

Agreement April 18, 1966, between Erickson Investment Company, a California Corporation as to 9/10 undivided interest and James F. Stilwell as to an undivided 1/10 interest, hereinafter referred to as first parties, and Swan Lake Moulding Company, a Oregon Corporation, hereinafter referred to as second party; WITNESSETH, that WHEREAS, First parties have purchased from J.R. Brown and Maude Brown the following described real property in Klamath County, Oregon, to wit;

Parcel 1: Starting at the Northwest corner of Section 3, T39S R9E W.M. Oregon; thence $80^{\circ}00'1''E$ along the Westerly boundary of said Section 3, 826.8 feet, more or less, to its intersection with a line parallel with and 75 feet distant at right angles Northeasterly from the center line of the Klamath Falls-Lakeview State Highway also known as South Sixth Street, as the same is now located and constructed, said parallel line being also the Northerly right-of-way line of said highway; thence $S55^{\circ}52'1''E$ along said right-of-way line 1741.84 feet, more or less, to the Easterly line of the County Road known as Austin Street and the true beginning point of this description; thence $N34^{\circ}07'1''E$ at right angles to said highway and along said County Road 175.0 feet to the Southerly line of County Road known as Pershing Way and point designated as Point "B" in this description; thence along said Southerly Boundary $S55^{\circ}52'1''E$ parallel to highway right-of-way line 494.5 feet, more or less, to the Northwesterly corner of that certain tract conveyed to Swan Lake Moulding Company by deed dated September 9, 1949, recorded in Volume 234 at page 187 of Klamath County Deed Records; thence $S34^{\circ}07'1''W$ along the Westerly boundary of said tract 175.0 feet to the Northwesterly right-of-way line of said highway; thence $N55^{\circ}52'1''W$ along said right-of-way line to the true point of beginning.

Also starting again at Point "B" above and running thence $N34^{\circ}07'1''E$ 60.0 feet to intersection of Northerly boundary of County Road known as Pershing Way and Easterly line of County Road known as Austin Street and the true beginning point of this description; thence $S55^{\circ}52'1''E$ along said Northerly Boundary 468.35 feet, more or less, to the Easterly Boundary of Enterprise Tract 33 A; thence $N0^{\circ}21'1''E$ along said Easterly Boundary 527.65 feet, more or less, to the Northeast corner of said Tract; thence $N89^{\circ}30'45''W$ 209.75 feet, more or less, to the Easterly boundary of the County Road known as Austin Street, thence $S34^{\circ}07'1''W$ along said boundary 322.48 feet, more or less, to the true point of beginning.

Also the North half of Lot "B" of the Resubdivision of Tract No. 24 of Enterprise Tracts, according to the official plat thereof on file in the records of Klamath County, Oregon.

WHEREAS second party is the owner of the following described property in Klamath County, Oregon, to wit:

Beginning at the northwesterly corner of Lot G of the resubdivision of Enterprise Tract 24, the plat whereof is on file in record in the office of the County Clerk of Klamath County, Oregon, Book 5 of Maps at Page 38, and running thence $S34^{\circ}07'1''W$ 68.53 feet, more or less, to the Northerly Boundary of the Klamath Falls, Lakeview Highway, also known as South Sixth Street as the same is now located and constructed; thence $N55^{\circ}52'1''W$ along said highway line 85.0 feet, thence $N34^{\circ}07'1''E$ at right angles to said Sixth Street 175.0 feet; thence $S55^{\circ}52'1''E$ ~~at right angles~~ 13.77 feet to the Easterly Boundary of Enterprise Tract 33 A; thence $S00^{\circ}20'1''W$ along said Easterly Boundary 128.10 feet to the place of beginning.

Also Lot G of the Resubdivision of Enterprise Tract 24.

Also beginning at the Northwest corner of Lot G of the Resubdivision of Enterprise Tract 24, Klamath County, Oregon, thence S34°07½'W 88.53 feet, more or less, to the Northerly Boundary of the Klamath Falls-Lakeview State Highway as the same is now located and constructed; thence S55°52½'E along said Boundary 45.85 feet; thence N0°20½'E along the Westerly boundary of said Lot G 82.45 feet, more or less, to the point of beginning.

Also the Northerly 80.0 feet and the Westerly 150.0 feet of the Southerly 85.44 feet of Lot E, Resubdivision of Enterprise Tract 24 in Klamath County, Oregon.

