

2007-021273

Klamath County, Oregon

After recording return to: WHPacific  
1004 Main Street  
Klamath Falls, OR 97601



00037371200700212730030038

12/21/2007 11:00:11 AM

Fee: \$31.00

## CREATION OF A PUBLIC UTILITY EASEMENT

KNOW ALL MEN by these presents that Running Y Resort, Inc., an Oregon Corporation does hereby enter into a creation of a public utility easement over and across the property owned by Grantor that is legally described as follows:

Lot 260, Tract 1496, RIDGEWATER SUBDIVISION PHASE 1, 1<sup>ST</sup> ADDITION  
according to the official plat thereof on file in the Office of the Clerk of Klamath County,  
Oregon

Said easement is described in the attached Exhibit "A".

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 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 inure for the benefit of, as the circumstances may require, not only to the Grantors but also to their heirs, successors and assigns.

Dated this 12<sup>th</sup> day of December, 2007.

J. D. Andres

State of Oregon

County of Klamath

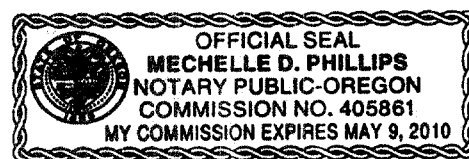
This instrument was acknowledged before me on 12<sup>th</sup> December, 2007 by

Todd Andres as Authorized Agent

for Running Y Resort, Inc., an Oregon corporation.

Notary Public for Mechelle D. Phillips

My commission expires May 9, 2010





1004 Main Street  
Klamath Falls, Oregon 97601-5813  
541.884.3042  
Fax 541.885.2105

NOVEMBER 30, 2007

TRACT 1496, RIDGEWATER SUBDIVISION,  
PHASE 1, 1<sup>ST</sup> ADDITION  
LOT 260 UTILITY EASEMENT DESCRIPTION

PROJECT NO. 33237

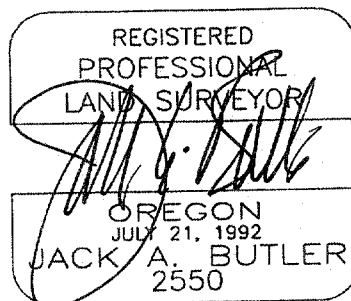
**EXHIBIT "A"**

A TRACT OF LAND LOCATED IN LOT 260 OF TRACT 1496, RIDGEWATER SUBDIVISION, PHASE 1, 1<sup>ST</sup> ADDITION, AND BEING PART OF THE SOUTHEAST ONE-QUARTER OF SECTION 26, TOWNSHIP 38 SOUTH, RANGE 8 EAST OF THE WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 260, SAID CORNER BEING ON THE EASTERLY RIGHT-OF-WAY LINE OF BEATTYS BUTTE DRIVE, THENCE SOUTH 80°23'22" EAST ALONG THE SOUTHERLY LINE OF SAID LOT, 10.28 FEET TO THE POINT OF BEGINNING. THENCE LEAVING SAID SOUTHERLY LINE NORTH 22°54'32" EAST, PARALLEL WITH SAID RIGHT-OF-WAY LINE, 20.55 FEET; THENCE SOUTH 80°23'22" EAST, PARALLEL WITH SAID SOUTHERLY LINE, 10.28 FEET; THENCE SOUTH 22°54'32" WEST, PARALLEL WITH SAID RIGHT-OF-WAY LINE, 20.55 FEET TO SAID SOUTHERLY LINE; THENCE NORTH 80°23'22" WEST ALONG SAID SOUTHERLY LINE, 10.28 FEET TO THE POINT OF BEGINNING.

THE BASIS OF BEARINGS FOR THIS DESCRIPTION IS PER THE PLAT OF TRACT 1496, RIDGEWATER SUBDIVISION, PHASE 1, 1<sup>ST</sup> ADDITION, KLAMATH COUNTY OFFICIAL RECORDS.

CONTAINING APPROXIMATELY 206 SQUARE FEET, MORE OR LESS.



