

WELL SHARING AGREEMENT WITH EASEMENT

WHEREAS: The parties desire to share the water from a well located on Parcel 1 of NE 1/4 NE 1/4 SE 1/4 of Section 20, T40S R8EWM, Klamath County, Oregon and further described at Land Partition No. LP 22-71, Klamath County, Oregon.

THEREFORE: In consideration of their mutual promises the parties agree as follows:

(1) The water well is located on property owned by Jimmie H. Butler and Colleen Butler, husband and wife, hereinafter referred to as "Butler".

(2) Interest in the well shall be divided into thirds and shall benefit the following parties and property as follows:

(a) 1/3 interest in the well is hereby granted to Butler and shall benefit Parcels 1 and 2 of NE 1/4 NE 1/4 SE 1/4 of Section 20, T40S R8EWM, as further described at Land Partition No. LP 22-71, Klamath County, Oregon.

(b) 1/3 interest in the well is hereby granted to Thomas T. and Patti M. Johnson, husband and wife, hereinafter referred to as "Johnson" and shall benefit Lot 1, Block 2, Cedar Trails Subdivision, Tract 1083, Klamath County, Oregon.

(c) The remaining 1/3 interest in the well is granted to William K. and Debra D. Victor, husband and wife, hereinafter referred to as "Victor" and shall benefit Parcel 3 of NE 1/4 NE 1/4 SE 1/4 of Section 20, T40S R8EWM, further described at LP 22-71, Klamath County, Oregon.

The interest in the well herein granted shall be appurtenant to and run with the owners respective interest in the property benefitted by the well. Only one (1) residence per interest shall be allowed.

The cost of operating the well, including power, maintenance

and repairs shall be shared in the following manner:

(1) Currently, only Butler and Johnson are connected to the well. Butler and Johnson shall share the cost equally, i.e. 1/2 each.

(2) At the time Victor, or his successor, connects to the well, then the cost of operating the well shall be shared 1/3 by each party.

To fulfill the intent of this agreement, the Butlers, their heirs or assigns, grant to Johnsons and Victors a permanent and exclusive easement for the purpose of locating water lines and for ingress to and egress from the well. The easement herein granted to the Johnsons shall be in the location of the existing water lines, as set forth on Exhibit "A". The easement granted to the Victors shall be in a location which will accomplish the intended purpose with a reasonable minimum of interference to the Butler property.

DATED this 30 day of June, 1988.

Jimmie H. Butler
JIMMIE H. BUTLER

Colleen J. Butler
COLLEEN J. BUTLER

Tom Johnson
TOM JOHNSON

STATE OF OREGON)

County of Klamath)

ss.

William K. Victor
WILLIAM K. VICTOR

Debra D. Victor
DEBRA D. VICTOR

Patty Johnson
PATTY JOHNSON

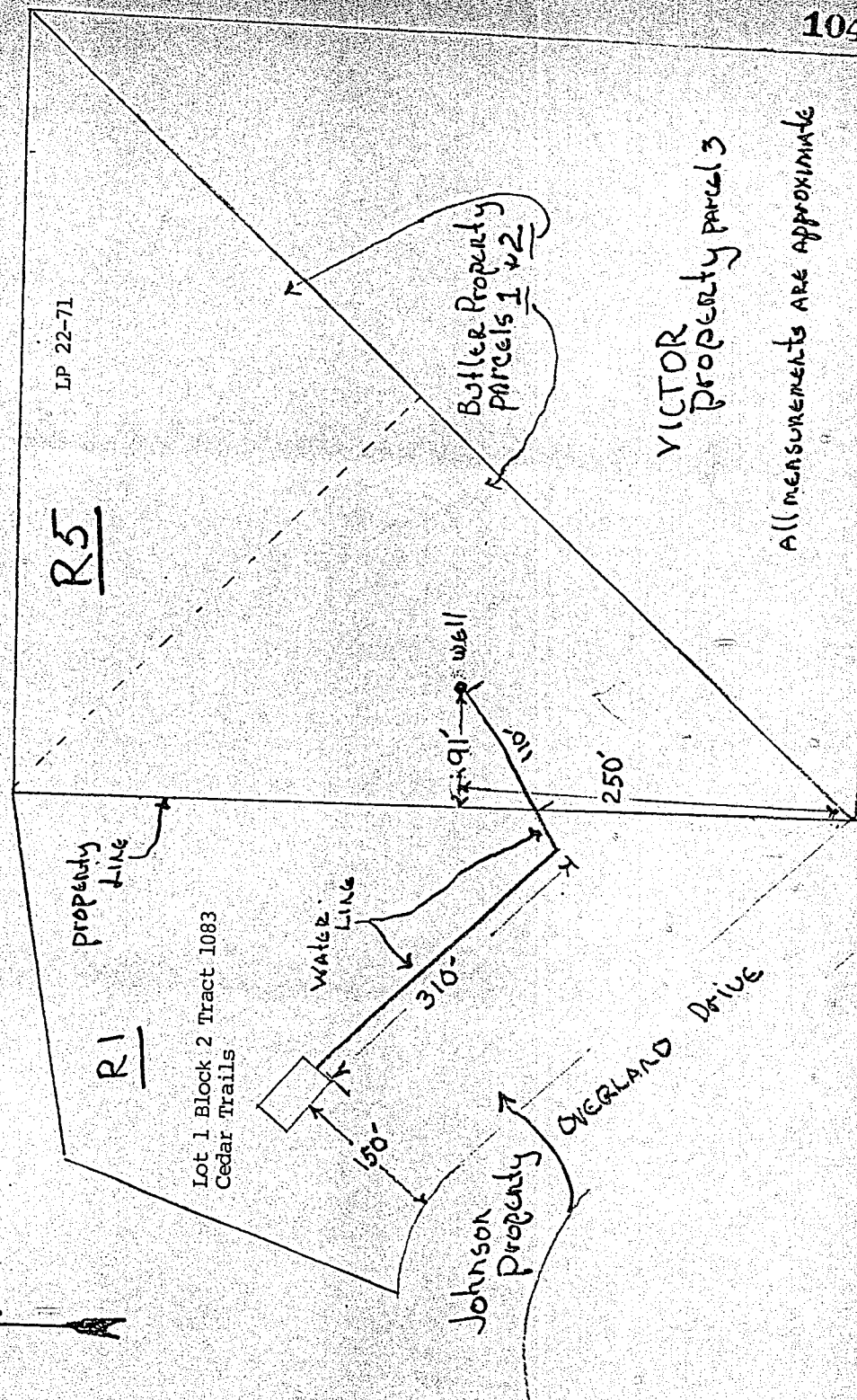
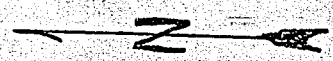
Personally appeared before me the above named parties and freely and voluntarily executed this Agreement this 30 day of June, 1988.

Richard B. Parker
NOTARY PUBLIC FOR OREGON

My Commission Expires: 4-13-90

After Recording Return To:
Tom Johnson
Ashland Star Route
Klamath Falls, OR 97601
P.O. Box 496
Keno, Or. 97627

EXHIBIT A- Well Sharing and Easement Agreement
Butler-Johnson-Victor



STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Tom Johnson the 5th day
of July A.D., 1988 at 9:36 o'clock A. M., and duly recorded in Vol. M88
of Deeds on Page 10415.

FEE \$18.00

Evelyn Biehn County Clerk

By Pauline Muslander