

6577

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EASEMENT

For Automobile Runway, Adjoining Parcels (Grant Type)

THIS AGREEMENT, Made and entered into this 24th day of October, 1975,

between Ronald Kirkpatrick and Theodore Kirkpatrick, dba R. & T. Trucking,

hereinafter called the first parties, and Theodore Kirkpatrick and Carol Kirkpatrick

hereinafter called the second parties, WITNESSETH:

WHEREAS, the first parties are the owners in fee simple of

A tract of land located in the W1/2 of the NW1/4 of the SW1/4, Section 27, Township 35, Range 7, East of the Willamette Meridian. From the West 1/4 corner of Section 27, south along section line 264 feet to a steel pin, the point of beginning, east 330 feet, then south along a line parallel with section line 27, 264 feet to a pin, then west 330 feet to a pin in section line 27, then north along section 27, 264 feet to the point of beginning.

Klamath County, Oregon, and the second parties are the owners in fee simple of

See Attached Exhibit A

Klamath County, Oregon, and said two parcels of real estate adjoin each other; and

WHEREAS, the parties desire to grant to each other an easement and right to use a certain automobile runway now or about to be constructed along the southerly northerly line of the second parties' property;

NOW, THEREFORE, in consideration of One (\$1.) Dollar and other valuable considerations each to each in hand paid, the receipt of which is hereby acknowledged:

FIRST: The first parties have sold and do hereby grant, bargain, sell and convey unto the second parties, their heirs and assigns, the right to use at all times the whole of said automobile runway, including that portion thereof situated on the southerly 30 feet of the said property of the first parties, said use to be confined to the ingress and egress of automobiles to and from the garage now situated or hereafter to be constructed on the second parties' property and the uses incidental thereto.

TO HAVE AND TO HOLD the same unto the said second parties, their heirs and assigns forever.

SECOND: The second parties have sold and do hereby grant, bargain, sell and convey unto the first parties, their heirs and assigns, the right to use at all times the whole of said automobile runway including that portion thereof situated on the southerly 30 feet of the said property of the second parties, said use to be confined to the ingress and egress of automobiles to and from the garage now situated or hereafter to be constructed on the first parties' property and the uses incidental thereto.

TO HAVE AND TO HOLD the same unto the said first parties, their heirs and assigns forever.

THIRD: In construing the foregoing agreement, the plural shall mean and include the singular wherever the context so requires.

IN WITNESS WHEREOF, the said parties have hereunto set their hands and seals in duplicate on this day and year first hereinabove written.

Ronald Kirkpatrick (SEAL)
Theodore Kirkpatrick (SEAL)

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STATE OF OREGON,

County of Deschutes } ss.

BE IT REMEMBERED, That on this 24th day of October, 1975, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Ronald Kirkpatrick and Theodore Kirkpatrick, represented they are partners DBA: R. & T. Trucking known to me to be the identical individuals described in and who executed the within instrument and acknowledged to me that they executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written. *Stanley D. Richard*
Notary Public for Oregon.
My Commission expires 10-14-79.

STATE OF OREGON)
OF Deschutes) ss.
County of Klamath)

October 24, 1975

Personally appeared Ronald Kirkpatrick and Theodore Kirkpatrick who, being duly sworn, each for himself and not one for the other, did say that the former is the president and the latter is the secretary of R. & T. Trucking, a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Before me:

(OFFICIAL SEAL)

NOTARY PUBLIC FOR OREGON
My Commission Expires

EASEMENT
(FORM No. 608)

BETWEEN

AND

STATE OF OREGON,

County of _____ ss.
I certify that the within instrument was received for record on the _____ day of _____, 19____, at _____ o'clock _____ M., and recorded in book _____ on page _____ of Record of _____ of said County.

Witness my hand and seal of County affixed.

By _____ Title _____

Deputy _____

STEVENS LAW PUB. CO., PORTLAND, ORE.

Mountain Title Co
407 Main St.
K F

13420

MTC NO. 1138

DESCRIPTION

PARCEL I:

A tract of land located in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 27, Township 35 South, Range 7 East Willamette Meridian, Klamath County, Oregon, and more particularly described as follows:

Beginning at an iron pin on the West line of said Section 27, which is South a distance of 528.0 feet from the West quarter corner of said Section 27; thence South 89° 49' East, parallel to the South line of said Section 27 a distance of 330.0 feet to an iron pin; thence South, parallel to the West line of said Section 27 a distance of 132.0 feet to an iron pin; thence North 89° 49' West, parallel to the South line of said Section 27 a distance of 330.0 feet to an iron pin on the West line of said Section 27; thence North along the West line of said Section 27, a distance of 132.0 feet, more or less, to the point of beginning; containing 1.0 acres, more or less.

PARCEL II:

From the NW corner of NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 27, Township 35 South, Range 7 East Willamette Meridian, Klamath County, Oregon, East along North line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$, 330 feet to an iron pin; thence South and parallel with section line of said Section 27, 528 feet to the true point of beginning; thence East and parallel with North line of NW $\frac{1}{4}$ of SW $\frac{1}{4}$, 198 feet to an iron pin; thence South and parallel with section line of said Section 27, 132 feet; thence West and parallel with North line or NW $\frac{1}{4}$ of SW $\frac{1}{4}$, 198 feet to an iron pin; thence North 132 feet to the point of beginning containing 0.6 acres, more or less.

Exhibit A

STATE OF OREGON; COUNTY OF KLAMATH; ss.
I, _____, Clerk of said County, do hereby certify that the foregoing is a true and correct copy of the original as the same appears from the records of said County.
Witness my hand and the seal of said County at Medford, Oregon, this 27th day of OCTOBER, 1975.
I, _____, County Clerk
FEE \$ 9.00

W. E. HARRIS, County Clerk
Hazel Craig