

WATER WELL AGREEMENT

AGREEMENT, made this 18th day of May, 1973, by and between WILLIAM B. THOMAS and VIRGINIA C. THOMAS, husband and wife, First Parties, and JOHN M. ANDERSON and JOANN M. ANDERSON, husband and wife, Second Parties,

WITNESSETH:

WHEREAS, Second Parties are the owners of the following described real property situate in Klamath County, Oregon:

A parcel of land located in the NE $\frac{1}{4}$  of Section 9, Township 39 South, Range 10 E.W.M., more particularly described as follows:

Beginning at a one-half inch iron pipe on the Southerly line of Pine Grove Road and on the North-South center of section line, said point being South 00°06' West a distance of 51.00 feet from the quarter corner common to Sections 9 and 4; thence continuing South 00°06' West a distance of 513.93 feet to a point; thence West 363.64 feet to the true point of beginning; thence South 69°35' West a distance of 170.84 feet; thence South 76°35' West a distance of 135.22 feet to an iron pin; thence North 00°06' East a distance of 154.27 feet to a one-half inch iron pin, said iron pin located on the Southerly right of way line of Pine Grove Road; thence North 76°36' East, along the Southerly right of way a distance of 99.16 feet to a one-half inch iron pin marking the beginning of a 10.4 degree curve left, having a chord which bears North 69°07' East and a chord length of 134.28 feet; thence Northeasterly along the arc of said curve a distance of 134.62 feet; thence South 27°25'02" East a distance of 149.99 feet to the point of beginning;

and First Parties are the owners of the following described real property situate in Klamath County, Oregon:

A parcel of land located in the NE $\frac{1}{4}$  of Section 9, Township 39 South, Range 10 East, Willamette Meridian, more particularly described as follows:

Beginning at a point which is located South 00°06' West a distance of 564.93 feet and West a distance of 160.00 feet from the quarter corner common to Sections 9 and 4; thence West a distance of 203.64 feet; thence North 27°25'02" West a distance of 149.99 feet to a point on the Southeasterly right of way line of Pine Grove Road; thence Northeasterly along the arc of a 10.4 degree curve to the left a distance of 218.43 feet, the chord of said curve bears North 51°15'25" East and the length of said chord is 217.01 feet; thence South 21°02'55" East a distance of 288.29 feet to the point of beginning; and

WHEREAS, there is a well, pump and pump house situate on the line dividing the two above-described properties; and

WHEREAS, both parties each own an undivided one-half interest in the well, pump and pump house; and

WHEREAS, both parties are hooked up to the pump for their water; and

WHEREAS, Second Parties supply the electricity to operate said pump and to heat the pump house; and

WHEREAS, both parties wish to provide for the payment of expenses of

GANONG, SISEMORE  
& ZAMSKY  
ATTORNEYS AT LAW  
529 MAIN STREET  
KLAMATH FALLS, ORE.  
97601

Water Well Agreement - Page 1.

Ref. Klamath Co. Title Co.  
P.O. 151-113.

STATE OF  
County of  
Person  
Thomas, husband and wife,  
and deed.  
Before  
(SEAL)  
My Commission

6052

1 maintenance, repairs and replacements of the pump, pump house and well,  
 2 NOW, THEREFORE, it is hereby agreed for and in consideration of the mutual  
 3 promises contained herein, First Parties agree to pay to Second Parties the sum  
 4 of \$10.00 per month, and both parties shall bear and pay one-half of all expenses  
 5 of maintenance, repairs and replacements of the said pump, pump house and well;  
 6 however, each shall bear their own expenses for the repair and maintenance of  
 7 their respective water systems, other than said well, pump and pump house.

8 This Agreement shall be binding upon the heirs, successors and assigns of  
 9 the parties.

10 WITNESS the hands of the parties the day and year first herein written.

11 William B. Thomas  
 12 Virginia C. Thomas  
 13 First Parties  
 14 John M. Anderson  
 15 Joann M. Anderson  
 16 Second Parties

17 STATE OF OREGON )  
 18 County of Klamath ) SS

May 18, 1973

19 Personally appeared the above named William B. Thomas and Virginia C.  
 20 Thomas, husband and wife, and John M. Anderson and Joann M. Anderson, husband  
 21 and wife, and acknowledged the foregoing instrument to be their voluntary act  
 22 and deed.

Before me:

23 Raymond Royce  
 24 Notary Public for Oregon

(SEAL)

My Commission Expires: 6-28-74

25 Raymond Royce  
 26 R. L. RAYMOND ROYCE  
 27 "NOTARY PUBLIC - OREGON"  
 28 "My Commission Expires 6-28-74"

STATE OF OREGON,  
 County of Klamath

Filed for record at request of

KLAMATH COUNTY TITLE CO

in this 18th day of May A.D. 19 73

at 2:34 o'clock P.M. and duly

recorded in Vol. M 73 of DEEDS

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Wm D. MILNE, County Clerk

By Raymond Royce Deputy

Fee \$14.00

GANDONG, GISEMORE  
 & ZAMSKY  
 ATTORNEYS AT LAW  
 530 MAIN STREET  
 KLAMATH FALLS, ORE.  
 97601

Water Well Agreement - Page 2.

May 18 - 2 48 PM 1973

1. NAME  
 2. BIRTH  
 3. DATE  
 4. DEATH  
 5. SOC  
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 8. HARRISON  
 9. NAME  
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MEDICAL CERTIFICATION

23. WAS  
 24. INJUR  
 25. CERTIF  
 26. RESERVE  
 27. DECEASED WILL  
 28. DATE RECEIVED BY  
 29. LOCAL REGISTRAR

8-19-73