

EASEMENT AND AGREEMENT FOR USE AND MAINTENANCE
OF IRRIGATION DISTRICT

We, Ronald James Sumner and Linda Kay Sumner, husband and wife, in consideration of benefits to be derived, hereby grant and establish an Irrigation Ditch Easement over the following described property:

An easement, 10 feet in width, for the construction and maintenance of an irrigation ditch across Parcel "B" of Major Partition No. 80-37, situated in the Southeast one-quarter of Section 24, Township 39 South, Range 9 East, Willamette Meridian, as filed in the Klamath County Clerks Office; the centerline being more particularly described as follows: Beginning at a point on the Southerly boundary of Parcel "B" 168.0 feet westerly from the Southeast corner of said Parcel "B", thence running in a Northerly direction to a point on the Northerly boundary of Parcel "B" 163.0 feet Westerly from the Northeast corner of said Parcel "B".

Whereas, Grantors hereby grant to Ronald Lee Tompkins and Pamela G. Tompkins, husband and wife, a right of way for the use and maintenance of the above described irrigation ditch for the benefit of the following described property:

Beginning at a point in the old existing fence generally accepted as the South line of Section 24, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, from which the monument marking the Southeast corner of Section 24, Township 39 South, Range 9 East, bears North $89^{\circ}16'50''$ East - 1899.6 feet distant; thence continuing along said generally accepted fence South $89^{\circ}16'50''$ West - 674.9 feet;

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thence North 0°12'50" West - 150.0 feet; thence North 89°
16'50" East - 674.9 feet; thence South 0°12'50" East - 150.0
feet to the point of beginning.

Grantee shall fully use and enjoy irrigation ditch jointly with
Grantor.

Grantee does hereby agree to hold and save Grantor harmless
from any and all damages arising from their use of said irrigation
ditch and agrees to pay for any damage or damages which may arise
to the property, premises or rights of Grantor through Grantee's use,
occupation and possession of rights herein granted.

Grantor does hereby agree to hold and save Grantee harmless
from any and all damages arising from their use of said irrigation
ditch and agrees to pay for any damage or damages which may arise
to the property, premises or rights of Grantee through Grantor's use,
occupation and possession of rights herein granted.

To have and to hold the said easement, right and right of way
unto Grantee, their heirs, representatives and assigns forever.

In witness whereof, the undersigned have hereunto set their
hands and seals on the 30 day of ~~August~~, 1981.

Ronald Sumner

September

Linda Kay Sumner

Linda Sumner

Pamela B. Tompkins

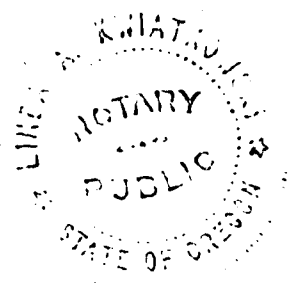
STATE OF OREGON)
County of Klamath) ss.

Be it remembered that on this 30 day of ~~August~~, 1981, before me,
the undersigned, a Notary Public in and for said County and State,
personally appeared the within named Ronald James Sumner and Linda
Kay Sumner known to me to be the identical individuals 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.

Dorinda C. Kuwahara
Notary Public for Oregon
My commission expires:

8-9-85



17368

FORM NO. 23 — ACKNOWLEDGMENT
STEVENS-NESS LAW PUB. CO., PORTLAND, ORE.

STATE OF OREGON,

County of Klamath

} ss.

BE IT REMEMBERED, That on this 30 day of September, 19 81,
before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within
named Ronald Lee Tomkins and Pamela G. Tomkins

known to me to be the identical individual s 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.

Linda G. Kuwattouch
Notary Public for Oregon.
My Commission expires 8-9-85

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of Frontier Title Co.this 30th day of September A.D. 19 81 at 3:14 P.M.duly recorded in Vol. M81, of Deeds on p. 17366

EVELYN BIEHN, County Clerk

By *[Signature]*

Fee \$12.00

Return to:
Frontier Title Co.