

DITCH/ IRRIGATION EASEMENTS

Natural and manmade water conveyance structures, control, diversion and measuring structures; and appurtenances thereto (all of the preceding collectively are "irrigation structures" and separately "structure") exist on each Parcel. The conveying language in the following paragraph is intended to be a number of conveyances of easements, one for each improvement on a Parcel ("servient estate") to the other Parcel and/or other land (collectively, "dominant estate") benefited by the improvement.

A perpetual, non-exclusive easement is granted on the servient estate to the vestee of the legal and equitable title of the dominant estate for access to and the operation, maintenance, construction and reconstruction of a structure, each such easement to run with the said dominant and servient estates. Merger and extinguishment shall not occur when the dominant and servient estates are in common ownership unless there is a recorded, unequivocal statement of intent that such occur.

Each easement is limited by the following: a) to a width of fifteen feet on each side of each structure, b) any person exercising rights under an easement shall by that act agree to hold the servient estate harmless from liability and/or damage to the servient estate and any livestock thereon which is reasonably related to such exercise of rights, and c) other than the emergency exercise of rights, the ingress and egress of men, vehicles and machinery on the servient estate shall be subject to the reasonable direction of the owner of the servient estate.

William T. Moore
William T. Moore

Nancy J. Moore
Nancy J. Moore

ON THIS 28th DAY OF August, 2001 BEFORE ME, A NOTARY PUBLIC FOR THE STATE OF OREGON, PERSONALLY APPEARED WILLIAM T. MOORE AND NANCY J. MOORE KNOWN TO ME, WHO FIRST BEING DULY SWORN, SAY THAT THEY DID SIGN THIS INSTRUMENT OF THEIR OWN FREE AND VOLUNTARY ACT.

Sadie Cady
NOTARY PUBLIC

Jack Horton for SIEGEL-HORTON LLC
Jack Horton for SIEGEL-HORTON LLC

ON THIS 13th DAY OF July, 2001 BEFORE ME, A NOTARY PUBLIC FOR THE STATE OF OREGON, PERSONALLY APPEARED JACK HORTON KNOWN TO ME, WHO FIRST BEING DULY SWORN, SAY THAT HE DID SIGN THIS INSTRUMENT OF HIS OWN FREE AND VOLUNTARY ACT.

Sadie Cady
NOTARY PUBLIC



DECLARATION

KNOW ALL PERSONS BY THESE PRESENTS, THAT WILLIAM T. MOORE AND NANCY J. MOORE, ARE THE OWNERS OF THE LAND DESCRIBED IN THE ACCOMPANYING SURVEYOR'S CERTIFICATE, AND DO HEREBY DECLARE THAT THEY HAVE CAUSED THIS PARTITION PLAT TO BE PREPARED, AND THAT THE PROPERTY IS PARTITIONED IN ACCORDANCE WITH O.R.S. CHAPTER 92, AND DO HEREBY CREATE THE ANNEXED DITCH/ IRRIGATION EASEMENTS.

