

AGREEMENT

THIS AGREEMENT, by and between Clifford H. Sewald, hereinafter referred to as Sewald, and Clyde Collins, hereinafter referred to as Collins, is made and entered on the date entered below.

RECITALS

WHEREAS, Sewald owns certain real property located in Klamath County, Oregon more particularly described in a Warranty Deed recorded with the County Clerk of Klamath County, Oregon in Vo. M89 at Page 6103; and

WHEREAS, Collins owns certain real property located immediately to the north of the above listed property; and

WHEREAS, a roadway runs from Hildebrand Road onto Collins' property and then branches to the south to enter Sewald's property; and

WHEREAS, a dispute has arisen relating to the right to use said road;

NOW, THEREFORE, IT IS HEREBY AGREED that:

1. Sewald hereby abandons, releases and relinquishes any and all claims that he may have in the roadway described herein, which claims specifically include claims of easements by prescription, necessity or implication;

2. Collins agrees to release Sewald from any and all claims dating before this agreement for issues relating to the use of said road by Sewald or any person claiming the right to use the road through or under Sewald and further agrees to dismiss, with prejudice, the pending claim in Klamath County Circuit Court Case No. 9103025CV.

3. Collins agrees that he will fence, at his sole cost, the boundary between Sewald and Collins within three (3) months of the date of this agreement and that Collins will

Return to KOSTA, Spencer & MacArthur
439 Pine Street
Klamath Falls, Or 97601

place a gate, fence or other obstruction immediately on the roadway at the point where it enters Sewald's property.

Clifford H. Sewald
Clifford H. Sewald

4-21-93
Date

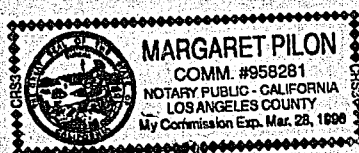
SUBSCRIBED AND SWORN TO BEFORE ME THIS ____ DAY OF APRIL, 1993.

Notary Public for _____
My Commission Expires: _____

Clyde Collins
Clyde Collins

5-24-93
Date

SUBSCRIBED AND SWORN TO BEFORE ME THIS 24th DAY OF May, 1993.



Margaret Pilon
Notary Public for California
My Commission Expires: March 28, 1993

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

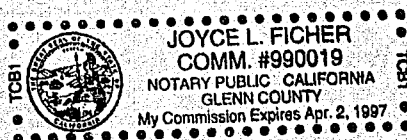
State of California

County of Glenn } ss.

On 4-21-93 before me, Joyce L. Ficher Notary Public

personally appeared Clifford H. Sewald

☒ personally known to me - OR - ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Joyce L. Ficher
SIGNATURE OF THE NOTARY

(This area for official notarial seal)

OPTIONAL SECTION CAPACITY CLAIMED BY SIGNER

Though statute does not require the Notary to fill in the data below, doing so may prove invaluable to persons relying on the document.

- ☒ INDIVIDUAL
☐ CORPORATE OFFICER(S)

☐ PARTNER(S) TITLE(S)
☐ LIMITED
☐ GENERAL

☐ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER: _____

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

THIS CERTIFICATE MUST BE ATTACHED TO THE DOCUMENT DESCRIBED AT RIGHT:

Though the data requested here is not required by law, it could prevent fraudulent reattachment of this form.

OPTIONAL SECTION
Title or Type of Document Agreement
Number of Pages 2 Date of Document 4-21-93
Signer(s) Other Than Named Above Same

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Kosta, Spencer & MacArthur the 27th day of May A.D., 19 93 at 3:12 o'clock P M., and duly recorded in Vol. M93, of Needs on Page 12186

By Evelyn Biehn County Clerk
Annette Mueller

FEE \$35.00