

AGREEMENT FOR EASEMENT

THIS AGREEMENT made and entered into this 12th day of May, 1983, by and between THOMAS A. PARKER and PEGGY A. PARKER, husband and wife, hereinafter called First Party; and ALVA G. ROBERTS and LOUISE J. ROBERTS, husband and wife, hereinafter called Second Party;

W I T N E S S E T H:

WHEREAS, the First Party is the record owner of the following described real estate in Klamath County, State of Oregon, to-wit:

"That portion of the S $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 8, Township 39 South, Range 8 East of the Willamette Meridian, in the County of Klamath, State of Oregon, lying North and East of Round Lake Road, EXCEPTING THEREFROM the Easterly 465 feet,"

and has the unrestricted right to grant the easement hereinafter described relative to said real estate;

NOW, THEREFORE, in view of the premises and in consideration of \$1.00 by the Second Party to the First Party paid, and other valuable considerations, the receipt of all of which hereby is acknowledged by the First Party, they agree as follows: the First Party does hereby grant, assign and set over to the Second Party a perpetual non-exclusive easement for entry and egress, for roadway purposes.

The Second Party shall have all rights of ingress and egress to and from said real estate (including the right from time to time, except as hereinafter provided to cut, trim and remove trees, brush, over-hanging branches and other obstructions) necessary for the Second Party's use, enjoyment, operation and maintenance of the easement hereby granted, and all rights and privileges incident thereto.

Except as to the rights herein granted, the First Party shall have the full use and control of the above-described real estate.

The Second Party hereby agrees to hold and save the First Party harmless from any and all claims of third parties arising from Second Party's use of the rights herein granted.

The easement described above shall be perpetual; however, in the event that it is not used by Second Party for a period of three (3) years, or if otherwise abandoned by the Second Party, the easement shall automatically expire and Second Party shall upon request execute a recordable document evidencing such expiration.

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This easement is granted subject to all prior easements or encumbrances of record.

This easement is for a right of way over and across First Party's real estate, and is legally described as follows: An easement approximately 420 feet in length; and 30 feet in width from the southerly boundary of the real property described as:

"That portion of the S $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 8, Township 39 South, Range 8 East of the Willamette Meridian, in the County of Klamath, State of Oregon, lying North and East of Round Lake Road, EXCEPTING THEREFROM the Easterly 465 feet;"

which said easement is more particularly described in Klamath County Major Partition No. 79-27.

This agreement shall bind and inure to the benefit of, as the circumstances may require, not only the immediate parties hereto, but also their respective heirs, executors, administrators and successors in interest as well.

In considering this instrument and where the context so requires, words in the singular include the plural; the masculine includes the feminine and the neuter.

IN WITNESS WHEREOF, the parties hereto have subscribed this instrument in duplicate on this the day and year first hereinabove written.

Thomas A. Parker
THOMAS A. PARKER

Peggy A. Parker
PEGGY A. PARKER

STATE OF OREGON)
County of Klamath) ss.

Date: May 12 1983

Personally appeared the above-named THOMAS A. PARKER and PEGGY A. PARKER, and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:

Margie A. Warkentin
NOTARY PUBLIC FOR OREGON
My Commission Expires: 5/17/86

AGREEMENT FOR EASEMENT

Thomas A. Parker and Peggy
A. Parker, husband and wife,

T O

Alva G. Roberts and Louise
J. Roberts, husband and wife.

STATE OF OREGON: COUNTY OF KLAMATH :ss

I hereby certify that the within instrument was received and filed for record on the 17th day of May A.D., 1983 at 3:15 o'clock P M. and duly recorded in Vol. M83, of Deeds on page. 7731

EVELYN BIEHN COUNTY CLERK
by Ann Lewis Deputy

Fee \$8.00

After recording, return to:

Transamerica Title Ins. Co.
600 Main Street
Klamath Falls OR 97601