

1 AGREEMENT TERMINATING SURVIVORSHIP RIGHTS

2 KNOW ALL MEN BY THESE PRESENTS, That ELODIE ELLEN GOLDEN,
3 ANGELO ANDREW DOVERI, JOHN ROBERT DOVERI and GEORGE LOUIS DOVERI,
4 do hereby covenant and agree among and between themselves that
5 they shall henceforth and hereafter hold the real property
6 hereinafter described as tenants in common rather than co-tenants
7 with the right of survivorship, notwithstanding prior conveyances
8 to them of the real property hereinafter described so that,
9 upon the death of any of them, said real property shall not pass
10 to the survivor of them, but shall pass to their heirs, devisees,
11 and legatees as if each owned an undivided one-fourth of said
12 property as tenants in common.

13 That the real property affected by this agreement is situate
14 in Klamath County, Oregon, and more particularly described as
15 follows:

16 PARCEL I: All that portion of Lots 70, 75, 76 and 77
17 of Enterprise Tracts in Klamath County, Oregon, as
follows:

18 Beginning at a point on the northerly line of the right of
19 way of the Oregon, California and Eastern Railroad a
20 distance of 534.2 feet from, at right angles to, and west
21 of the east line of Lot 70, said point being the southwest
22 corner of the tract heretofore conveyed to Marshall E.
23 Cornett et ux, by deed recorded in Volume 111, on page
24 399 of Records of Klamath County, Oregon, thence north
25 along the west boundary thereof 1023 feet more or less to
26 the northeasterly line of said Tract 70; thence northwesterly
27 along the northeasterly line of Lots 70 and 75 as the case
28 may be, 175.15 feet more or less to the intersection
29 thereof with the southerly line of Shasta Way; thence west
30 along the southerly line of Shasta Way and the northerly
31 line of Lots 75, 76 and 77, 1975 feet more or less to the
32 northeasterly line of the right of way of the Oregon,
California and Eastern Railroad, sometimes called Klamath
Falls Municipal Railroad as said right of way is described
in that certain deed from Enterprise Land and Investment
Company to Robert E. Strahorn recorded in Volume 47 of
Deeds at page 373 et seq., Records of Klamath County,
Oregon; thence southeasterly along the northeasterly line
of the right of way described in said deed to the point
of beginning; but reserving and excepting from the operation
hereof a strip of land 40 feet in width for a private
roadway across the premises herein conveyed, the same
to lie 20 feet on either side of the following described
center line, to-wit:

Beginning at the point of intersection of the southerly line

of Shasta Way, with the center line of East Main Street (formerly Stukel Street) in Klamath Falls, Oregon, if extended; thence south 22°50' E. 424.7 feet; thence south 20° W. 371 feet more or less to a point on the northerly line of the right of way of the Oregon, California and Eastern Railroad, which is N. 66°38' W. 30 feet, and N. 23°22' W. 100 feet from the most northerly corner of that certain parcel conveyed by the Enterprise Land and Investment Company to S. O. Johnson by deed dated December 9, 1922, recorded at page 387, in Volume 59 of Deed Records of Klamath County, Oregon; (subject to certain conditions as to use of said private road for purposes of ingress and egress, and the construction and maintenance of telephone and telegraph lines.)

ALSO EXCEPTING and excluding that certain parcel described as follows:

Beginning at a point which is forty (40) feet southerly along the easterly line of Martin Street, if extended from the northeast corner of Martin Street and Shasta Way, being the point of beginning, thence easterly parallel with Shasta Way two hundred and fifty (250) feet, thence southerly parallel with Martin Street, if extended, one hundred (100) feet, thence westerly parallel with Shasta Way two hundred and fifty (250) feet, thence northerly parallel with Martin Street, if extended, one hundred (100) feet to the point of beginning.

Also, excepting that certain portion of Lots 70 and 75 of Enterprise Tracts, in Klamath County, Oregon, described as follows: Beginning at a point in the northerly line of Lot 75 a distance of 17.48 feet southeasterly of the intersection of the south line of Shasta Way with the southerly line of 6th St., thence west parallel to and 10 feet distant from the south line of Shasta Way, 38.0 feet; thence S. 35° W. 170 feet; thence south 81.5 feet; thence east 268.00 feet, more or less, to the property heretofore conveyed to Marshall E. Cornett et ux by deed recorded in Volume 111, page 399 of records of Klamath County, Oregon; thence north along the westerly line of Cornett tract 130 feet, more or less, to the northerly line of Lot 70, otherwise the southerly line of Sixth St., thence northwesterly along the southerly line of 6th St. 160.67 feet, more or less, to the point of beginning, containing 1.04 acres of land.

Also, excepting all that portion of Lot 75 of Enterprise Tracts, Klamath County, Oregon, bounded and described as follows: Beginning at a point which is 260 feet south of and 150 feet east of the intersection of the east line of Martin St. in the Supplemental Plat of the westerly portion of Block 242 of Mills Second Addition with the north line of Shasta Way; thence east 104 feet, more or less, to a point 40 feet west of the southwest corner of the tract heretofore deeded to Safeway Stores, Inc., thence north 100 feet; thence west 104 feet, more or less; thence south 100 feet to the point of beginning, containing $\frac{1}{4}$ acre, more or less.

