

1 and

2 WHEREAS, the parties wish to plan development of their said respective
 3 properties lying adjacent to said South Sixth Street in such manner that there
 4 will always be a service road available for customers of the businesses located
 5 thereon, now, therefore, in consideration of the premises and of the agreements
 6 of each of the parties herein contained, and of other valuable considerations,
 7 receipt of which is hereby acknowledged, the parties covenant to and with each
 8 other as follows:

9 1. Each of the parties hereto does give and grant unto the other party here-
 10 to the perpetual easement and right of way over and across the northeasterly 35
 11 feet of their respective Parcels One and Two above described, for driveway and
 12 sidewalk purposes, which said easement and right of way shall always be and
 13 remain appurtenant to the land adjoining the same.

14 2. No obstruction or structure of any kind shall ever be placed upon said
 15 35 foot strip of land. First party will, within the year, remove the present
 16 structures from said 35 foot strip of Parcel One.

17 3. Second party will, on or before June 30, 1948, cause the present
 18 structure situated on said Parcel Two to be set back so that no part thereof
 19 will be within said 35 foot strip.

20 4. First party will pay second parties \$900 on the execution hereof,
 21 receipt whereof is acknowledged by second parties.

22 IN WITNESS WHEREOF, the second parties have hereunto set their hands and
 23 seals, and first party, pursuant to a resolution of its Board of Directors, duly
 24 and legally adopted, has caused these presents to be signed by the Chairman of
 25 its Board of Directors and its Secretary, and its corporate seal to be hereunto
 26 affixed, all on the day and year first herein written.

KLAMATH BASIN COOPERATIVE

BY *J. Z. Smith*
Chairman of Board of Directors

KLAMATH BASIN COOPERATIVE

BY *Carl Mack*

as Secretary

George F. Hayes (SEAL)

CLARA MAY HAYES (SEAL)

WILLIAM GARDNER
ATTORNEY AT LAW
CLARENCE PARK, DUL

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1 STATE OF OREGON }
 2 County of Klamath } SS

3 On this 18th day of November, 1947, before me appeared J. Z. Smith and
 4 Earl Mack, both to me personally known, who being duly sworn, did say that he,
 5 the said J. Z. Smith is the Chairman of the Board of Directors, and he, the
 6 said Earl Mack, is the Secretary of Klamath Basin Cooperative, the within named
 7 corporation; and that the seal affixed to said instrument is the corporate seal
 8 of said corporation, and that the said instrument was signed and sealed in
 9 behalf of said corporation by authority of its Board of Directors, and said
 10 J. Z. Smith and Earl Mack, acknowledged said instrument to be the free act and
 11 deed of said corporation.

12 IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official
 13 seal, this the day and year first in this, my certificate written.

R. P. Olsen
Notary Public for Oregon
My Commission expires

March 18, 1948

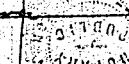
14 STATE OF OREGON }
 15 County of Klamath } SS

16 BE IT REMEMBERED, That on this 18th day of November, 1947, before me, the
 17 undersigned, a notary public in and for said County and State, personally
 18 appeared the within named George F. Hayes who is known to me to be the identi-
 19 cal person described in and who executed the within instrument and acknowledged
 20 to me that he executed the same freely and voluntarily.

21 IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal the
 22 day and year last above written.

R. P. Olsen
Notary Public for Oregon
My Commission expires

March 18, 1948

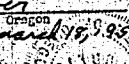
23 STATE OF TEXAS }
 24 County of Klamath } SS

25 BE IT REMEMBERED, That on this 18th day of December, 1947, before me,
 26 the undersigned, a notary public in and for said county and state, personally
 27 appeared the within named Clara May Hayes, who is known to me to be the
 28 identical person described in and who executed the within instrument and ack-
 29 nowledged that she executed the same freely and voluntarily.

30 IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal the
 31 day and year last above written.

R. P. Olsen
Notary Public for Oregon
My Commission expires

March 18, 1948



32 STATE OF OREGON, COUNTY OF KLAMATH, SS.

33 Filed for record at request of *WILSON THIELE & ASTHARD CO.*
 34 this 18th day of *Dec* 1947 at 10:00 o'clock A.M., and
 35 duly recorded in Vol. 215, of *Deeds* on Page 43

CHAS. F. DELAP, COUNTY CLERK

Dec 22 1947 by James Thomas Deputy

WILLIAM GARDNER
ATTORNEY AT LAW
CLARENCE PARK, DUL

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