

MTC 40750MS
WELL AGREEMENT AND EASEMENT

LOT 5, BLK 1 & LOT 6, BLK 1 MISTY MOUNTAIN SUBDIVISION shall each have an undivided one-third (1/3) interest in the well, pump and pumphouse located on LOT 7, BLK 1 MISTY MOUNTAIN SUBDIVISION. LOT 5 & 6, BLK 1 and LOT 7, BLK 1 of MISTY MOUNTAIN SUBDIVISION shall also have access to said well for the purpose of maintaining said well, pipelines and all associated equipment. Also the one-third (1/3) interest and easement described herein shall be contingent upon the owners of LOT 5 and LOT 6, BLK 1, and LOT 7, BLK 1 MISTY MOUNTAIN SUBDIVISION, each one to contribute to one-third (1/3) of the cost of repairing and to maintaining and operating said well, pump and pumphouse and it is meant by this conveyance that all subsequent purchases of LOT 5 and LOT 6, BLK 1 and LOT 7, BLK 1 MISTY MOUNTAIN SUBDIVISION shall be bound by the terms of this conveyance and that their rights in said well, pump, and pumphouse and easement shall be contingent upon their so sharing in the expense described herein. Each owner to be responsible for maintaining their individual pipeline from the well to their LOT. The owner of LOT 5, BLK 1 MISTY MOUNTAIN SUBDIVISION is Carole Jeanne James, the owner of LOT 6, BLK 1 MISTY MOUNTAIN SUBDIVISION is Cheryl Chavarria, and the owner of LOT 7, BLK 1, is John M. Chavarria and all parties agree to the above by their signatures hereon.

Date Feb. 24, 1997

Carole Jeanne James
Carole Jeanne James

Cheryl L. Chavarria
Cheryl Chavarria

John M. Chavarria
John M. Chavarria

97 FEB 28 P3:48

NOTARIAL SEAL

WELL AGREEMENT AND EASEMENT

LOT 2, TR 1 & LOT 6, BLK 1 MISTY MOUNTAIN SUBDIVISION shall each have an undivided one-third (1/3) interest in the well, pump and paraphernalia located on LOT 1, BLK 1 MISTY MOUNTAIN SUBDIVISION. LOT 2 & 6, BLK 1 and LOT 1, BLK 1 of MISTY MOUNTAIN SUBDIVISION shall also have access to said well for the purpose of maintaining said well, pipelines and all associated equipment. Also the well and all associated equipment described herein shall be

6171

STATE OF OREGON,

County of Klamath

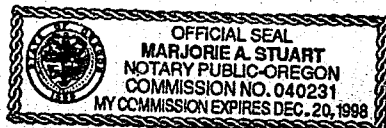
ss.

FORM No. 23—ACKNOWLEDGMENT.
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BE IT REMEMBERED, That on this 27th day of February, 19 97, before me, the undersigned, a Notary Public in and for the State of Oregon, personally appeared the within named John M. Chavarria, Cheryl L. Chavarria, and Carole Jeanne James

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.



Marjorie A. Stuart
Notary Public for Oregon

My commission expires 12-20-98

After recording, return to:

Carole J. James
P.O. Box 33
Keno, OR 97627

STATE OF OREGON : COUNTY OF KLAMATH: ss.

Filed for record at request of Ameri title the 28th day of February A.D., 19 97 at 3:48 o'clock P. M., and duly recorded in Vol. M97 of Deeds on Page 6171

FEE \$15.00

Bernetha G. Letsch, County Clerk

by Kathleen Rose