

M9 C 1396-8187
AGREEMENT FOR EASEMENT

This easement agreement made this 7th day of April, 1997 by and between GERALD D. ROSS AND HELEN ROSS, husband and wife, hereinafter called the First Party, and CIRCLE FIVE RANCH, INC., an Oregon Corporation, and ROY TERAULT and BARBARA TERAULT, husband and wife, hereinafter called the Second Party,

WITNESSETH:

97 APR -9 P 3:44
WHEREAS: The first party is the record owner of the following described real estate in Klamath County, State of Oregon, to wit:

Beginning at the center of Section 31, thence North 626.8 feet, thence East 417.4 feet; thence South 626.8 feet; thence West 417.4 feet to the point of beginning, being situate in Section 31, Township 39 South, Range 13, E.W.M., Klamath County, Oregon.

and has the unrestricted right to grant the easement hereinafter described relative to the real estate;

NOW, THEREFORE, in view of the premises and in consideration of One Dollar (\$1) by the Second Party to the First Party paid and other valuable considerations, the receipt of all of which hereby is acknowledged by the First Party, they agree as follows:

The First Party does hereby grant, assign and set over to the Second Party an easement over the West and South 30 feet of the First Parties parcel for ingress, egress and utilities. This easement is a continuation of that certain easement recorded in Volume M88 at Page 4764, Microfilm Records of Klamath County, Oregon. Said easement is appurtenant to Southeast 1/4 of the Northwest 1/4 of Section 31, Township 39 South, Range 13, E.W.M., Klamath County, Oregon.

The Second Party shall have all rights of ingress and egress to and from the real estate (including the right from time to time, except as hereinafter provided, to cut trim and remove trees, brush, overhanging branches and other obstructions) necessary for the Second Party's use, enjoyment, operation and maintenance of the easement hereby granted and all rights and privileges incident thereto.

Except as to the rights herein granted, the first party shall have the full use and control of the above described real estate.

The Second Party hereby agrees to hold and save the First Party harmless from any and all claims of third parties arising from Second Party's use of the rights herein granted.

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AFTER RECORDING RETURN TO:

Debbie Kness - Circle Five Ranch
46060 Gerber
Bonanza, Oregon
97623

The easement described above shall continue for a period of perpetuity, always subject, however, to the following specific conditions, restrictions and considerations:

During the existence of this easement, those holders of an interest in the easement that are responsible for damage to the easement because of negligence or abnormal use shall repair the damage at their sole expense.

This agreement shall bind and inure to the benefit of, as the circumstances may require, not only the immediate parties hereto but also their respective heirs, executors, administrators and successors in interest.

In constructing this agreement, where the context so requires, the singular includes the plural and all grammatical changes shall be made so that this agreement shall apply equally to individuals and to corporations. If the undersigned is a corporation, it has caused its name to be signed and its seal (if any) affixed by an officer or other person duly authorized to do so by its board of directors.

IN WITNESS WHEREOF, the parties have hereunto set their hands in duplicate on this, the day and year first hereinabove written.

Harold D. Ross
Harold D. Ross
 first party

Circleville Ranch, Inc.
Deborah R. Kness
 second party

STATE OF OREGON,

County of Klamath

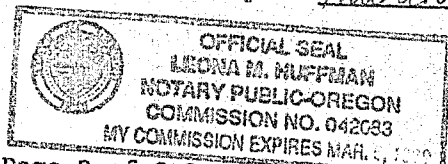
This instrument was acknowledged

before me on April 9, 1997

by Leona M. Huffman

Notary Public for Oregon

My commission expires March 5, 1999



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STATE OF OREGON,

County of Klamath

This instrument was acknowledged

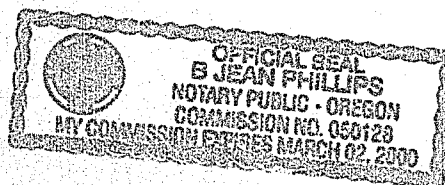
before me on April 9, 1997

By Deborah R. Kness as Secretary of Circleville Ranch Inc.

Notary Public for Oregon

My commission expires 3-2-2000

B. Jean Phillips



STATE OF OREGON,
 County of Klamath ss.

Filed for record at request of:

Amerititle

on this 9th day of April A.D., 1997
 at 3:44 o'clock P. M. and duly recorded
 in Vol. M97 of Deeds Page 10597

Bernetha G. Letsch, County Clerk

By Harold D. Ross

Fee, \$35.00

Deputy

AMERITITLE, has recorded this instrument by request as an accommodation only, and has not examined it for regularity and sufficiency or as to its effect upon the title to any real property that may be described therein.