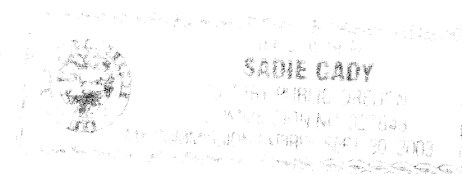
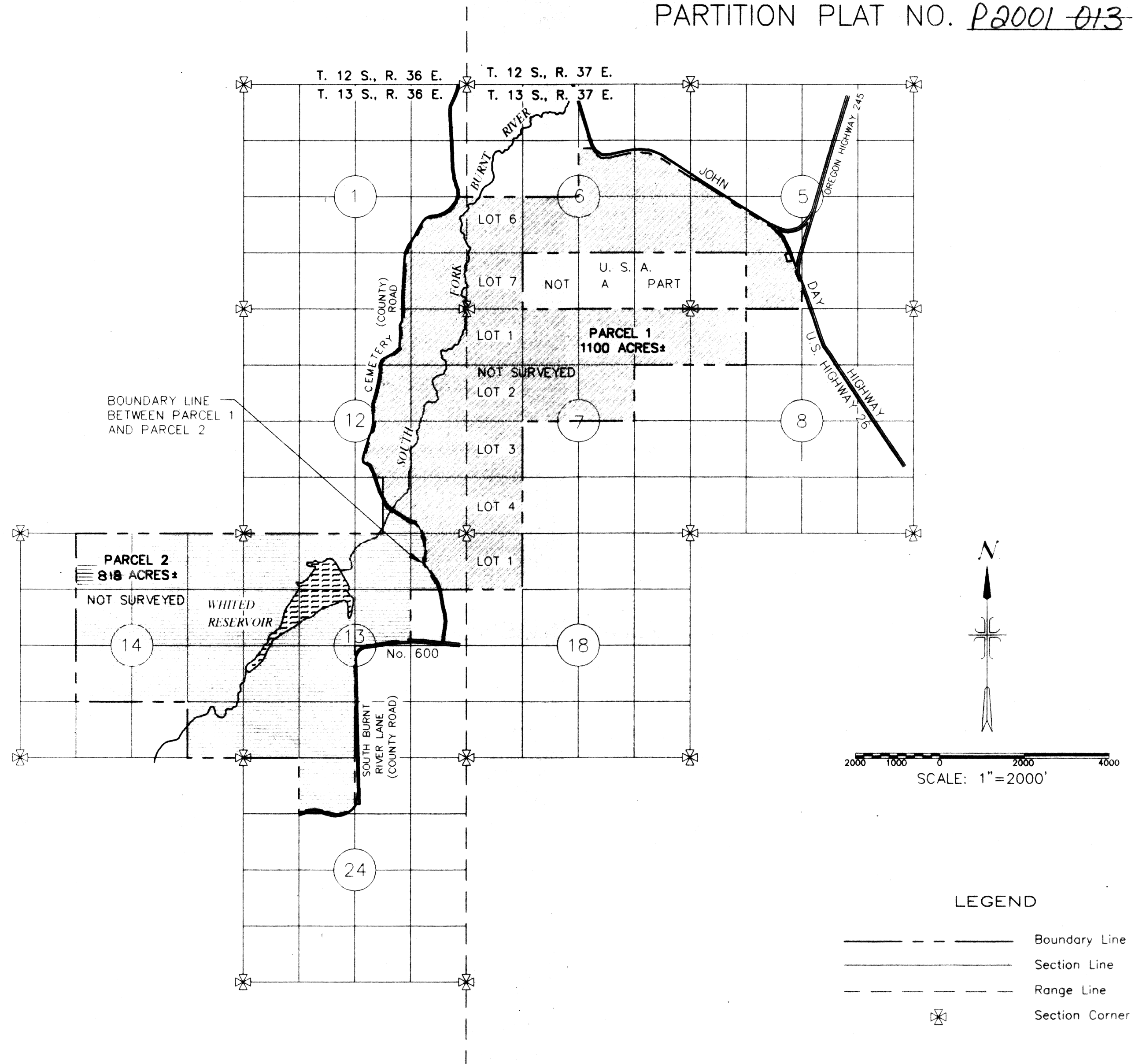
William T. Moore
WILLIAM T. MOORE

Nancy J. Moore
NANCY J. MOORE

STATE OF Oregon } ss
COUNTY OF Malheur

ON THIS 28th DAY OF August, 2001 BEFORE ME, A NOTARY PUBLIC FOR THE STATE OF OREGON, PERSONALLY APPEARED WILLIAM T. MOORE AND NANCY J. MOORE, KNOWN TO ME, WHO FIRST BEING DULY SWORN, SAY THAT THEY DID SIGN THIS INSTRUMENT OF THEIR OWN FREE AND VOLUNTARY ACT.

Sadie Cady
NOTARY PUBLIC

PARTITION PLAT NO. P2001-013-014

LEGEND

- Boundary Line
- Section Line
- Range Line
- ✕ Section Corner

NARRATIVE

THIS PARTITION PLAT WAS PREPARED AT THE REQUEST OF MAX S. TAGGART II, ATTORNEY FOR AND IN BEHALF OF SIEGEL-HORTON, LLC. THE PLAT WAS PREPARED FROM RECORD DATA AND NO FIELD SURVEY WAS PERFORMED.

THE ACREAGE SHOWN HEREON IS AS SHOWN ON THE BAKER COUNTY ASSESSOR'S MAPS.

I, WALTER L. NEITZ, HEREBY CERTIFY THAT
THIS IS AN EXACT REPRODUCTION OF THE ORIGINAL.

FILED AUGUST 29, 2001
BAKER COUNTY SURVEYOR
SURVEY NO. 13-36-84MP
13-37-23MP
SHEET 1 OF 2

Walter L. Neitz

PARTITION FOR:
SIEGEL-HORTON LLC

PORTIONS OF SECTIONS 1, 12, 13, 14, 24
T. 13 S., R. 36 E., W.M.

&
PORTIONS OF SECTIONS 5, 6, 7, 8, 18
T. 13 S., R. 37 E., W.M.
BAKER COUNTY, OREGON

SCALE: 1" = 2000' DR. AKY CK. WLN SHEET 1 OF 2
DATE: JULY 5, 2001 ACAD DWG. FILE: 3423-01

BLS

BERGEY LAND SURVEYING
Surveyors • Planners
1431 South Main Street
Payette, Idaho
208-642-3479