

E A S E M E N T

THIS AGREEMENT, made and entered into this 4th day of November, 1970, by and between PAUL D. HESS and HELEN E. HESS, husband and wife, Grantors, and VAN L. MORRISETT and LOUISE L. MORRISETT, husband and wife, Grantees,

WITNESSETH:

WHEREAS, Grantors own and have title to the hereinafter described road way and real property located in Klamath County, Oregon, hereinafter referred to as Parcel I, and

WHEREAS, Grantees desire a right of way and easement over the same for the purpose of ingress to and egress from the following described real property located in Klamath County, Oregon, hereinafter referred to and described as Parcel II,

NOW, THEREFORE, it is hereby agreed as follows:

Grantors by these presents do hereby grant, assign, and set over to the Grantees an easement and right of way for the purpose of ingress and egress over, upon and across the following described property, namely:

PARCEL I: Starting at the steel stake which marks the NE corner of the above described parcel; thence S 4° 11.3' E 317.41 feet along the Easterly line of the above described parcel to an iron pin; thence S 4° 11.3' E 546.30 feet to a steel stake lying on the Northerly right of way line of Oregon Highway 66 as constructed; thence North 72° 56.4' E 30.77 feet along the said right of way line to a steel stake; thence N 72° 56.4' E 30.77 feet along said right of way line to a steel stake; thence N 4° 11.3' W 862.06 feet to a steel stake; thence S 74° 20.9' W 30.61 feet to the place of beginning of this description

It being understood that this easement is not an exclusive easement but is subject to the right of Grantors and their assigns to have equal rights of ingress and egress over said right of way.

Grantees covenant and agree to at all times share in the costs and expenses of repair and maintenance of said right of way, including fencing and gates if reasonably necessary, in proportion to their use with others of said right of way.

That this easement shall run with said property herein

described and the title thereto, and be binding upon the Grantors and their heirs and any person who shall hereafter acquire said Parcel II, which is described as follows:

PARCEL II: A parcel of land situate in the NE 1/4 of Section 32, Township 39 South, Range 8 E.W.M., being more particularly described as follows: Commencing at the NE corner of the SE 1/4 of the SW 1/4 of Section 29, of said township and range; thence N 89°19.9' W, 368.0 feet; thence S 06°21' E, 2571.58 feet; thence N 74°20.9' E, 726.31 feet to the true point of beginning for this description; thence continuing N 74°20.9' E, 207.00 feet; thence S 04°11.3' E, 207.00 feet; thence S 74°20.9' W 207.00 feet; thence N 04°11.3' W, 207.00 feet to the point of beginning for this description.

IN WITNESS WHEREOF, the Grantors have hereunto set their hands and seals the day and year first hereinabove written.

Paul D. Hess
Paul D. Hess

Helen E. Hess
Helen E. Hess

STATE OF OREGON)
) ss.
COUNTY OF KLAMATH)

November 4, 1970

Personally appeared the within named PAUL D. HESS and HELEN E. HESS, husband and wife, and acknowledged the foregoing instrument to be their voluntary act and deed.

BEFORE ME:

Robert L. O'Connell
Notary Public for Oregon
My Commission expires: 9/23/73

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Aspen Title Co the 11th day
of July A.D., 19 96 at 3:44 o'clock P. M., and duly recorded in Vol. M96
of Deeds on Page 20635

FEE \$35.00

By Bernetha G. Letsch County Clerk
Cherry Russell