

34446

Vol. m91 Page 18236

BOUNDARY LINE AGREEMENT

THIS AGREEMENT made and entered into by and between MILDRED H. LOVENESS and RONALD E. LOVENESS, Trustees under the Mildred H. Loveness 1983 Trust, and LOYAL H. LOVENESS and RONALD E. LOVENESS, Trustees under the Loyal H. Loveness 1983 Trust, as tenants in common as to a 51.45586% interest, and ELSIE J. LOVENESS and LOREN E. LOVENESS, husband and wife, as tenants in common, as to a 48.54414% interest, hereinafter known and designated as "First Party", and DONALD E. BRECHTEL and MARTHA M. BRECHTEL, hereinafter known and designated as "Second Party",

W I T N E S S E T H :

WHEREAS, the parties hereto own adjoining parcels of real property located in the Southwest quarter of the Southeast quarter and the Southeast quarter of the Southwest quarter of Section 34, Township 40 South, Range 12 East, of the Willamette Meridian, and the Northwest quarter of the Northeast quarter of Section 3, r3 Township 41 South, Range 12 East, of the Willamette Meridian, in Klamath County, Oregon; and

WHEREAS, the Northerly and Southerly and Easterly and

60921 211 2 17

60921 211 2 17

Westerly boundaries between the parcels have been indefinite and uncertain; and

WHEREAS, the said boundary lines between the respective parties' parcels have now been surveyed and referenced along an existing fence, being described and located with respect to an official government corner, and the parties have agreed that these boundary lines shall be the record boundaries between their respective parcels;

NOW, THEREFORE, IT IS HEREBY AGREED as follows:

1. First Party owns the real property which lies to the North and East of the property owned by Second Party and First Parties' property is described in Exhibit "A", attached hereto and by this reference made a part hereof.

2. Second Party owns the real property which lies to the South and West of the property owned by First Party and Second Parties' property is described in Exhibit "B", attached hereto and by this reference made a part hereof.

3. The Northerly and Southerly boundary line and the Easterly and Westerly boundary line between the parties' respective parcels shall be described as follows, to-wit:

An existing fence line situated in the North-west quarter of the Northeast quarter of

Section 3, Township 41 South, Range 12 East, of the Willamette Meridian, and the Southwest quarter of the Southeast quarter, and the Southeast quarter of the Southwest quarter of Section 34, Township 40 South, Range 12 East, of the Willamette Meridian, in Klamath County, Oregon, more particularly described as follows: Beginning at the intersection of the East line of said Northwest quarter of the Northeast quarter, and an existing fence line from which the Westerly 1/16th corner common to said Sections 3 and 34 bears North 00°24'17" West, 8.67 feet (fence corner bears North 89°39'51" East, 1.7 feet); thence along said fence line South 89°39'51" West, 802.26 feet; thence North 00°10'19" East, 811.39 feet, thence North 72°12'01" West, 943.95 feet; thence South 00°33'24" West, 134.21 feet; thence South 87°33'44" West, 420.12 feet; thence North 00°08'32" East, 203.46 feet; thence North 47°49'55" West, 219 feet, more or less, to a point on the East line of that tract of land described as Parcel 2 in Deed Volume M89, page 19, of the Klamath County Deed Records, with bearings based on recorded Survey No. 2600.

The map of survey is attached hereto, marked Exhibit "C", and by this reference made a part hereof.

First Party, in consideration of this mutual agreement, does hereby remise, release and forever quitclaim unto Second Party all their right, title and interest in and to all property Southerly and Westerly of the said boundary line, and Second Party, in consideration of this mutual agreement, does hereby remise, release and forever quitclaim unto the First Party all

their right, title and interest in and to all property Northerly and Easterly of the said boundary line.

WHEREAS, the parties hereto mutually agree that this Boundary Line Agreement shall be binding on the respective heirs, successors in interest, personal representatives, and assigns.

IN WITNESS WHEREOF, we have executed the same on behalf of the First and Second Parties, IN DUPLICATE, on this 29 day of August, 1991.

"FIRST PARTY"

Mildred H. Loveness
Mildred H. Loveness, Trustee under
the Mildred H. Loveness 1983 Trust

Ronald E. Loveness
Ronald E. Loveness, Trustee under
the Mildred H. Loveness 1983 Trust

Loyal H. Loveness
Loyal H. Loveness, Trustee under
the Loyal H. Loveness 1983 Trust

Ronald E. Loveness
Ronald E. Loveness, Trustee under
the Loyal H. Loveness 1983 Trust

Elsie J. Loveness
Elsie J. Loveness

Loren E. Loveness
Loren E. Loveness

SECOND PARTY

Donald E. Brechtel
 Donald E. Brechtel
Martha M. Brechtel
 Martha M. Brechtel

STATE OF OREGON)
)
 County of Klamath) ss.

Aug 29, 1991

Personally appeared the above-named MILDRED H. LOVENESS and RONALD E. LOVENESS, Trustees under the Mildred H. Loveness 1983 Trust, and acknowledged the foregoing instrument to be their voluntary act and deed.

BEFORE ME:

Vaclav Kalina
 Notary Public for Oregon
 My Commission Expires: June 1st, 1994

STATE OF OREGON)
)
 County of Klamath) ss.

Aug 29, 1991

Personally appeared the above-named LOYAL H. LOVENESS and RONALD E. LOVENESS, Trustees under the Loyal H. Loveness 1983 Trust, and acknowledged the foregoing instrument to be their voluntary act and deed.

BEFORE ME:

Vaclav Kalina
 Notary Public for Oregon
 My Commission Expires: June 1st, 1994

18241

STATE OF OREGON)
)
County of Klamath)

ss.

Sept. 6, 1991

Personally appeared the above-named LOREN E. LOVENESS and
ELSIE J. LOVENESS, husband and wife, and acknowledged the forego-
ing instrument to be their voluntary act and deed.

BEFORE ME:

Debra K. Green
Notary Public for Oregon
My Commission Expires: 10/11/93

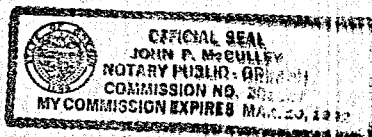
STATE OF OREGON)
)
County of Klamath)

ss.

9-10, 1991

Personally appeared the above-named DONALD E. BRECHTEL
and MARTHA M. BRECHTEL, husband and wife, and acknowledged the
foregoing instrument to be their voluntary act and deed.

BEFORE ME:



John F. McCulley
Notary Public for Oregon
My Commission Expires: 3-20-1992