

This agreement made between Larry D. Brown as owner of Parcel 1, Chester M. Robertson and Irene Robertson, as owners of Parcel 2, and Oregon Fish and Game Council, as owner of Parcel 3,

RECITALS

The parties have an interest in the following described real estate situate in County of Klamath, State of Oregon, and described respectively, as follows:

BROWN - Property Description (Parcel 1)

A parcel of land situate in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 5, Township 39 South, Range 9 East of the Willamette Meridian, described as follows:

Beginning at a point on the East line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$ which bears South 0°18' East a distance of 572 feet from the Northeast corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$; thence South 89°42' West a distance of 200.0 feet; thence South 0°18' East a distance of 185.24 feet to the true point of beginning; thence continuing South 0°18' East a distance of 215.00 feet to a point which bears North 0°18' West a distance of 130.0 feet from the Southwest corner of tract described as Parcel 1 in Deed Volume M68 page 6547, Deed records of Klamath County, Oregon; thence North 89°42' East a distance of 175.0 feet to a point; thence North 0°18' West to the Northwest corner of parcel described in deed from Richard Clauson, et ux, to Chester R. Robertson, et ux., recorded in Volume M69 page 7366, Deed Records of Klamath County, Oregon; thence East along the North line of last described parcel a distance of 25.0 feet to the East line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$; thence North 0°18' West along said East line to a point which is North 89°42' East from the point of beginning; thence South 89°42' West to the point of beginning.

Robertson - Property Description (Parcel 2)

A strip of land situated in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 5, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at the Southeast corner of that tract of land deeded to Clauson and described in Deed Record M66, page 9074, Klamath County Deed Records, said point being described as being South 00°18' East along the West boundary of "Riverview" Subdivision a distance of 1105.2 feet from the Northeast corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 5; thence North 00°18' West (North 00°15' West by said subdivision) along the Westerly line of said "Riverview" Subdivision to the intersection with the Northwesterly line of Lot 14, Block 4, (Southerly corner of the alley) said "Riverview" Subdivision; thence North 89°27' West parallel with the South line of said Clauson tract a distance of 25.00 feet; thence South 00°18' East parallel with the Westerly line of said subdivision to the South line of said Clauson tract; thence South 89°27' East along the South line of said Clauson tract a distance of 25.00 feet to the point of beginning.

Oregon Fish & Game Council - Property Description (Parcel 3)

A parcel of land located in Section 5, T. 39 S. R. 9 E., W.M.: Beginning at the southeast corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 5; thence N 08°59' W 52.70 feet; thence N 00°18' W 216.09 feet; thence N 89°27' W 200.00 feet to the Southeast corner of that tract of land described in Deed Volume 260 page 687 and the True Point of Beginning of this description; thence N 89°27' W to the easterly right-of-way line of The Dalles-California Highway as described in Deed Volume M67 page 8644, Klamath County Deed Records; thence northeasterly along said right-of-way line to its intersection with the east line of that tract of land described in said Deed Volume 260 page 687; thence S 00°18' E along said east line to the True Point of Beginning of this description, containing 0.9 acre, more or less.

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DES 98

A strip of land thirty (30) feet in width, adjacent to the southeasterly right of way line of The Dalles-California Highway (as described in Deed Volume M67 page 9771, Klamath County Deed Records) and across the northwesterly portion of that tract of land described in Deed Volume M68 page 6547, Klamath County Deed Records, said strip of land being situated in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 5, T 39 S., R. 9 E., W.M., Klamath County Oregon, and being more particularly described as follows:

Beginning at the northeast corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 5; thence S 00°18' E 572 feet; thence S 89°42' W to a point that is thirty (30) feet distant from, measured at right angles to, the southeasterly right-of-way line of The Dalles-California Highway, said point being the True Point of Beginning of this description; thence southwesterly, parallel to and thirty (30) feet distant from said right-of-way line to the west line of that tract of land described in said Deed Volume M68 page 6547; thence N 0°18' W along said west line to the southeasterly line of said highway; thence northeasterly along the southeasterly line of said highway to the north line of that tract of land described in said Deed Volume M68 page 6547; thence N 89°42' E to the True Point of Beginning of this description, containing 0.16 acre, more or less.

