

WELL-SITE CONVEYANCE, EASEMENT AND COVENANTS

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CONVEYANCE & EASEMENT

THIS AGREEMENT made on the date below signed by and between ROBERT J. BOGATAY and LINDA BOGATAY, husband and wife, and BRYAN J. STUART and BARBARA STUART, husband and wife, hereinafter referred to as "Grantors" and BRYAN J. STUART and BARBARA STUART, hereinafter referred to as "Grantees", subject to the terms, conditions and covenants which follow:

1. PROPERTY OF GRANTORS. Grantors ROBERT J. BOGATAY and LINDA BOGATAY are the owners of the following described real property:

Lot 7 and Lot 6, less the Northerly 5 feet thereof, all in Block 42, HILLSIDE ADDITION, in the City of Klamath Falls, Klamath County, Oregon, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

and Grantors BRYAN J. STUART and BARBARA STUART are the owners of the following described real property:

Lot 3, LOMA LINDA HEIGHTS, in the City of Klamath Falls, Klamath County, Oregon, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

2. PROPERTY OF GRANTEES. Grantees are the owners of the following described real property:

Lot 4, LOMA LINDA HEIGHTS, in the City of Klamath Falls, Klamath County, Oregon, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

3. CONVEYANCE. Grantors hereby convey to Grantees their heirs, successors and assigns an undivided 1/5 interest to a geothermal well and well site located as follows:

A square parcel 3 feet by 3 feet, the center point of which is situated 14 feet southwesterly at right angles from the Westerly line of Hillside Avenue and 5 feet Southeasterly at right angles from the common property lines separating Lot 7 and Lot 6, less the Northerly 5 feet thereof, from Lots 5 and the Southerly 5 feet of Lot 6 all of Block 42, HILLSIDE ADDITION, City of Klamath Falls, Oregon.

Together with a non-exclusive six foot wide easement appurtenant parallel with the Northerly boundary of said Lot 7 and Lot 6, less the Northerly 5 feet thereof, said centerline being Southeasterly 85 feet at right angles to said property line described above to the point of intersection with Hillside Avenue.

4. CONSIDERATION. The consideration for this transfer is the sum of \$5,500.00, receipt of which is hereby acknowledged, as and for a 20% interest in the well and easements conveyed.

5. INTEGRATION WITH EXISTING AGREEMENT. Grantors and Grantees further acknowledged that the terms, conditions and provisions of this agreement are specifically governed by the covenants contained in the agreement dated the 3rd day of

84 JUN 6 AM 9 06

ck
12.00

September, 1983, recorded in volume M83, page 15223, of the Deed Records of Klamath County, Oregon in which ROBERT J. and LINDA BOGATAY are Grantors and BRYAN J. STUART and BARBARA STUART are Grantees, the paragraphs of which are specifically applicable to this agreement are paragraphs 6 through 19 which are specifically adopted and ratified hereby.

DATED this 28 day of December, 1983.

Robert J. Bogatay
ROBERT J. BOGATAY, Grantor

Bryan J. Stuart
BRYAN J. STUART, Grantor

Linda Bogatay
LINDA BOGATAY, Grantor

Barbara Stuart
BARBARA STUART, Grantor

Bryan J. Stuart
BRYAN J. STUART, Grantee

Barbara Stuart
BARBARA STUART, Grantee

STATE OF OREGON)
) ss
County of Klamath)

Be it remembered that on this 28 day of December, 1983, before me, the undersigned Notary Public in and for said County and State, personally appeared the within named ROBERT J. BOGATAY and LINDA BOGATAY, 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.

Brad A. Brun
NOTARY PUBLIC FOR OREGON
My commission expires Feb 5, 1987

STATE OF OREGON)
) ss
County of Klamath)

Be it remembered that on this 28 day of December, 1983, before me, the undersigned Notary Public in and for said County and State, personally appeared the within named BRYAN J. STUART and BARBARA STUART, 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.

Bradford J. Aspell
NOTARY PUBLIC FOR OREGON

My commission expires: Feb 3, 1987

STATE OF OREGON,)

County of Klamath)

Filed for record at request of

on this 6th day of Jan A.D. 19 84

at 9:06 o'clock A M, and duly

recorded in Vol. M84 of Deeds

age 298

EVELYN BIEHN, County Clerk

By *[Signature]* Deputy

Fee 12.00

AFTER RECORDING, RETURN TO:

BRADFORD J. ASPELL
ASPELL & DELLA-ROSE
122 South Fifth Street
Klamath Falls, Oregon 97601

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