

2017-002247

Klamath County, Oregon



00199985201700022470040046

03/02/2017 03:35:56 PM

Fee: \$57.00

2017-002678

Klamath County, Oregon

03/14/2017 11:44:00 AM

Fee: \$67.00

Returned at Counter

When Recorded, Return to:

Chiloquin Solar LLC
c/o Damien R. Hall, Esq.
Ball Janik LLP
101 SW Main Street, Suite 1100
Portland, OR 97204

EMERGENCY ACCESS EASEMENT AMENDMENT

This Emergency Access Easement Amendment (this "Amendment") is made and entered into this 2nd day of March, 2017, by and among Peter M. Bourdet and Linda Long, as tenants by the entirety ("Grantors").

Recitals

A. On December 30, 1996, Peter M. Bourdet, then the sole legal owner of Parcel # 3 of Land Partition 7-85 in Klamath County, Oregon ("Property"), granted an easement for ingress and egress through the Property, in the event of the need of an emergency evacuation of Pine Ridge Ranches Tract #1314. That easement was recorded January 8, 1997 at Volume M97, Page 534 in the Klamath County, Oregon records ("Emergency Access Easement"). The Emergency Access Easement did not specify a particular location for the path of ingress and egress across the approximately 103 acre Property.

B. Grantors are the current the owners of the Property. They wish to amend the Emergency Access Easement to specify the general location for the pathway of ingress and egress across their Property as set forth below.

C. Grantors have leased the easterly, approximately 70 acre, portion of the Property to Chiloquin Solar LLC, an Oregon limited liability company ("Chiloquin") pursuant to a lease agreement dated March 2nd, 2017, as evidenced by that Memorandum of Lease recorded on March 2nd, 2017 in Klamath County, Oregon records at Klamath Falls *.

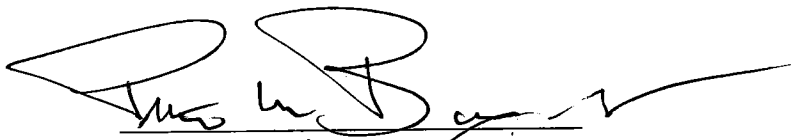
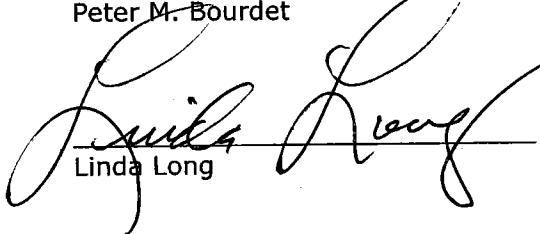
*2017-002248

Declaration of Amendment

Peter M. Bourdet and Linda Long, as the owners of the Property as tenants by the entirety, do hereby declare that the right of ingress and egress originally granted in the Easement, shall be limited to a location that lies to the west of and shall not cross over that portion of the Property that has been leased to Chiloquin. The right of ingress and egress shall be over that portion labeled "Remainder" on the Lease Area Exhibit Map produced by Rhine-Cross Group attached hereto as Exhibit A.

[Signature pages and acknowledgements follow]

Grantors:


Peter M. Bourdet

Linda Long


STATE OF OREGON

County of

Klamath

)
)ss.
)

On March 2, 2017, before me personally appeared Peter M. Bourdet, who being duly sworn, acknowledged the foregoing instrument to be his voluntary act and deed.


Notary Public for Oregon
My Commission Expires: June 16, 2020

STATE OF OREGON

County of

Klamath

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)ss.
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On March 2, 2017, before me personally appeared Linda Long, who being duly sworn, acknowledged the foregoing instrument to be her voluntary act and deed.

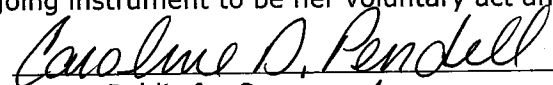

Notary Public for Oregon
My Commission Expires: June 16, 2020



EXHIBIT A

[Remainder Area subject to right of emergency ingress and egress]

<see attached>

16
21
22

LEASE AREA EXHIBIT MAP

N00°32'01"E 2622.18'

1311.09'

2142.62'
(2142.87')

N89°58'33"W 5232.51'

860.84'

WILLIAMSON RIVER

REMAINDER
32.69 ACRES

N00°10'59"W 1648.99'

NORTH LINE OF S1/2 NE1/4

1875.15'

LEASE AREA
70.10 ACRES

21
22

890.01'
846.74'
LOT 19

S89°52'22"E 2846.14'
591.60'
568.47'
LOT 20

PINE RIDGE RANCHES

482.41'
LOT 26

602.61'
LOT 27

279.50'
LOT 28

S89°01'07"E 272.65'

22
22

N00°09'57"W 1325.67'

SOUTHERN PACIFIC RAILROAD

REGISTERED
PROFESSIONAL
LAND SURVEYOR

Keith R. Rhine

OREGON
JULY 11, 2000
KEITH R. RHINE
58985

RENEWAL DATE: 12-31-16

R-C
RHINE-CROSS
GROUP
ENGINEERING - SURVEYING - PLANNING
112 N 5th ST - SUITE 200 - P.O. BOX 909
KLAMATH FALLS, OREGON 97601

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