

MTC 35381 HF

WATER LINE AGREEMENT

This Agreement made and entered into by and between Wayne C. Misco, and Wayne D. Misco, Trustees of the Wayne C. Misco 1989 Living Trust, hereinafter called Misco, and Edwin R. Gilman and Susan Gilman, hereinafter called Gilman, and Richard M. Mollison and Maria R. Mollison, hereinafter called Mollison, and Stephen Vick and Teresa Vick, hereinafter called Vick,

W I T N E S S E T H

WHEREAS, Misco owned and developed real property situated in Klamath County, more fully described in Klamath County, Oregon Minor Land Partition No. 33-88 located in the SE1/4 NW1/4 & SW1/4 NE1/4 of Section 5, Township 39 South, Range 9 East, W.B. & M., Klamath County, Oregon and;

WHEREAS, Vick is the current owner of the Parcel of Land described in Deed recorded in Volume M93, page 21245;

WHEREAS, Gilman is the current owner of Parcel No. 2 of Klamath County, Minor Land Partition No. 33-88 and;

WHEREAS, Mollison is purchasing the Parcel No. 2 from Gilman and;

WHEREAS, Misco has installed water lines to serve Parcel No. 2, as shown on the attached map of Minor Land Partition No 33-88 and;

WHEREAS, Misco and Vick will allow Mollison to use the water lines which have been established by Misco in consideration of Gilman and Mollison paying to Misco, the sum of \$500.00;

Now, therefore, it is mutually agreed by the parties as follows:

Misco and Vick do hereby grant to Mollison an easement over the real property described in Minor Land Partition No. 33-88, Klamath County, Oregon for the water line shown on the attached map of the Minor Land Partition. This easement shall be for the use and benefit of Mollison and subsequent owners of the Parcel No. 2 of Klamath County Minor Land Partition No. 33-88. Mollison and Gilman shall pay to Misco, the sum of \$500.00. Mollison shall at his expense attach the water line to the meter base as may be required by the City of Klamath Falls Water Department. Mollison shall be responsible at his expense for maintenance of the line from the meter base to his parcel of real property. Mollison is hereby

Return to:

WILLIAM L. SISEMORE
Attorney at Law
540 Main Street
KLAMATH FALLS, ORE.
97601

503/882-7229

Q.S.B. #701336

1 granted an easement for maintenance of the distribution line in its present
2 location, as shown on the attached property map.

3 In the event, it is necessary for Mollison to do any construction or
4 repairs to the water line from the meter base to his parcel of real property,
5 Mollison shall after the repairs are completed, restore the property to its
6 condition prior to the repair being performed.

7 Dated this 5 day of September, 1995.

8
9 Wayne C. Misco
10 Wayne C. Misco, Trustee of the
Wayne C. Misco 1989 Living Trust

11 Edwin R. Gilman
12 Edwin R. Gilman

13 Richard A. Mollison
14 Richard A. Mollison

15 Stephen Vick
16 Stephen Vick

Wayne D. Misco
Wayne D. Misco, Trustee of the
Wayne C. Misco 1989 Living Trust

Susan Gilman
Susan Gilman

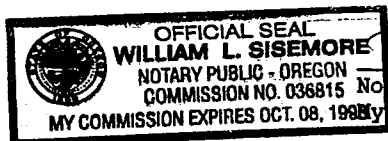
Maria R. Mollison
Maria R. Mollison

Teresa M. Vick
Teresa Vick

17 STATE OF OREGON)
18) SS.
County of Klamath)

19 On this 6 day of September, 1995 personally appeared the above named
20 Wayne C. Misco Trustee of the Wayne C. Misco 1989 Living Trust and acknowledged
the foregoing instrument to be his voluntary act and deed.

21 BEFORE ME.
22 (SEAL)



William L. Sisemore
Notary Public for Oregon
Commission Expires: Oct. 8, 1998

24 STATE OF CALIFORNIA)
25) SS.
County of Sacramento)

26 On this _____ day of September, 1995 personally appeared the above named
27 Wayne D. Misco, Trustee of the Wayne C. Misco 1989 Living Trust and acknowledged
the foregoing instrument to be his voluntary act and deed.