The parties to this agreement desire to create an easement for a water line for the benefit of Parcel 3.

The parties agree as follows:

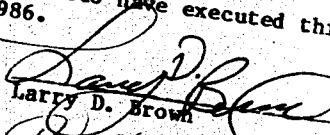
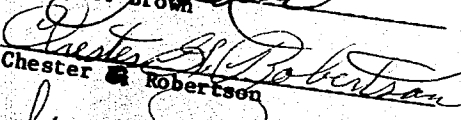
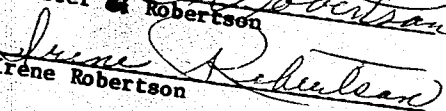
The Easement will extend across the Southerly 10 feet of Parcel 1 and across Parcel 2 to the existing easement as described in Deed Volume 351 on page 19, records of Klamath County, Oregon.

It is further agreed between the parties that the water line will be maintained by the Owner of Parcel 3, with rights of ingress and egress solely for installation or maintenance of the water line across Parcels 1 and 2. The Owner of Parcel 3 agrees that any maintenance or installation of said line shall be done, wholly at his expense in a workmanlike manner and the property will be restored as nearly as reasonable as determined by the owners of Parcels 1 and 2 to its present condition.

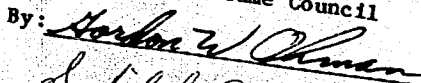
It is further agreed that the owner of Parcel 3 shall be responsible for any damages caused by said water line.

It is agreed between the parties that the terms and conditions of said easement shall be binding on the heirs and/or assigns of said parties.

In witness whereof, the parties hereto have executed this agreement on this 22nd of AUGUST, 1986.


Larry D. Brown

Chester A. Robertson

Irene Robertson

Oregon Fish and Game Council

By: 
Sybil L. Robin

16252

State of Oregon)
County of Klamath) ss.

Dated 8/22/86

Personally appeared the above-named Larry D. Brown and acknowledged the foregoing instrument to be his voluntary act.



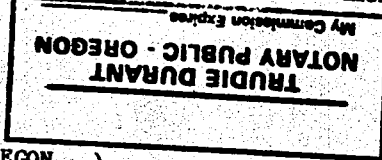
Larry D. Moore
Notary Public for Oregon
My Commission expires 8/27/87

State of Oregon)
County of Klamath) ss.

Dated 8/22/86

Personally appeared the above-named Chester J. Robertson and Irene Robertson and acknowledged the foregoing instrument to be their voluntary act.

Before me:

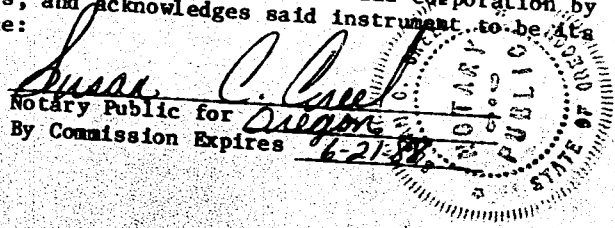


Tradie Durant
Notary Public for Oregon
My Commission expires 9/30/89

STATE OF OREGON)
County of Klamath) ss.

Dated 9-8-86

Personally appeared Gordon Ohmar + Sybil Robin who, being duly sworn, did say that he is the president & secretary of Oregon Fish and Game Council, and that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors; and acknowledges said instrument to be its voluntary act and deed. Before me:



Susan C. Cline
Notary Public for Oregon
By Commission Expires 6-21-88

Return to:
KCTC

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of _____
of September A.D. 19 86 at 12:57 o'clock P M., and duly recorded in Vol. M86
of Deeds on Page 16250

FEE \$13.00

Evelyn Biehn, County Clerk
By [Signature]