

After Recording Return to:

Tru line Surveying
2333 Summers Lane
Klamath Falls, OR 97603

2007-010551

Klamath County, Oregon



00024512200700105510030038

06/12/2007 10:18:10 AM

Fee: \$31.00

RELEASE OF EASEMENT

June

This Agreement to release and extinguish a 16 foot wide irrigation easement created by Land Partition 38-05, is made this 1st day of ~~May~~, 2007 by Glen C. Pate, Jr. and Maggie E. Pate.(as owners of Parcels 1, 2 and 3 of Land Partition 38.05). The party now desires to extinguish said easement as both the burdening properties and the benefiting properties are owned by them, is no longer necessary and is a burden to the respective parcels.

By the signatures below, the parties are extinguishing said easement. By extinguishment of this easements the respective parcel owners shall no longer be burdened by the easements and they will have the full enjoyment of the real property as if the easements never existed. Said easements being extinguished is attached hereto as Exhibit "A". This agreement shall be binding to the respective parties and their heirs, successors and assigns.

IN WITNESS WHEREOF, the parties have hereunto set their hands this 1st day of June, 2007.

Glen C. Pate, Jr.
Glen C. Pate, Jr.

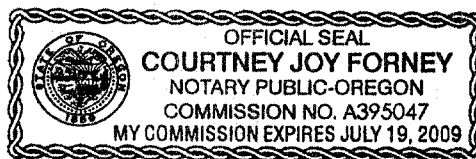
Maggie E. Pate
Maggie E. Pate

State of Oregon