28 BEFORE ME.
29 (SEAL)

Notary Public for California
My Commission Expires:

31 Subscribing Witness
32 Danella Misco

State of California)
) ss.
County of Sacramento)

On September 20, 1995, before me, the undersigned, a Notary Public for the State of California, personally appeared Pamela Misco, personally known to me to be the person whose name is subscribed to the within instrument, as a witness thereto, who, being by me duly sworn, deposes and says that she was present and saw Wayne D. Misco, the same person described in and whose name is subscribed to the within and annexed instrument as a party thereto, execute the same and that said affiant subscribed her name to the within instrument as a witness at the request of Wayne D. Misco.

Rita C. Kahl

Notary Public



STATE OF OREGON)
) SS.
County of Klamath)

On this 18th day of September, 1995 personally appeared the above named Edwin R. Gilman and Susan Gilman and acknowledged the foregoing instrument to be their voluntary act and deed.

BEFORE ME.
(SEAL)



Helen M. Fink
Notary Public for Oregon
My Commission Expires: 4/20/96

STATE OF Virginia)
) SS.
County of Fairfax)

On this 16 day of September, 1995 personally appeared the above named Richard M. Mollison and Maria R. Mollison and acknowledged the foregoing instrument to be their voluntary act and deed.

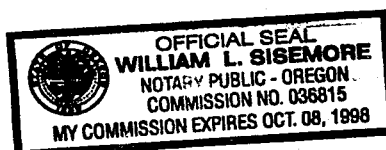
BEFORE ME.
(SEAL)

R. C. [Signature]
Notary Public for VA.
My Commission Expires: 3/31/97

STATE OF OREGON)
) SS.
County of Klamath)

On this 5 day of September, 1995 personally appeared the above named Stephen Vick and acknowledged the foregoing instrument to be his voluntary act and deed.

BEFORE ME.
(SEAL)

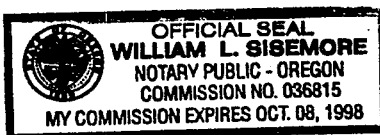


William L. Sisemore
Notary Public for Oregon
My Commission Expires: OCT 8, 1998

STATE OF OREGON)
) SS.
County of Klamath)

On this 5 day of September, 1995 personally appeared the above named Teresa Vick and acknowledged the foregoing instrument to be her voluntary act and deed.

BEFORE ME.
(SEAL)



William L. Sisemore
Notary Public for Oregon
My Commission Expires: OCT 8, 1998

1 granted an easement for maintenance of the distribution line in its present
2 location, as shown on the attached property map.

3 In the event, it is necessary for Mollison to do any construction or
4 repairs to the water line from the meter base to his parcel of real property.
5 Mollison shall after the repairs are completed, restore the property to its
6 condition prior to the repair being performed.

7 Dated this 5 day of September, 1995.

8
9 Wayne C. Misco
10 Wayne C. Misco, Trustee of the
11 Wayne C. Misco 1989 Living Trust

12 Edwin R. Gilman

13 Richard A. Mollison

14 Stephen Vick

15 STATE OF OREGON)

16 County of Klamath)

17) SS.

18 On this 6 day of September, 1995 personally appeared the above named
19 Wayne C. Misco Trustee of the Wayne C. Misco 1989 Living Trust and acknowledged
20 the foregoing instrument to be his voluntary act and deed.

21 BEFORE ME.
(SEAL)



22 William L. Sismore
23 Notary Public for Oregon
Commission Expires: 0.15.1998

24 STATE OF CALIFORNIA)

25 County of Sacramento)

26) SS.

27 On this 22nd day of September, 1995 personally appeared the above named
28 Wayne D. Misco, Trustee of the Wayne C. Misco 1989 Living Trust and acknowledged
29 the foregoing instrument to be his voluntary act and deed.

30 BEFORE ME.
(SEAL)



31 Rita C. Kahl
32 Notary Public for California
My Commission Expires: August 28, 1996

33 Subscribing Witness

Donela Misco

