

28757

Right of Road use

Vol. 1783 Page 16575

For value recieved the undersigned, hereafter referred to as "Grantors", hereby grant and convey to Charles W. Landry and Willene J. Landry, their heirs successors and assigns, hereinafter referred to as "Grantees", a permanent non-exclusive easement over and upon an existing roadway sixty-six (66) feet in width across Grnators real property being the N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17 T. 39S. R. 8E. W&M in Klamath County, Oregon. Being Thirty-three (33) feet on each side of the center line of a road located approximately as shown in Red on the attached "Exhibit A" made a part hereof.

As Payment, Grantees shall grant and convey to Grantors, their heirs successors and assigns, a permanent non-exclusive easement over and upon an existing roadway sixty-six (66) feet in width across Grantees real property being the S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17 T. 39S. R. 8E. W&M in Klamath County, Oregon, Being thirty-three (33) feet on each side of the centerline of a road located approximately as shown in Green on the attached "Exhibit A" made a part hereof.

Also Grantees agree that the existing roadway over and across Grantors real property as shown in Red on "Exhibit A" has a limited capability of serving two (2) family dwellings. If at any future date Grantees require this roadway to serve more dwellings, it shall be relocated to an adjacent property line, or by Grantors option, the existing roadway shall be reconstructed to meet Klamath County minimum standards so as to serve the additional dwellings. The entire cost to be bore by Grantees.

Grantors hereby agree to equally share with Grantees road maintenance arising out of mutual necessity, to roadway across Grantors real property as shown in Red on "Exhibit A".

Grantees shall indemnify and hold harmless Grantors from all claims for damages which may occur as a result of Grantees exercise of rights herein granted.

Grantors hereto reserve to itself, its heirs, successors and assigns all timber now on or hereafter growing within the easement roadway on its said real property.

Grantees shall be held liable for all damages to Grantors property resulting directly or indirectly from the negligent acts or omissions of Grantees, their heirs, successors and assigns.

Grantors, their heirs successors and assigns, reserve the right to use the aforementioned roadway as shown in Red on "Exhibit A", for any purpose and in any manner so long as it will not unreasonable interfere with Grantees aforementioned rights.

State of: Oregon
County of: Klamath

On this 28th day of June, 1983, before me personally appeared James D. Koopmann and Pamela K. Koopmann, to me known to be the Grantors described herein, and who executed the foregoing instrument and acknowledged that they signed the same as their free and voluntary act and deed.

Grantor: James D. Koopmann

Grantor: Pamela K. Koopmann

Notary Public For
My Commission Expires: 3/1/84

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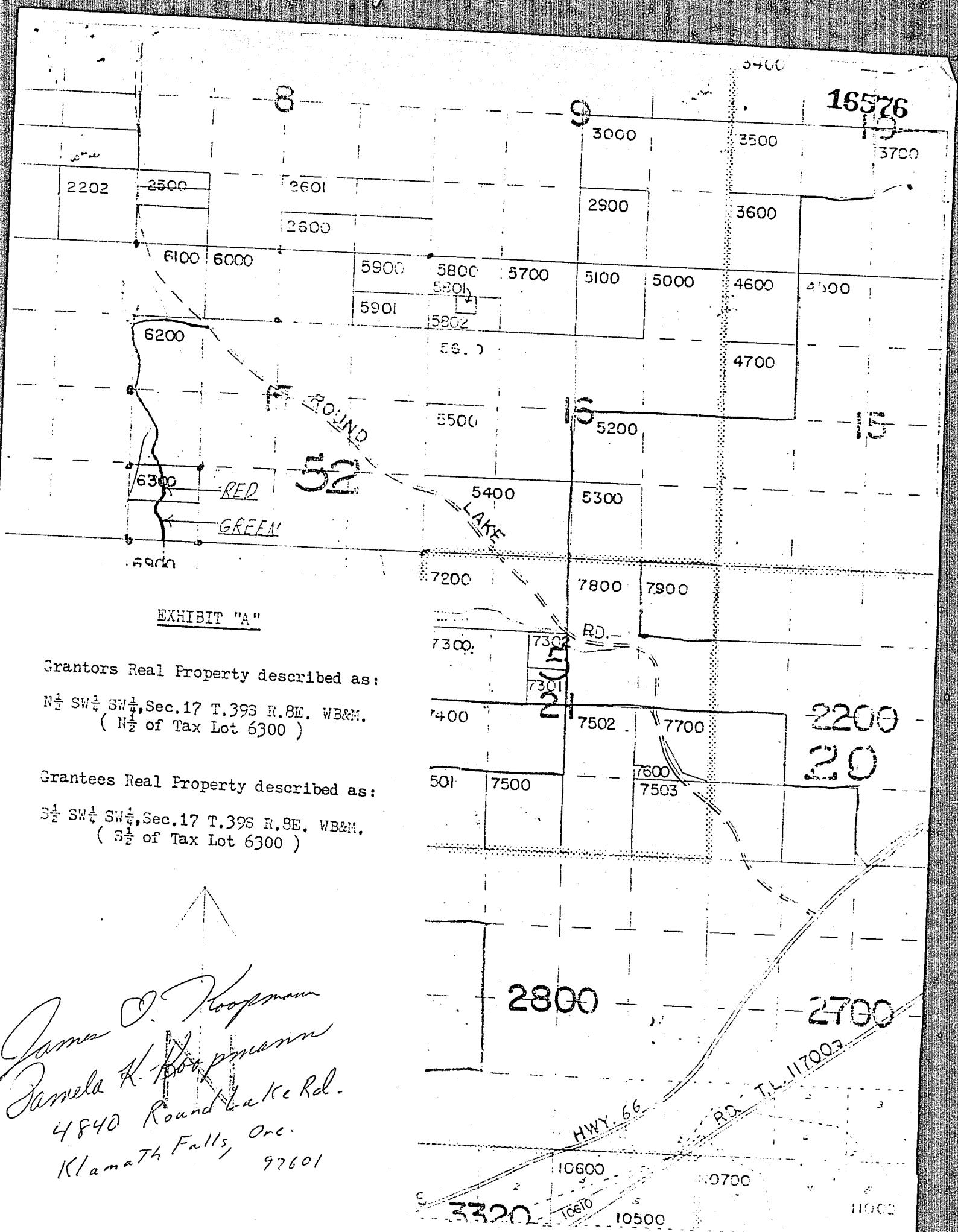


EXHIBIT "A"

Grantors Real Property described as:
 $N\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17 T. 39S R. 8E. WB&M.
 ($N\frac{1}{2}$ of Tax Lot 6300)

Grantees Real Property described as:
 $S\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 17 T. 39S R. 8E. WB&M.
 ($S\frac{1}{2}$ of Tax Lot 6300)

James O. Koopmann
Janet H. Koopmann
 4840 Round Lake Rd.
 Klamath Falls, Ore. 97601

STATE OF OREGON: COUNTY OF KLAMATH: ss
 I hereby certify that the within instrument was received and filed for
 record on the 27th day of September A.D., 1983 at 11:17 o'clock A M,
 and duly recorded in Vol M83, of Deeds on page 16575.

Fee \$ 8.00

EVELYN BIEHN, COUNTY CLERK
 by *Bernice J. Kelsch* Deputy