

47606

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EASEMENT CLOSURE

For Automobile Runway, Adjoining Parcels (Grant Type)

THIS AGREEMENT, Made and entered into this _____ day of _____, 19____,

between Marion L. Lindsay and Elfrieda C. Lindsay, husband and wife

hereinafter called the first parties, and Harold E. Reed and Sharon S. Reed, husband and wife

hereinafter called the second parties, WITNESSETH:

WHEREAS, the first parties and the owners in fee simple of a portion of that tract of real property recorded in Vol. 332, page 515, Deed Records of Klamath County, Oregon, described therein as being in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 9, Twp. 39 S.R. 10 E.W.M., said portion of aforesaid tract being more particularly described as follows:

Beginning at the Northwest corner of said tract, which corner bears South 988.53 feet and West 1281.83 feet from the quarter section corner common to Secs. 4 and 9, Twp. 39 S.R. 10 E.W.M.; thence N. 89°55' along the north boundary of said tract a distance of 433.10 feet to the true point of beginning; thence continuing N. 89°55' E. along same boundary 192.00 feet to the northeast corner of said tract; thence S. 0°06' W. along the east boundary of same a distance of 336.65 feet to the southeast corner thereof; thence N. 89°30' W. along the South boundary of same tract a distance of 191.95 feet, more or less, to a point which bears S. 0°06' W. from the true point of beginning; thence N. 0°06' E. 334.72 feet to the true point of beginning.

County, Oregon, and the second parties are the owners in fee simple of a tract of land in NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 9, Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a point on the North-South center line of said Section 9, which bears South 0°06' West, a distance of 935.5 feet from the one-quarter section corner common to Sections 4 and 9, said Township and Range; thence continuing South 0°06' West, along said center Section line a distance of 343.3 feet, more or less, to the Southeast corner of said NE $\frac{1}{4}$ NW $\frac{1}{4}$; thence North 89°30' West along the South line of said NE $\frac{1}{4}$ NW $\frac{1}{4}$, a distance of 655.2 feet to a point; thence North 0°06' East, parallel to the East line of said NE $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 336.65 feet to a point; thence North 89°55' East a distance of 655.1 feet, more or less, to the point of beginning.

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

WHEREAS, the parties desire to ~~close 256.65 feet of~~ ^{close 256.65 feet of} an easement and right to use a certain automobile run way now or about to be constructed along the east line of the first parties' property and the

west line of the second parties' property; beginning 21 feet north of the southern boundary of the common boundary and extending north for 256.65 feet.

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 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 now situated on the feet of 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.

Marion L. Lindsay
 Elfrieda C. Lindsay
 Harold E. Reed
 Sharon S. Reed

STATE OF Oregon }
 County of Klamath } ss.

BE IT REMEMBERED, That on this 5th day of May, 1976, before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Marion L. Lindsay, Elfrieda C. Lindsay and Harold E. Reed and Sharon S. Reed

known to me to be the identical individual 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.

W. A. [Signature]
 Notary Public for Oregon

My Commission expires 7-30-81

EASEMENT BETWEEN

AND

SPACE RESERVED
 FOR
 RECORDING USE

STATE OF OREGON, }
 County of } ss.

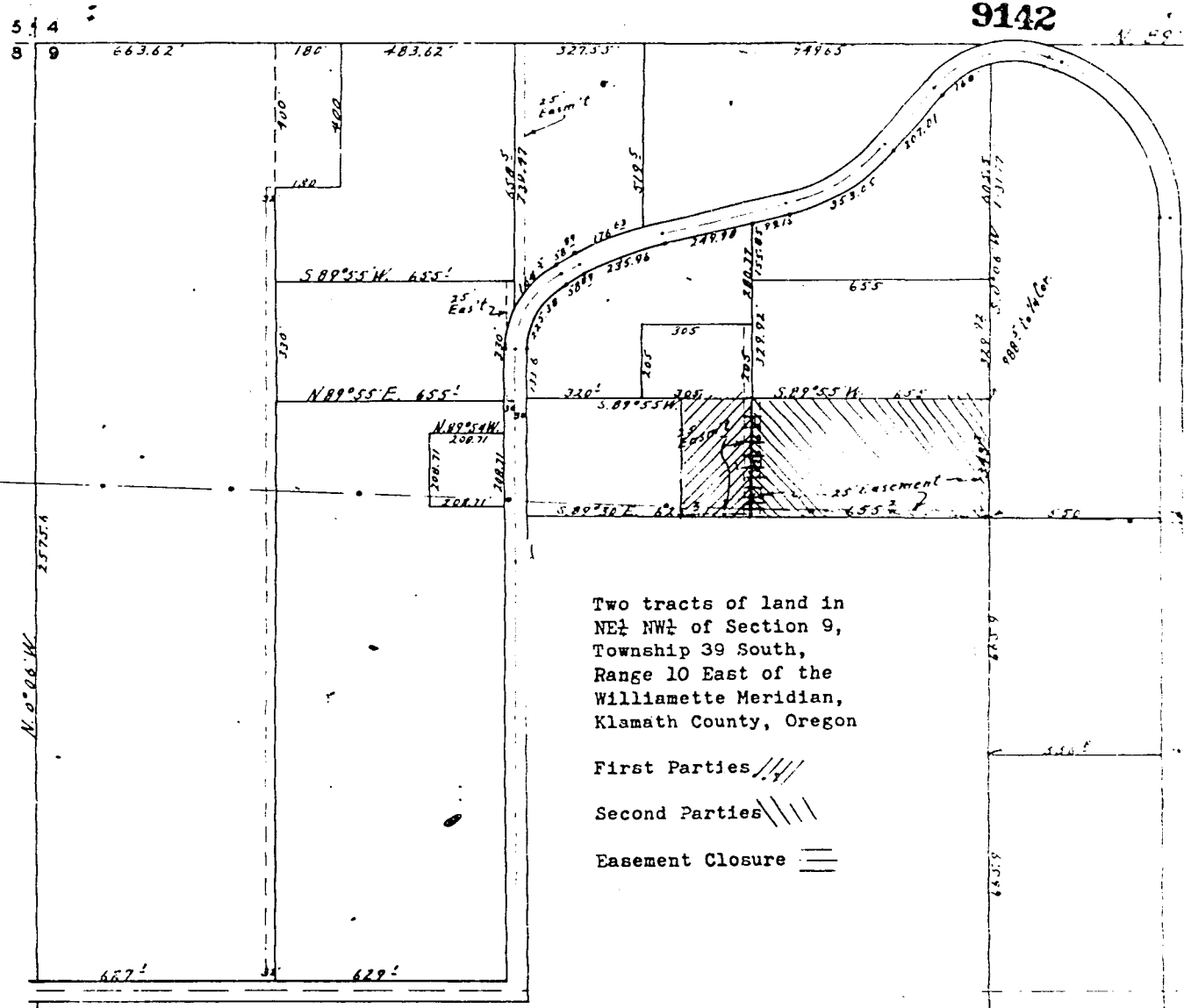
I certify that the within instrument was received for record on the day of 1976, at o'clock M., and recorded in book on page or as file/reel number Record of of said County.

Witness my hand and seal of County affixed.

AFTER RECORDING RETURN TO

M. L. Lindsay
 2363 Pine Grove Rd.
 Klamath Falls

Title
 Deputy



CITY OF OREGON, COUNTY OF KLAMATH, OR.

led for record ~~XXXXXX~~

on 5th day of May A. D. 1978 11:48 AM
only recorded in Vol. M78 of Deeds 9140

W. D. MILNE, County Clerk
By *[Signature]*

Fee, \$9.00