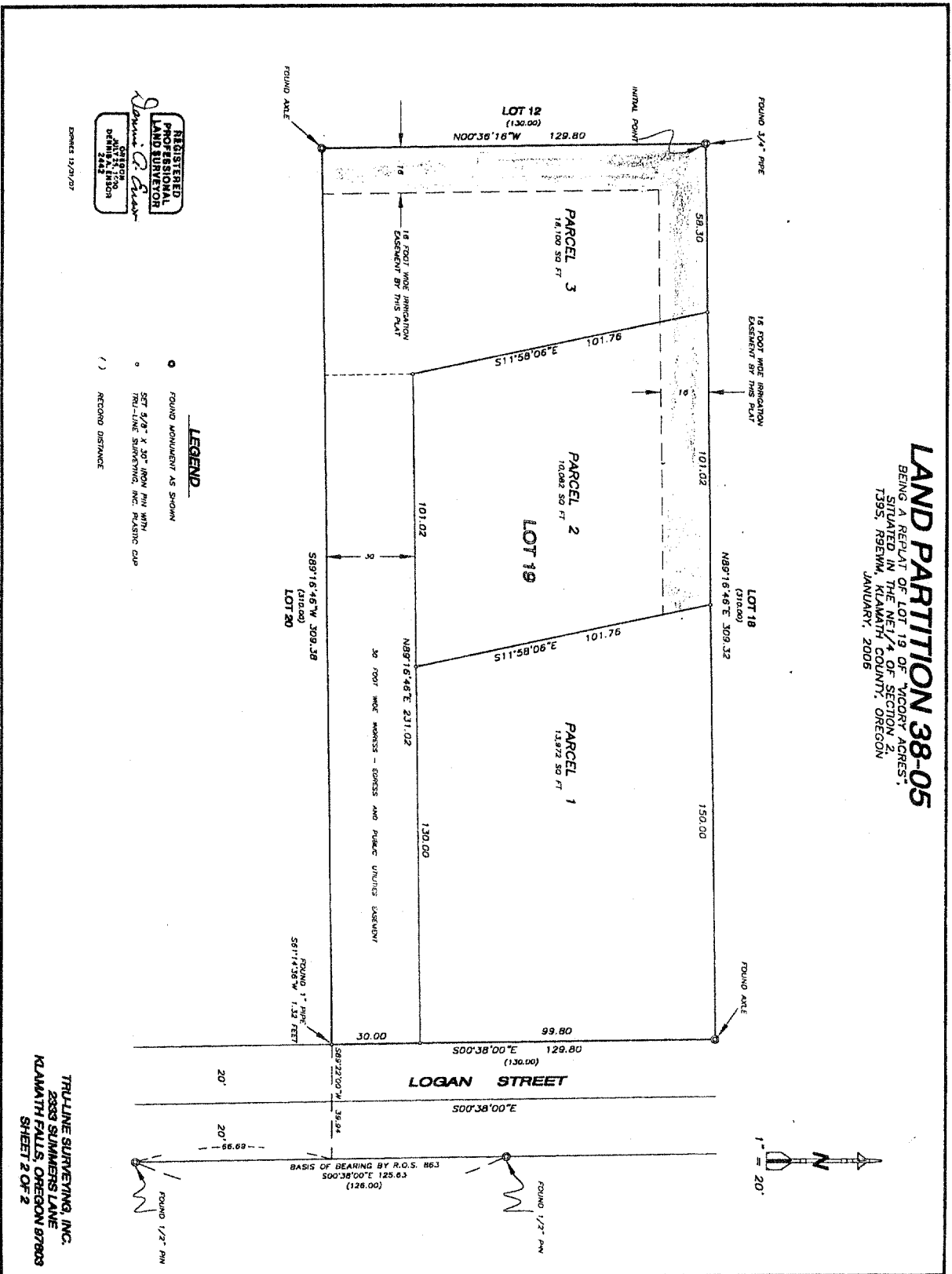
County of Klamath

This instrument was acknowledged before me on 1st day of June, 2007 by Glen C. Pate, Jr. and Maggie E. Pate.

Courtney Joy Forney
Notary Public for State of Oregon
My commission expires July 19, 2009



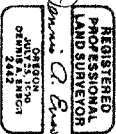
LAND PARTITION 38-05
BEING A REPLAT OF LOT 19 OF "MCORY ACRES",
SITUATED IN THE NE¹/₄ OF SECTION 2,
T39S, R9EWM, KLAHATH COUNTY, OREGON
JANUARY, 2006



LAND PARTITION 38-05
BEING A REPLAT OF LOT 19 OF "VICTORY ACRES"
SITUATED IN THE NE1/4 OF SECTION 2,
T39S, R9EWM, KLAMATH COUNTY, OREGON
JANUARY, 2006

SURVEYORS CERTIFICATE

I, DENNIS A. ENSOR, A REGISTERED LAND SURVEYOR IN THE STATE OF OREGON, DO HEREBY CERTIFY THAT THE ABOVE DESCRIBED LAND HAS BEEN CORRECTLY SURVEYED, PARTITIONED, PLATTED AND CORRECTLY SIGNED AND PLANNED WITHIN THE LAND PARTITION 38-05, BEING LOT 19 OF "VICTORY ACRES" SITUATED IN NE1/4 OF SECTION 2, T39S, R9EWM, KLAMATH COUNTY, OREGON.



Dennis A. Ensor
Dennis A. Ensor O.L.S. 2442

NARRATIVE

LAND PARTITION 38-05 WAS SURVEYED AS REQUIRED BY THE CONDITIONS OF APPROVAL. MONUMENTS FOUND FROM "VICTORY ACRES" PLAT WERE USED FOR CONTROL TO SET THE MONUMENTS AS SHOWN.

I, DENNIS A. ENSOR, HEREBY CERTIFY THAT THIS SURVEY WAS PREPARED USING HEMLETT-PACKARD PRODUCT 431840A HP CARTRIDGE ON CONTINENTAL IMAGING JPC4M2 POLYESTER FILM.

