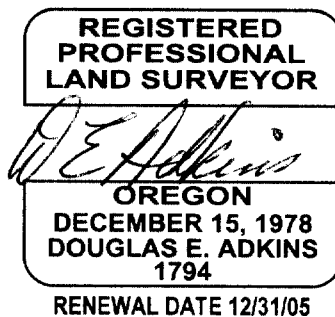
John O'Connor  
John O'Connor, President  
Danoc Corporation

EXHIBIT A

DESCRIPTION FOR FIRE POND EASEMENT

A parcel of land situated in the NE1/4 of Section 6, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Beginning at a point which bears N78°11'47"W a distance of 1612.32 feet from the Quarter Corner common to Sections 5 and 6 of said Township 38 South, Range 9 East; thence N30°24'15"W a distance of 54.46 feet; thence N64°30'20"W a distance of 50.01 feet; thence N68°58'22"W a distance of 43.47 feet; thence S69°58'07"W a distance of 61.76 feet to the Easterly Right of Way line of Peregrine Heights; thence along said Right of Way line S05°00'00"W a distance of 143.41 feet; thence leaving said Right of Way line N66°29'51"E a distance of 200.43 feet to the point of beginning, said parcel containing 0.41 acres, more or less.



October 18, 2005  
1909-0203