

33803

Vol. 791 Page 17152

P-42398  
BOUNDARY LINE AGREEMENT

THIS AGREEMENT IS made as of this 27<sup>th</sup> day of August, 1991, by and between Kent Gooding and Steven Gooding, Terry D. Sherrill and Janet R. Sherrill, husband and wife, Federal Land Bank and Jack M. Baker and Lynda M. Baker, and Donald C. Kirkpatrick;

## W I T N E S S E T H

WHEREAS, each of the parties hereto own properties in the SW $\frac{1}{4}$  of Section 8, Township 39 South, Range 10 E.W.M. which properties share a common boundary; and

WHEREAS, there exists a fence separating said properties, the legal description of which is more particularly described in Exhibit A attached, and said parties desire to establish said fence line as a common property line:

NOW, THEREFORE, in consideration of the mutual agreement memorializing the foregoing, it is agreed as follows:

- A. That certain fence line which is more particularly described in Exhibit A attached hereto is hereby established and agreed to be the property line dividing the ownership of each of the properties whether or not the same coincide with the actual division by section line.
- B. In the event action or suit is brought to construe or enforce the terms of this agreement, the prevailing party shall be entitled to the payment of his attorney fees and court costs, including those incurred upon appeal.
- C. This agreement shall be binding upon and inure to the benefit of the heirs the executors, the administrators, the successors, and/or the assigns of each of the parties hereto.

DATED this 27<sup>th</sup> day of August, 1991.

Kent Gooding  
Kent Gooding

Terry D. Sherrill  
Terry D. Sherrill

Jack M. Baker  
Jack M. Baker

Federal Land Bank

By: Hugh J. Cahill  
Hugh J. Cahill, Sr. Credit officer  
Farm Credit Bank of Spokane,  
Successor by merger to Federal Land Bank

Steven Gooding  
Steven Gooding

Janet R. Sherrill  
Janet R. Sherrill

Lynda M. Baker  
Lynda M. Baker

Donald C. Kirkpatrick  
Donald C. Kirkpatrick

91 AUG 27 PM 3 49

Owner  
Erwin R. Ritter, L.S.

17153

Owner  
Dennis A. Ensor

# TRU (SURVEYING) LINE

TELEPHONE (503) 884-3691  
2333 SUMMERS LANE · KLAMATH FALLS, OREGON 97603

August 16, 1991

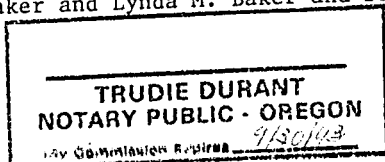
## LEGAL DESCRIPTION FOR PROPERTY LINE AGREEMENT

An existing fence line situated in the E $\frac{1}{2}$  SW $\frac{1}{4}$  of Section 8, T39S, R10EWM, Klamath County, Oregon, more particularly described as follows:

Beginning at a 5/8" iron pin, with a Tru-line Surveying plastic cap, on the south line of said Section 8, marking the southerly extension of said fence line, from which the South  $\frac{1}{4}$  Corner to said Section 8 bears S89°56'00"E 1332.87 feet; thence N00°15'18"E, along said fence line, 2301.64 feet to a chiseled mark on the north edge of a 3' by 4' concrete slab, said mark being on the southerly right of way line of State Highway #140.

STATE OF OREGON       )  
                                  )ss.  
County of Klamath    )

The foregoing instrument was acknowledged before me this 27th day of August 1991 by Kent Gooding, Steven Gooding, Terry D. Sherrill, Janet R. Sherrill, Jack M. Baker and Lynda M. Baker and Donald C. Kirkpatrick.

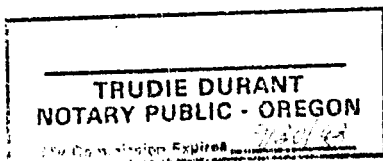


*Trudie Durant*  
Notary Public for Oregon

### CORPORATE ACKNOWLEDGEMENT

STATE OF OREGON       )  
                                  )ss.  
County of Klamath    )

The foregoing instrument was adknnowledged before me this 27th day of August, 1991 by Hugh J. Cahill, Sr. Credit Officer of Farm Credit Bank of Spokane, successor by merger to Federal Land Bank, a corporation, on behalf of the corportion.



*Trudie Durant*  
Notary Public for Oregon

*Return: LORC*  
STATE OF OREGON: COUNTY OF KLAMATH:       ss.

Filed for record at request of Klamath County Title Co. the 27th day of Aug. A.D., 19 91 at 3:49 o'clock P. M., and duly recorded in Vol. M91 of Deeds on Page 17152.

FEE     \$13.00

Evelyn Biehn     County Clerk  
By *Dennis A. Ensor*