WHEREAS, First Parties wish to petition the Board of Commissioners of Klamath County, Oregon, for the vacation of that portion of the County Road known as Pershing Way lying Easterly of the East line of the County Road known as Austin Street and more particularly described as follows:

Commencing at the Northwest corner of Section 3 T39S R9E W.1E. Oregon, and running thence S0°00½'E along the Westerly boundary of the said Section 3, 826.8 feet, more or less, to its intersection with a line parallel with and 75 feet distant at right angles Northeasterly from the center line of the Klamath Falls-Lakeview Highway, also known as South Sixth Street as the same is now located and constructed; thence S55°52½'E along said parallel line 1741.84 feet to the Easterly line of the County Road known as Austin Street; thence N34°07½'E along said Easterly line 235.0 feet to the Northerly line of the County Road known as Pershing Way; thence S34°07½'W 60.00 feet; thence S55°52½'E along the Southerly line of Pershing Way to the Easterly line of Enterprise Tract No. 33 A; thence Northerly along said Easterly line of said Tract to a point S55°52½'E from said true beginning point; thence N55°52½'W to the true point of beginning.

(and the true point of beginning of this description)

to the end that if said street is vacated the vacated property will belong to first parties, and

WHEREAS, First parties wish second party to join in said petition for vacation, and have agreed in consideration therefor that if said street is so vacated they shall execute to second party the perpetual easement and right of way which shall be appurtenant to second party's parcels of land above described on, under, and over the following described property, to-wit:

Beginning at the Northwest corner of Lot G of the Resubdivision of Enterprise Tract 24, Klamath County, Oregon, and running thence N0°20½'E 123.10 feet along the Easterly boundary of Enterprise Tract 33 A to the Southerly boundary of the County Road known as Pershing Way, thence and the true beginning point of this description; thence N55°52½'W 30.3 feet; thence N00°20½'E 72.5 feet, more or less, to the Northerly line of said Pershing Way; thence S55°52½'E 30.3 feet to the Easterly line of Enterprise Tract 33 A; thence S00°20½'W 72.5 feet, more or less, to the true point of beginning, for roadway, sewer and public utility purposes.

NOW THEREFORE, in consideration of said easement second party agrees that it shall join with first parties in said petition for vacation of said part of said County Road and Street, and in consideration therefor, first parties agree that upon vacation of said portions of said street they shall execute to second party the easement above described.

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IN WITNESS WHEREOF the parties hereto have hereunto set
their hands the day and year first herein written.

Erickson Investment Company

by James F. Stilwell Attorney in fact
James F. Stilwell

James F. Stilwell

by James F. Stilwell
James F. Stilwell

Swan Lake Moulding Company

by Alfred D. Collier President
Alfred D. Collier

STATE OF OREGON }
COUNTY OF KLAMATH } SS April 18, 1966.

James F. Stilwell, Attorney in Fact for Erickson Investment
Company, a California Corporation, being duly sworn, deposes and
says that he is Attorney in Fact for the Erickson Investment
Company, that he signed the foregoing agreement as such Attorney
in Fact, that said signing is the free will and act of said
corporation.

Before me

Donald F. Ferguson
Notary Public
In and for said county and state.
My Commission Expires Nov. 14, 1969

STATE OF OREGON }
COUNTY OF KLAMATH } SS April 18, 1966.

James F. Stilwell, being duly sworn, deposes and says, that the
foregoing signature is his and is his free and voluntary act.

Before me

Donald F. Ferguson
Notary Public
In and for said county and state.
My commission expires Nov. 14, 1969

State of Oregon }
County of Klamath } SS Alfred D. Collier, being duly sworn,
deposes and says, that he is President
of the Swan Lake Moulding Company, that
the foregoing signature is his, that
said signing is the free will and act
of said corporation.

Before me this 18th day of April, 1966.

Donald F. Ferguson
Notary Public
In and for said county and state.
My commission expires Nov. 14, 1969

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STATE OF OREGON; COUNTY OF KLAMATH; ss:

Filed for record at request of Swan Lake Moulding Co.

this 27 day of April A.D. 1966 at 10:50 o'clock A.M., and

Truly recorded in Vol. M-66 of Deeds on Page 3742

DOROTHY ROGERS, County Clerk

Fee \$6.00

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By *Jane Merrill*