

73316

CONSENT TO EASEMENT AND AGREEMENT TO SUBORDINATE

By separate instrument, John A. Davidson and Jo Ann Davidson, husband and wife, have agreed to grant the following described real estate easement to William F. Anderson and Katharine M. Anderson:

"A strip of land 15 feet wide, 15 feet deep, and 1,154.70 feet in length along the most Westerly border of real property belonging to Grantors which is described in Exhibit "A" which is attached hereto and incorporated herein by this reference."

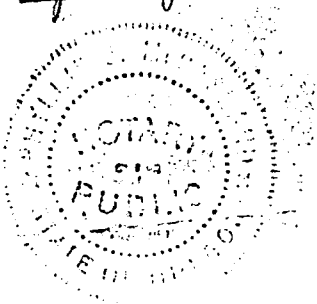
The South Valley State Bank holds a judgment lien in said real property. By this agreement, South Valley State Bank hereby agrees to consent to the granting of the above-described easement and further agrees to subordinate its interest in the above-described land to the easement granted to William F. Anderson and Katharine M. Anderson.

DATED this 22<sup>ND</sup> day of January, 1987.

South Valley State Bank  
By: [Signature] President

SUBSCRIBED AND SWORN to before me this 22<sup>ND</sup> day of January, 1987.

Phyllis J. McCarland  
Notary Public for Oregon  
My commission expires: 11-25-90



CH  
9  
Ret: Osborne, Spencer + Wagon  
439 Pine St  
NFO.

APR 10 AM 11 10

6027

## PARCEL 1:

A tract of land situate in Section 5, Township 40 South, Range 10 East of the Willamette Meridian, in the County of Klamath, State of Oregon, more particularly described as follows:

Beginning at the most Northwesterly corner of above said tract of real property, which corner lies at the intersection of the Easterly right of way boundary of the Burlington Northern Inc. railroad and the Easterly right of way boundary of the U.S. G-1 Lateral irrigation canal; thence along said irrigation canal right of way boundary North  $41^{\circ} 29' 30''$  East 383.44 feet, and North  $78^{\circ} 16'$  East 311.64 feet to a  $\frac{1}{2}$  inch galvanized iron pipe marking the true point of beginning of this description; thence continuing along above said canal right of way boundary North  $35^{\circ} 58'$  East 478.25 feet, more or less, to the Southerly right of way boundary of U.S.G. Canal; thence along said boundary South  $56^{\circ} 23' 30''$  East, 223.80 feet South  $58^{\circ} 36'$  East, 366.50 feet and South  $86^{\circ} 24'$  East, 317.60 feet to a  $\frac{1}{2}$  inch galvanized iron pipe in alignment with an existing North-South fence line; thence along said fence alignment South  $5^{\circ} 55' 30''$  West 1098.40 feet and South  $0^{\circ} 48' 30''$  East, 72.20 feet, more or less, to a point on the North boundary extended of that parcel of real property described and recorded in M-70 at page 9929 of Deed Records of Klamath County, Oregon and distant 60.45 feet from the Northeast corner thereof; thence South  $83^{\circ} 01' 45''$  West along said boundary and boundary extended a distance of 992.05 feet, more or less, to a  $\frac{1}{2}$  inch galvanized iron pipe which is distant 153.70 feet Easterly from the most Northwesterly corner of aforesaid parcel of real property; thence North 1232.84 feet to the true point of beginning.

LESS AND EXCEPT a parcel of land situated in the Southwest one-quarter of Section 5, Township 40 South, Range 10 East of the Willamette Meridian, in the County of Klamath, State of Oregon, being more particularly described as follows:

Beginning at a  $\frac{1}{2}$ " iron pipe from which the Southwest corner of Section 5 bears South  $00^{\circ} 48' 30''$  East 930.62 feet and West 1505.30 feet; thence South  $83^{\circ} 01' 45''$  West 931.70 feet to a  $\frac{1}{2}$ " iron pipe; thence North 556.39 feet to a  $\frac{1}{2}$ " rebar; thence North  $83^{\circ} 01' 45''$  East 980.72 feet to a  $\frac{1}{2}$ " rebar; thence South  $5^{\circ} 55' 30''$  West 482.72 feet to a  $\frac{1}{2}$ " rebar; thence South  $00^{\circ} 48' 30''$  East 82.18 feet to the point of beginning.

## Exhibit "A"

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Osborne, Spencer & Wogan  
of April A.D., 19 87 at 11:10 o'clock A M., and duly recorded in Vol. M87  
of Deeds on Page 6026

FEE \$9.00

Evalyn Biehn,  
By [Signature] County Clerk