

Record

AGREEMENT TO USE WATER WELL

THIS AGREEMENT entered into this 1st day of March, 1981, by and between Lynn J. Anderson, Sr. and Linda E. Anderson, husband and wife, Grantors, owners of the property described as follows: Lot 14, Block 3, Tract 1155, Klamath County Oregon 97624 and Donald M. Lefler and Phyllis E. Lefler, Grantees, owners of the property described as follows: Lots 15 and 16, Block 3, Tract 1155, Klamath County Oregon 97624.

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 property, Lot 14, Block 3, Tract 1155, Klamath County Oregon and is also of water rights from said well and shall not be construed as granting any other rights or privileges whatsoever except as herein after stated.

This conveyance is made on the condition that Grantees, Donald M. Lefler and Phyllis E. Lefler, owners of Lots 15 and 16, Block 3, Tract 1155 in the County of Klamath, state of Oregon, and future Grantees of Lots 15 and 16, Block 3, Tract 1155, their heirs and assigns, shall keep and maintain the pipe and ditch in good working order so that there will be no leakage or seepage or and other effects that may cause injury to the land above mentioned.

Grantees hereby agree to share equally for all expenses connected with the operation and maintenance of said well and all things necessary thereto.

In consideration of the mutual promises contained in this agreement, Grantees hereby agree to pay a monthly charge for the electricity used to pump this well. Monthly charge to be paid twice yearly by the Grantees to the Grantors for Grantees share of expenses for said utility charge.

It is specifically hereby agreed between the Grantors and Grantees that this perpetual right to the use of the well and water rights thereto is specifically limited to Lots 15 and 16, Block 3, Tract 1155, 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 Grantor's 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 14, Block 3, Tract No. 1155, 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.

10067

IN WITNESS WHEREOF, the parties hereto have affixed their signatures hereon.

Lynn J. Anderson, Sr. Grantor
Linda E. Anderson Grantor

Donald M. Lefler Grantee
Phyllis E. Lefler Grantee

STATE OF OREGON)
) ss
 County of Klamath)

STATE OF OREGON)
) ss
 County of Klamath)

Personally appeared the above named
 Lynn J. and Linda E. Anderson and
 acknowledged the foregoing instrument
 to be their voluntary act and deed.

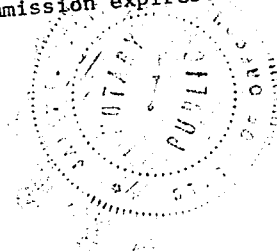
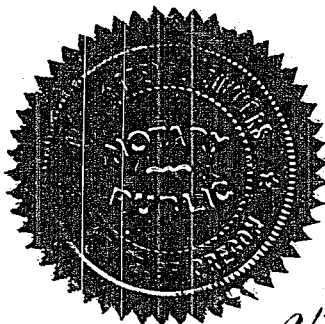
Personally appeared the above named
 Donald M. and Phyllis E. Lefler and
 acknowledged the foregoing instrument
 to be their voluntary act and deed.

Before me:

Claudette M. Summers
 Notary Public for Oregon
 My commission expires:
 9-22-81

Before me:

David B. Kalita
 Notary Public for Oregon
 My commission expires: 12-25-82



After recording return to:
 T A Branch

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Agreement to Use Water Well
 Page 2

Filed for record at request of _____
 this 5th day of June A.D. 1981 at 10:50 clock AM., and
 duly recorded in Vol. MB1, of Deeds on Page 10066

Fee \$7.00

By Evelyn Biehn
 EVELYN BIEHN, County Clerk