Dennis A. Ensor
Dennis A. Ensor O.L.S. 2442

DECLARATION

STATE OF OREGON SS
COUNTY OF KLAMATH

WE, GLEN C. PAIE, JR. AND MAGGIE E. PAIE, AS TENANTS BY THE ENTIRETY, BEING OF SOUND MIND, DEPOSE AND SAY THAT WE ARE THE OWNERS OF LAND PARTITION 38-05, BEING LOT 19 OF "VICTORY ACRES" SITUATED IN NE1/4 OF SECTION 2, T39S, R9EWM, KLAMATH COUNTY, OREGON. THAT WE DO CHUSE THE SAME TO BE SURVEYED AND PLATTED AS SHOWN ON THE ANNEXED PLAT AND WE DO FOR OURSELVES, OUR HEIRS AND ASSIGNS, HEREBY CREATE THE 30 FOOT WIDE HORSE-EGRESS AND 10 FOOT WIDE HORSE-EGRESS, BEING THE EGRESS ON PARCELS 2 AND 3 AND THE 18 FOOT WIDE IRRIGATION DRAINAGE SERVICE DISTRICT, BEING THE IRRIGATION DRAINAGE SERVICE DISTRICT, THE SOUTH SUBURBAN SANITARY DISTRICT, AND THE ENTERPRISE IRRIGATION DISTRICT.

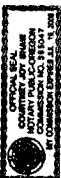
Glen C. Paie, Jr.
Maggie E. Paie

STATE OF OREGON SS
COUNTY OF KLAMATH

BE IT REMEMBERED THAT ON THIS DAY OF 2006, PERSONALLY APPEARED BEFORE ME GLEN C. PAIE, JR. AND MAGGIE E. PAIE, AS TENANTS BY THE ENTIRETY, WHO ARE KNOWN TO ME TO BE THE NORMAL PERSONS ASSIGNED IN AND WHO EXECUTED THE ABOVE INSTRUMENT, AND I HAVE READ THE SAME AND BELIEVED TO ME THAT THEY EXECUTED THE SAME FREELY AND VOLUNTARILY.

IN WITNESS WHEREOF, I HAVE HERETO SET MY HAND AND AFFIXED MY OFFICIAL NOTARIAL SEAL ON THE DAY AND YEAR LAST WRITTEN ABOVE.

Notary Public for the State of Oregon
My Commission Expires July 2008



APPROVALS

I HEREBY CERTIFY THAT ALL TAXES, INTEREST, PROMISSORY ASSESSMENTS, FEES OR OTHER CHARGES REQUIRED BY O.R.S. 92.005 HAVE BEEN PAID.

Klamath County Tax Collector
1/27/06

APPROVED BY
Klamath County Surveyor
1/26/2006

APPROVED BY
Klamath County Planning Director
2/3/07

APPROVED BY
Klamath County Director of Public Works
1/26/2006

FILED FOR RECORD THIS 27 DAY OF January, 2006
Klamath County Clerk
Klamath County Clerk

I, S.R. STICKLAND, MANAGER OF THE KLAMATH COUNTY DRAINAGE DISTRICT, HEREBY CERTIFY THAT LAND PARTITION 38-05 IS INCLUDED WITHIN THE DISTRICT FOR PURPOSES OF RECEIVING SERVICES AND BEING SUBJECT TO THE FEES AND OTHER CHARGES OF THE DISTRICT.

S.R. Stickland
Manager
1/26/2006

I, ERNIE WIGGET, MANAGER OF THE ENTERPRISE IRRIGATION DISTRICT, HEREBY CERTIFY THAT LAND PARTITION 38-05 IS INCLUDED WITHIN THE DISTRICT FOR PURPOSES OF RECEIVING SERVICES AND BEING SUBJECT TO THE FEES AND OTHER CHARGES OF THE DISTRICT.

Ernie Wigget
1-17-06

TRI-LINE SURVEYING, INC.
2839 SUMMERS LANE
KLAMATH FALLS, OREGON 97603
SHEET 1 OF 2

SEE AFFIDAVIT CONSENTING TO THE DECLARATION CONTAINED IN DEED VOLUME 805 PAGE 00245

SEE AFFIDAVIT CONSENTING TO THE DECLARATION CONTAINED IN DEED VOLUME 806 PAGE 00246