

EASEMENT

GRANTORS: Chemult Heights - Barbara A. Bedard, an Oregon partnership.

CONVEY TO

Ted L. Ashby and Geraldine M. Ashby, husband and wife.

In consideration of the entry by Plaintiffs into a stipulated judgment of Ashby v. Schneller v. BB & SC Enterprises, Inc., Case Number 87-CV-0335-JC filed in the Circuit Court for the State of Oregon for Deschutes County, an easement for the purpose of insuring the prevention of contamination of a well located on a parcel of land owned by Ted L. Ashby and Geraldine M. Ashby described on Exhibit "A". This Easement is appurtenant to that parcel of land described on Exhibit "A" presently owned by Ted L. Ashby and Geraldine M. Ashby. This Easement restricts the use of the Grantor, successors, and assigns of Lots 8 and 9 of Block 3, in that the Grantor, assigns, or successors will not locate any septic systems, leech fields, or any other uses which may contaminate the ground or surface water within 100 feet of the well on Lot Seven (7), Block Three (3), Chemult, Klamath County, Oregon and described in a well report of Harry May dated September 10, 1983 on file with the State of Oregon Water Master.

This Easement, except to the extent described above shall not effect or limit the use by Grantors of their land in any way so long as such use does not undermine the purpose of this Easement.

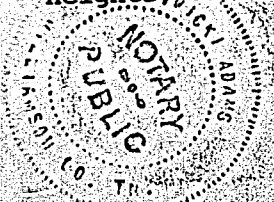
This Easement is granted subject to all prior easements or encumbrances of record.

IN WITNESS THEREOF, the parties have caused this instrument to be executed the 26th day of June, 1989.

Barbara A. Bedard
Chemult Heights
By Barbara A. Bedard

STATE OF TENNESSEE)
County of Williamson) ss.

Personally appeared Barbara A. Bedard who, being duly sworn, did say that the former is an owner and partner of Chemult Heights, an Oregon partnership.



Before me:

Vicki Adams
Notary Public for Williamson Co, TN
My Commission Expires May 27, 1990

89 JUL 20 PM 12 49

Lots 1, 6 and 7 in Block 3 of Chemult, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon, and vacated alley lying between and adjacent to Lots 1, 6 and 7.

STATE OF OREGON: COUNTY OF KLAMATH: 88.

Filed for record at request of McCord & Haslinger the 20th day
of July A.D. 19 89 at 12:49 o'clock PM., and duly recorded in Vol. M89
of Deeds on Page 13251.

FEE \$13.00

Evelyn Biehn County Clerk

By Quilene M. Lindgren

Return: McCord & Haslinger
645 N.W. Division
Bend, Or. 97701