

TIA # M-38-20747-6

AGREEMENT TO USE WATER WELL

THIS AGREEMENT entered into this 15th day of May, 1980, by and between HAROLD ANGUS and JESSIE ANGUS, husband and wife, Grantors, owners of the premises described as follows:

Lot 5, Block 2, Tract No. 1155, TWIN RIVER VIEW, in the County of Klamath, State of Oregon.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS:

That this grant is an undivided one-half interest in the well located on the above described real property and is also of water rights from said well and shall not be construed as granting any other rights or privileges whatsoever except as hereinafter stated.

This conveyance is made on the condition that Grantee, DONALD M. LEFLER, owner of Lot 6, Block 2, Tract No. 1155, TWIN RIVER VIEW, in the County of Klamath, State of Oregon, and future Grantees of Lot 6, Block 2, Tract No. 1155, TWIN RIVER VIEW, their heirs and assigns, shall keep and maintain the tank, pipe and ditch in good order so that there will be no leakage or seepage or and other effects that may cause injury to the land above mentioned.

Grantee hereby agrees to share equally for all expenses connected with the operation of said well and to pay for all expenses connected with the operation of said pump and engine and keeping the same in good repair and of all the expenses connected with the maintenance of said well and all things accessory thereto.

In consideration of the mutual promises contained in this agreement, Grantee hereby agrees to pay the monthly charge for the use of the water from said well and the electricity therefor equally between the parties served by said well.

It is hereby agreed by and between Grantors and Grantee that Grantee shall pay the water charge and utility charge each ^{month} ~~month~~ directly to Grantors for Grantee's share of expenses for said utility charge. *RK Ja*

It is specifically hereby agreed between the Grantors and Grantee that this perpetual right to the use of the well and water rights thereto is specifically limited to Lot 6, Block 2, Tract No. 1155, TWIN RIVER VIEW in the County of Klamath, State of Oregon, and none other. Said rights shall not be granted to any other Grantee to cover any additional property without Grantors' permission first had and obtained in writing.

To have and to hold said right and easement to take water and to store and conduct same on, over, through, and across the water line which is on Lot 5, Block 2, Tract No. 1155, TWIN RIVER VIEW, in the County of Klamath, State of Oregon, subject to the above conditions and the heirs, successors and assigns of all parties, future and present, shall be bound hereto forever by this agreement.

IN WITNESS WHEREOF, the parties hereto have affixed

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their signatures hereon.

DATED THIS 15th day of May, 1980.

HAROLD ANGUS

Jessie D Angus
JESSIE ANGUS

GRANTORS

Donald M. Lepler
DONALD M. LEPLER

GRANTEE

STATE OF OREGON

County of Klamath

SUBSCRIBED and SWORN to before me this 15th day of

Marlene F. Addington
Notary Public for Oregon
My Commission Expires: 3-22-81

Return to
TA-Markine

STATE OF OREGON; COUNTY OF KLAMATH; ss.

ed for record at request of Transamerica Title Co.

his 15th day of May A. D. 1980 at 4:09 o'clock ^P M., on

Truly recorded in Vol. M80, of Deeds on Page 8998

Wm D. MILNE, County Clerk

By Bernetha M. Hetsch

Fee \$7.00