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Vol. <u>m88</u> Page **15585** DEED OF INTEREST IN WELL. This instrument entered in to this of August 1988, This instrument entered in to this ---- of August 1988, between GARY L. GUGGENMOS and SALLY L. GUGGENMOS, husband and wife herein referred to as Grantors, and ELDON GUGGENMOS and ROSEMARY GUGGENMOS. husband and wife, herein referred to as Grantee. nerein reierred to as Grantors, and ELDUN GUGGENMUS and KUS GUGGENMOS, husband and wife, herein referred to as Grantee; WHEREAS, The Grantors are the owner of a tract of land WHEREAS, The Grantors are the owner of a tract of land described as Lot 3 Block 8, Yonna Woods, situate in Section 33, Township 37 South, Range 11 East of Willamette Meridian, Klamath WHEREAS, Grantee, ELDON GUGGENMOS and ROSEMARY GUGGENMOS, Are the owners of Lot 5, Block 8, Yonna Woods; and WHEREAS, The Parties have drilled a well approximately 600 WHEREAS, The Parties have drilled a well approximately 600 feet deep on the Grantors' Lot 3 of Block 8, Yonna Woods, and have shared the costs and expenses of constructing a well and installing not provide the compaction therewith. and 03 ----and casing, pump and motor used in connection thereWath; and 1 WHEREAS, The parties desire a written agrement as to the future use of said well, casing, pump and motor; Now Therefore, 29 SEP Grantors, in consideration of the sums heretofore expended by the Grantees, and subject to the conditions set forth in this 83 instrument, do hereby grant, sell and convey untograntees ELDON chickENMOS and ROSEMARY CHICKENMOS on undivided one half interest GUGGENMOS and ROSEMARY GUGGENMOS, an undivided one half interest GUGGENMUS and HUSEMARI GUGGENMUS, an undivided one main interest in and to the above-mentioned well, casing, pump, and motor and the might to take one-half of the water from the well and to sto in and to the above-mentioned well, casing, pump, and motor and the right to take one-half of the water from the well and to and such water from the well to the Grantees' above-described tract Grantors further grant to Grantee for the use and purpose of con-veying such water as above described, an easement over and across a strip of land 6 feet in with, the center line of such atrip of land beginning at the well and extending in the general South. a strip of land o feet in With, the center line of such strip of land beginning at the Well and extending in the general South-Westerly direction to the lands of Grantees Guggenmos. This conveyance is made on the further condition that the Grantees, their heirs and assigns shall bear one-half of all expenses incurred in the operation of above-described pump and motor, and one-half of all expenses for the maintenance of the Well and motor themes incurred in the operation of another their being and motor their being and another the formation their being and another the second and another the sec and one-main of all expenses for the maintenance of the well and accessories thereto, and that the Grantees, their heirs and assigns, shall maintain all nines in good order of that there are and assigns, Accessories Unereto, and Unat the Grantees, their heirs and assignable and or seensce therefrom that may cause indust to the long Snall Maintain all pipes in good order so that there shall be r leakage or seepage therefrom that may cause injury to the land and premises of the Grantors.

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It is understood and agreed that the respective lots of the Grantors and the Grantees are in a subdivision and that each of the parties agrees that they will not further subdivide their respective lots without permission of the other parties and that it is under-stood and agreed that this agreement for the ownership and use of the well is limited to the Grabtors and the Grantees, their

TO HAVE AND TO HOLD RIGHT AND EASEMENT TO TAKE WATER AND TO TRANSFER on to and across the land of the Grantors subject to the above conditions, to Grantees, their heirs and assigns forever.

IN WITNESS WHEREOF, The Grantors have hereunto set their hands on the date hereinabove written.

GUGGENMOS

State of Oregon County of Klamath

This instrument was acknowledged before me on September 15, 1988 by Gary Guggenmos

Notary Public for Oregon My commission expires 9/15/91



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STATE OF OREGON: COUNTY OF KLAMATH:

SS. Filed for record at request of of _____ Sept.

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