

K-48415-G
Boundary Line Agreement

This agreement is made as of this 19th day of September, 1995, by and between Patrick W. Shortt and Janice E. Shortt, husband and wife, hereinafter called "Shortt", and Marcus L. Horton, hereinafter called "Horton",

Witnesseth:

Whereas, Shortt owns the following described parcel:

Lot 3, Block 13, Buena Vista Addiiton to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk, Klamath County, Oregon.

And Whereas, Horton owns the following described parcel:

Lot 12, Block 13 Buena Vista Addiiton to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk, Klamath County, Oregon.

A survey has been prepared by Tru-Line Surveying which discloses a fence line separating said properties which the parties desire to establish as a common property line.

NOW, THEREFORE, in consideration of the mutual agreements herein contained by each of the parties to be kept and observed, it is agreed as follows:

1. That regardless of the platted boundary between said lots, that that certain fence line which runs east and west and seperating said properties, be and is hereby established and agreed to be the property line dividing the ownership of each of the properties.
2. 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.
3. This agreement shall be binding upon and unure to the benefit of the heirs, the executors, the administrators, the successors, and assigns of each of the parties hereto.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day and year first herein written.

Patrick W. Shortt

Marcus L. Horton

Marcus L. Horton

Janice E. Shortt

WHEN RECORDED RETURN TO:
KLAMATH COUNTY TITLE COMPANY
422 MAIN STREET
KLAMATH FALLS, OR 97601

25464

STATE OF OREGON,

County of _____

} SS.

FORM No. 23—ACKNOWLEDGMENT.
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Portland, OR 97204 © 1992

BE IT REMEMBERED, That on this _____ day of September, 1995,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named Patrick W. Shortt and Janice E. Shortt

known to me to be the identical individual(s) described in and who executed the within instrument and
acknowledged to me that they 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.

My commission expires _____ Notary Public for Oregon

STATE OF OREGON,

County of Klamath

} SS.

FORM No. 23—ACKNOWLEDGMENT.
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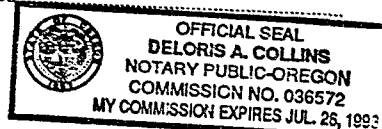
BE IT REMEMBERED, That on this 19th day of September, 1995,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named Marcus L. Horton

known to me to be the identical individual described in and who executed the within instrument and
acknowledged to me that he 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.

Deloris A. Collins
Notary Public for Oregon

My commission expires _____



Boundary Line Agreement

This agreement is made as of this 19 day of September, 1995, by and between Patrick W. Shortt and Janice E. Shortt, husband and wife, hereinafter called "Shortt", and Marcus L. Horton, hereinafter called "Horton",

Witnesseth:

Whereas, Shortt owns the following described parcel:

Lot 3, Block 13, Buena Vista Addition to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk, Klamath County, Oregon.

And Whereas, Horton owns the following described parcel:

Lot 12, Block 13 Buena Vista Addition to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk, Klamath County, Oregon.

A survey has been prepared by Tru-Line Surveying which discloses a fence line separating said properties which the parties desire to establish as a common property line

NOW, THEREFORE, in consideration of the mutual agreements herein contained by each of the parties to be kept and observed, it is agreed as follows:

1. That regardless of the platted boundary between said lots, that that certain fence line which runs east and west and separating said properties, be and is hereby established and agreed to be the property line dividing the ownership of each of the properties.
2. 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.
3. This agreement shall be binding upon and unrevocable to the benefit of the heirs, the executors, the administrators, the successors, and assigns of each of the parties hereto.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day and year first herein written.

Patrick W. Shortt
Patrick W. Shortt

Janice E. Shortt
Janice E. Shortt

Marcus L. Horton

STATE OF OREGON,

County of

Marion

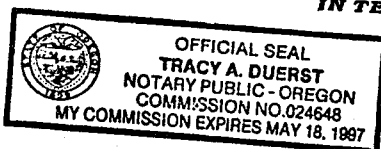
ss.

FORM No. 25—ACKNOWLEDGMENT.
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BE IT REMEMBERED, That on this 19th day of September, 1995,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named Patrick W. Shortt and Janice E. Shortt

known to me to be the identical individual..... described in and who executed the within instrument and
acknowledged to me that they 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.



Tracy A. Duerst

My commission expires 5-18-97 Notary Public for Oregon

STATE OF OREGON,

County of

Klamath

ss.

FORM No. 25—ACKNOWLEDGMENT.
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BE IT REMEMBERED, That on this _____ day of September, 1995,
before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within
named MARCUS L. HORTON

known to me to be the identical individual..... described in and who executed the within instrument and
acknowledged to me that 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.

Notary Public for Oregon

My commission expires _____

STATE OF OREGON: COUNTY OF KLAMATH : ss.

Filed for record at request of Klamath County Title Company the 20th day
of September A.D., 19 95 at 3:28 o'clock PM., and duly recorded in Vol. M95
of Deeds on Page 25463

FEE \$45.00

By Bernetha G. Letsch, County Clerk
Annette Mueller