

THIS AGREEMENT, Made the day and year hereafter written, between  
PHIL F. BARRY and MARY G. BARRY, husband and wife, hereinafter called Barrys,  
and KLAMATH COUNTY SCHOOL DISTRICT, a County School District, herein called the  
District,

WITNESSETH:

That the parties hereby agree as follows:

1.

Barrys have contemporaneously with the execution of this Agreement convey-  
ed to the District the real property more particularly described as follows:

All of the S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 1, Twp. 39 S.R.  
8 E.W.M., Klamath County, Oregon, EXCEPT for  
that portion thereof conveyed for County Road  
by Deed Recorded July 1, 1960, in Vol. 322 at  
page 357 of Klamath County, Oregon Deed Records.

2.

Barrys have retained ownership of the following described premises, to-wit:

The N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 1, Twp. 39 S.R. 8  
E.W.M., Klamath County, Oregon.

3.

One of the considerations for said sale and conveyance by Barrys to the  
District is the District's agreement made in consideration of said sale and  
conveyance as follows, to-wit: That if Barrys, their heirs, grantees or assigns,  
shall dedicate a right of way for a public road across the Southerly 30 feet of  
said N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$  of said Section 1 retained by them, the District and its Grantees,  
Successors or assigns, will join therein to the extent necessary to grant or  
dedicate a right of way for such public road across the Northerly 30 feet of  
the S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$  of said Section 1 so that said Public Road will be 60 feet wide;  
Provided, however, that if Barrys, their heirs, grantees or assigns, shall ever  
file a plat or land partition of any part of said South 30 feet of said  
N $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$  of said Section 1 which does not dedicate, grant or convey said 30  
foot right of way for said Public Road, this Agreement shall be null and void  
and of no further force or effect, and the District will have no further obli-  
gation to dedicate, grant or convey any portion of said Northerly 30 feet of  
said S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$  of said Section 1 as a Public Road.

Agreement - Page 1

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

FORM No.

28.5023 796

WARRANTY DEED

This Index

husband and  
have bargained

JAMES I.

husband and

Lot 11  
Klamath

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1 IN WITNESS WHEREOF, The parties have caused this Agreement to be executed  
2 this 19th day of July, 1973.

3 Phil F. Barry  
4 Phil F. Barry

5 Mary G. Barry  
6 Mary G. Barry

7 KLAMATH COUNTY SCHOOL DISTRICT

8 BY James E. Creswell  
9 Chairman

10 By J. B. Conroy  
11 Superintendent and Ex Officio Clerk

12 STATE OF OREGON )  
13 ) SS  
14 County of Klamath )

15 Personally appeared the above named Phil F. Barry and Mary G. Barry, husband  
16 and wife, and acknowledged the foregoing instrument to be their voluntary act  
17 and deed, this 19th day of July, 1973.

18 Before me:

19 Norman J. [Signature]  
20 Notary Public for Oregon

21 (SEAL)

22 My Commission expires:

23 STATE OF OREGON )  
24 ) SS  
25 County of Klamath )

26 BE IT REMEMBERED, That on this 19th day of July, 1973, before me, the  
27 undersigned, a Notary Public in and for said County and State, personally  
28 appeared James E. Creswell and J. B. Conroy, each to me person-  
29 ally known, who being first duly sworn did say that he, the said James E.  
30 Creswell is the Chairman of the School Board, and that he, the  
31 said J. B. Conroy is the Superintendent and Ex Officio Clerk of the within  
32 named Klamath County School District, a County School District organized and  
existing under the laws of the State of Oregon, and that the seal affixed to  
said instrument is the official seal of said Klamath County School District,  
and that said instrument was signed and sealed in behalf of said Klamath County  
School District by authority of this School Board, and the said James E.  
Creswell and J. B. Conroy acknowledged said instrument to be  
the free act and deed of said School District.

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

33 W. Ganong, Jr.  
34 Notary Public for Oregon

35 My Commission expires December 30, 1976

36 (SEAL)

37 My Commission expires:

38 Agreement - Page 2

GANONG, SISEMORE  
& ZAMSKY  
ATTORNEYS AT LAW  
538 MAIN STREET  
KLAMATH FALLS, ORE.  
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IN WITNESS WH  
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STATE OF OREGON, C  
Personally appeared  
[Signature]  
and acknowledged

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STATE OF OREGON, }  
County of Klamath } ss.

Filed for record at request of:  
on this 2nd day of \_\_\_\_\_ A. D., 1973  
at 11:03 o'clock \_\_\_\_\_ A. M. and duly  
recorded in Vol. 72 of \_\_\_\_\_  
Page 10003

WM. D. MILNE, County Clerk  
By Kazuo Nagai Deputy.  
Fee 36.00

RETURN: PHIL F. BARRY  
70 Pine Street  
Klamath Falls, Oregon 97601

28.5023  
78

WARRANTY DEED  
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husband and wife

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