RENEWAL: 12-31-07

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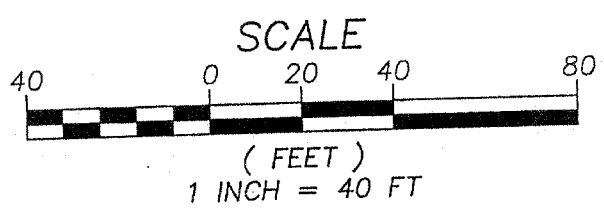
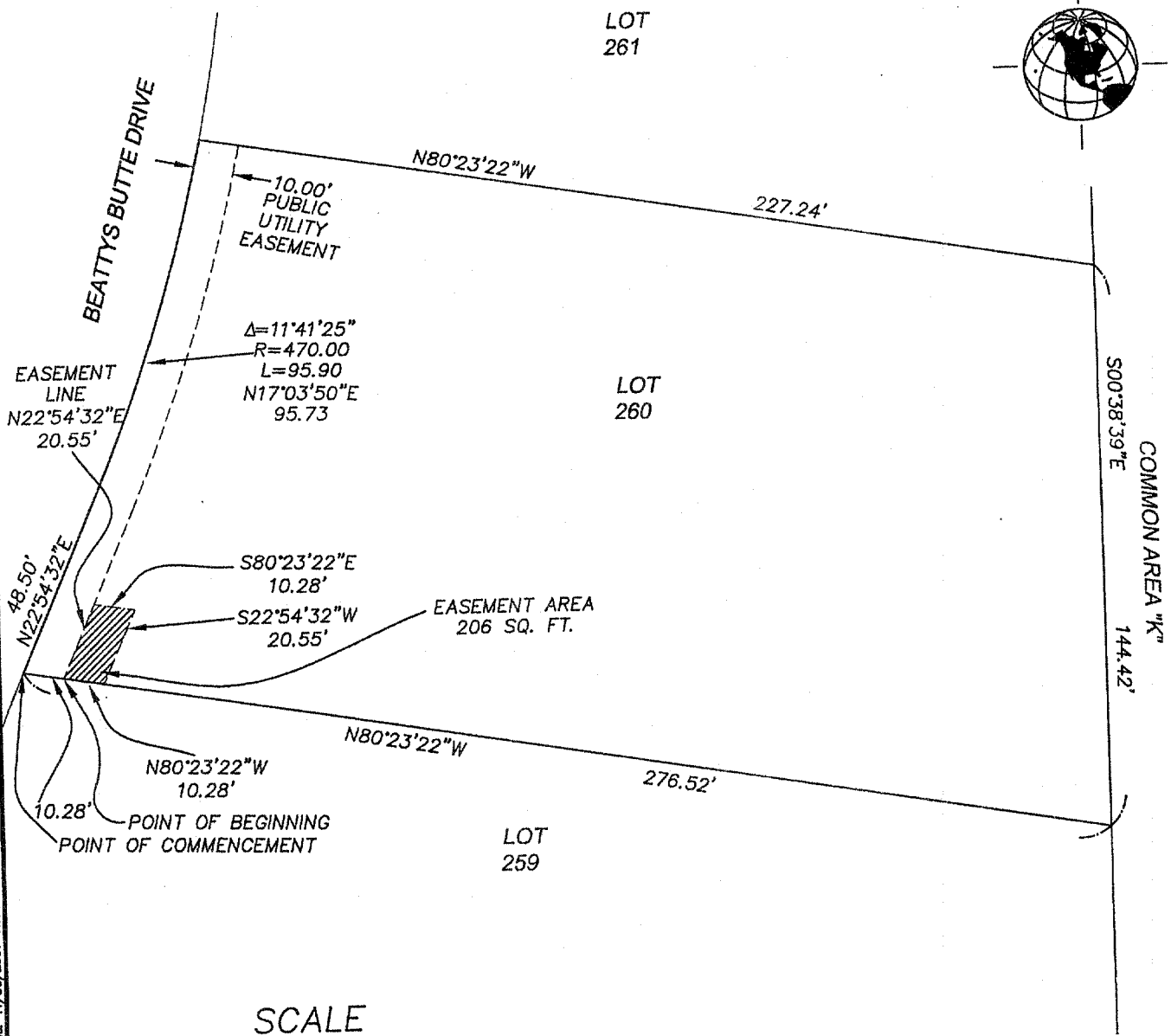
whpacific.com

planners

surveyors

engineers

landscape architects



Office: K Falls / System: KLM-98723C1 / User: THUTCHISON / Time: 11/30/2007 11:28:21

SURVEYED BY		CHECKED BY:	
DRAWN BY: T.H.		APPROVED BY:	
LAST EDIT: 11/20/2007		PLOT DATE: 11/30/07	
DATE	BY	REV#	REVISION

1004 Main St.  
Klamath Falls, Oregon  
97601-0810  
(541)864-8048  
(541)864-8108 Fax  
whepa@att.net

EXHIBIT "B" - SKETCH TO ACCOMPANY LEGAL DESCRIPTION  
TRACT 1496, RIDGEWATER SUBDIVISION, PHASE 1, 1ST ADD.  
**LOT 260**  
**ADDITIONAL UTILITY EASEMENT**

KLAMATH FALLS	PROJECT NO. 33237	DRAWING FILE NAME: 33237-SURV-EX09	1 SHEET	OR 1
SCALE: 1" = 40'				