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ENCROACHMENT AGREEMENT AND EASEMENT

2.41706

Whereas, Eugene G. Woods and Joan Z. Woods are the owners of the following described parcel:

Lot 4, Block 49 Hot Springs Addition to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk, Klamath Falls, Oregon.

and Whereas, John L. Fowler and Caroline Fowler are the owners of the following described parcel:

Lot 5, Block 49 Hot Springs Addition to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk, Klamath Falls, Oregon.

and for and in consideration of the covenants and conditions hereinafter set forth, said parties Woods and Fowlers agree as follows:

Eugene G. Woods and Joan Z. Woods hereby give and grant to John L. Fowler and Caroline Fowler, their successors and assigns permission to encroach upon a portion of said Lot 4 insofar as structures and improvements are now located;

and John L. Fowler and Caroline Fowler hereby give and grant to Eugene G. Woods and Joan Z. Woods, their successors and assigns permission to encroach upon a portion of said Lot 5 insofar as structures and improvements are now located:

Both parties expressly reserve the right to enter the encroachment area for the purpose of maintaining, repairing and replacing any stuctures or improvements as they now exist.

Both parties, by execution hereunder, shall save and hold harmless each to the other, any liability for or on account of any damage to property incurred in any manner whatsoever growing out of the use of the privelege herein granted.

In witness whereof, the parties hereto have cauæd this agreement to be executed this <u>26th</u>lay of <u>October</u>, 1989.

chicken 3 Caroline Fow ler

Joan zie Arrida - Joan zie Mirda

State of Oregon,)) ss. County of Klamath)

S N Personally appeared the above named Engente/ E/ Woods/ John /4/ Woods/ John Le Rowler and Caroline Fowler and acknowledged the foregoing instrument to Be, their voluntary act and deed.

OF OR STREET Before me Dibia Drb. Dulinghum Notary Public for Oregon My commission expires 12-19-92 VF OR STATE OF OREGON, ss. County ofKlamath On this the 30th day of October , 19 89 personally appeared Joan Zoe Woods who, being duly sworn (or affirmed), did say that ^S he is the attorney in fact for Eugene Gregory Woods and and

that She executed the foregoing instrument by authority of and in behalf of said principal; and S he acknowledged said instrument To be the act and deed of said principal.

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Refore me: ·b. n (Signat)ure)

Escrow Officer Commission Expires 12-19-92 (Title of Officer)

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BE IT REMEMBERED, That on this 30th day of Olober , 19.87. , before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within Joan Zoe Loods named

known to mer to be the identical individual..... described in and who executed the within instrument and acknowledged to me that She executed the same freely and voluntarily.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

Lebra Bulingham Notary Public for Oregon. My Commission expires D 19-80

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STATE OF OREGON: COUNTY OF KLAMATH: ss.

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IOTARY Z

PUBLIC

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Klamath LOUNTV IILLE VV. IIC	31st	day
Filed for record at request of 11:26 address AM and duly recorded in Vol.	_ <u>M89</u>	,
or Deeds on Page 20869		
Evelyn Biehn , County Clerk		
FEE \$13.00 By Qauline Mullinder	<u>«</u>	
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Before mer 1 Andrew Mark

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