Also, excepting all that portion described as follows: Beginning at a point 40 feet south of and 250 feet east of the intersection of the east line of Martin St. and the north

line of Shasta Way in the city of Klamath Falls, Oregon; thence east along a line parallel to Shasta Way and 40 feet south of the north line thereof, a distance of 90 feet; thence southwesterly to a point 20 feet east of the southeast corner of that tract of land deeded to Clarence A. Poole et ux in deed recorded in Book 126, page 294 of Deed Records of Klamath County, Oregon; thence west 20 feet; thence north 100 feet to the point of beginning, being a part of Tract 75 of Enterprise Tracts, according to the duly recorded plat thereof.

Also, excepting all the following: Beginning at an iron pipe on the west line of the Cornett property which lies S. 0°03'45" W. a distance of 117.83 feet from the iron pin which marks the intersection of the west line of that certain parcel of land conveyed to Marshall E. Cornett et ux by Deed recorded on page 399 of Volume 111 of the Deed Records of Klamath County, Oregon, and the southerly right of way line of the present South Sixth Street in the city of Klamath Falls, Oregon, and running thence; Continuing S. 0°03'45" W. along the west line of the Cornett tract a distance of 60.0 feet to a 3/4" iron pipe; thence N. 89°56'15" W. a distance of 270.5 feet to a 1" iron pipe which lies on the east line of an unnamed street; thence N. 0°22'30" W. along the east line of the unnamed street a distance of 60.0 feet to a 5/8" iron pipe which marks the southwest corner of that certain tract deeded to Safeway Stores and recorded on page 156 of Volume 140 of the Deed Records of Klamath County, Oregon; thence S. 89°56'15" E. along the southerly line of the above mentioned Safeway Stores tract a distance of 270.9 feet, more or less, to the point of beginning, said tract being a portion of Tract 70 and 75 of Enterprise Tracts, Klamath County, Oregon.

Also, any portion of the above described property contained in deeds to the State of Oregon, for highway purposes, recorded on pages 49 and 260 of Volume 146 of Deeds.

Save and except rights of way over and across said premises, either of record or apparent upon the property.

PARCEL II: All that portion of Lot 75 of Enterprise Tracts, Klamath County, Oregon, bounded and described as follows: Beginning at a point which is 260 feet south of and 150 feet east of the intersection of the East line of Martin Street in Supplement Plat of Westerly portion of Block 242 of Mills Second Addition with the North line of Shasta Way; thence East 104 feet more or less to a point 40 feet west of the southwest corner of the tract heretofore deeded to Safeway Stores, Inc.; thence North 100 feet; thence West 104 feet more or less; thence South 100 feet to the point of beginning containing about one-fourth acre more or less.

Also an easement for street purposes over a strip of land 40 feet wide between the tract described and the Safeway Stores tract and extending along the northwest side of the said Safeway Stores tract to Shasta Way.

PARCEL III: Lot 26, Block 17, Second Railroad addition to the City of Klamath Falls according to the official plat thereof.

WITNESS our hands and seals this 30 day of November 19 70.

Elodie Ellen Golden (SEAL)
Elodie Ellen Golden

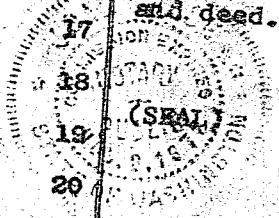
Angelo Andrew Doveri (SEAL)
Angelo Andrew Doveri

John Robert Doveri (SEAL)
John Robert Doveri

George Louis Doveri (SEAL)
George Louis Doveri

STATE OF WASHINGTON
COUNTY OF King } ss.

On this 10th day of December, 19 70,
personally appeared the above named ELODIE ELLEN GOLDEN and
acknowledged the foregoing instrument to be her voluntary act
and deed.



Before me:

Jean Chase
Notary Public for Washington

My Commission expires: Nov 7, 1972

STATE OF OREGON
COUNTY OF Klamath } ss.

On this 13th day of April, 19 78,
personally appeared the above named ANGELO ANDREW DOVERI and
acknowledged the foregoing instrument to be his voluntary act
and deed.

(SEAL)

Before me:

Class Corbin
Notary Public for Oregon

My Commission expires: April 8, 1980

1 STATE OF OREGON }
2 COUNTY OF LANE } ss.

3 On this 30 day of November, 1970,
4 personally appeared the above named JOHN ROBERT DOVERI and
5 acknowledged the foregoing instrument to be his voluntary act
6 and deed.

Before me:

7 (SEAL)
8 Margaret M. Hulegaard
9 Notary Public for Oregon
My Commission expires March 10, 1973

10
11 STATE OF OREGON }
12 COUNTY OF KLAMATH } ss.

13 On this 24TH day of April, 1978,
14 personally appeared the above named GEORGE LOUIS DOVERI and
15 acknowledged the foregoing instrument to be his voluntary act
16 and deed.

Before me:

17 (SEAL)
18 Caroline H. Marshall
19 Notary Public for Oregon
My Commission expires: 2-9-82

20 Return to
21 George Doveri
22 435 High St.
23 K. Falls.

24 STATE OF OREGON; COUNTY OF KLAMATH; ss.
25 Filed for record at request of George Doveri
26 on 24th day of April A. D. 1978 at 11:53 A. M., and
27 duly recorded in Vol. M78, of Deeds on Page 7928

28 IF OREGON; CO
29 record at request of Wm D. MILNE, County Clerk
30 Fee \$15.00
31 day of
32

J. ANTHONY GIACOMINI
ATTORNEY AT LAW
KLAMATH FALLS, OREGON
JAG:eg