

14937

NEW AGREEMENT
July 31, 1975Vol. 76 Page 8787

WOLFF RANCH PROPERTIES

JUN 14 PM 12 31

- #1 This agreement will replace agreement #1 dated May 3, 1975; and signed by all parties.
- #2 The reason for the change in agreements is it will take approximately 90 days from this date to finalize the zone change in the original agreement #1, which would be approximately October 15 to 30th, 1975. This would not leave time to get the road in this year, due to freezing & bad weather conditions, etc.
- #3 C.P.I. is willing to install the road immediately and use materials from a different source owned by Wolff Ranches known as "Feed Lot" sand pit approximately 1 mile away from C.P.I. crusher. C.P.I. will start hauling said material from the existing open pit as soon as the new road is useable for heavy loads. Estimated time to start hauling on new road-20 to 30 days from this date.
- #4 C.P.I. will pay Wolff Ranches a deposit of \$7,500.00 as soon as this agreement is signed by all parties. C.P.I. will have exclusive rights to the Feed Lot sand pit until November 15, 1975. Weather permitting C.P.I. will remove 26,250 yards of sand from said sand pit by this date at 35¢ per yard.
- A. Inclement weather could prevent the removal of this much material by November 15, 1975. Any remaining monies of C.P.I. cash deposit not used for sand etc. from the Feed lot sand pit will be transferred as credit to Wolff Ranch properties referred to as Item #5 of this agreement.
- B. Any oversize rock rejected by C.P.I. crusher will be stored in separate stock pile for removal by Wolff. C.P.I. will charge 35¢ per yard to load any such oversize rock. This would be possible only during our working or crushing season.
- C. Any reject rock from the sand washer & classifier located on Day School Road will be stored the same as the oversize rock mentioned above and loading charge by C.P.I. would be the same.
- D. Wolff Ranches will have the right to purchase 1½" drain rock from C.P.I. for \$3.00 per yard loaded on truck, for a period of 5 years from date.
- #5 C.P.I. will still remove the useable sand & rock materials from the Home Place, Brown Place & Robbins Place properties as soon as zoning & weather permits and pay 25¢ per ton to Wolff Ranches for the useable & saleable finished materials from this source starting next year-1976 pending approval of zoning.
- #6 C.P.I. to start on 55 ft. Right of Way for road across Wolff's property North to River Bend Road according to stakes now showing and agreed to by both parties. C.P.I. will use road for ingress & egress for materials used in their line of business. It is understood by all parties the deposit of \$7,500.00 for purchase of sand & rock from Wolff properties gives C.P.I. the right to use the road from Wolff properties to their crusher.

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This road will serve as the main road to Highway for sale and removal of materials in the normal course of business by C.P.I. or Stiles Enterprises, Inc. and their employees. This road has state permit #21701 and its use to C.P.I. or Stiles Enterprises will not be revocable.

#7 The property to be re-zoned are known as and marked on tax receipts as Home Place, Brown Place and Robbins Place. When re-zoning is approved for removal of useable material to C.P.I., saleable sand and gravel from Wolff properties, the agreed price is 25¢ per ton to be paid monthly to Wolff Ranches.

Elbert W. Stiles
Elbert W. Stiles

Douglas M. Stiles
Douglas M. Stiles

Henry G. Wolff

Gerald C. Wolff

Murray W. Wolff

*Concrete Road Inst
Dec 24 1968
Klam Falls Ore*

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record ~~XXXXXX~~ 12:31
this 14th day of JUNE A. D. 1968 at 6 o'clock PM, and
duly recorded in Vol. M 76, of DEEDS on Page 8767

FEE \$ 6.00

Wm D. MILNE, County Clerk

By *Hazel Drazie*