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AGREEMENT AND EASEMENT

As per Title E row # 46450

This Agreement and Easement, made and entered into this 7 day of August, 1997, by the undersigned James H. Connelly and Mary Helen Connelly, husband and wife, individually and as Trustees under the Connelly Loving Trust dated May 29, 1990, their heirs, successors and assigns, is for the purpose of creating and granting a perpetual right of ingress and egress to all present and future property owners along and upon the existing means of access, and in particular that road crossing said property as of the date of this conveyance and right of way across property more fully described in Bargain and Sale Deed recorded on June 4, 1990, in Vol. M-90 at Page 10646 and by this reference incorporated herein as if fully set forth.

Said easement and right of way will include a 30' wide strip of land beginning at the easterly boundary of the existing road parallel and adjacent to the southerly boundary of the SE 1/4 SE 1/4 of Section 4 and the SW 1/4 SW 1/4 of Section 3, Township 39 South, Range 11 East of the Willamette Meridian, in the County of Klamath, State of Oregon, and extending easterly to a point 30' east of the SW corner of Section 3, Township 39 South, Range 11 East of the Willamette Meridian, in the County of Klamath, State of Oregon; thence continuing south parallel and adjacent to the westerly boundary of the NW 1/4 NW 1/4 of Section 10, Township 39 South, Range 11 East to the point of intersection with above referenced road.

Said right of ingress and egress and right of way shall be for the benefit and use of all present and future property owners, their heirs and assigns, along, upon, or bordering any property described herein, and shall run with the land in which they have an interest, and that no party of interest shall install either a gate, chain, or other obstruction that will prevent or interfere with present or future parties from full use of the easement hereby granted.

This easement is appurtenant to the real property owned by grantees and described herein.

Grantors reserve the right to use said road for the purposes of access. Except as to the rights herein granted, the grantors shall have full use and control of the above described real property.

This easement is granted subject to all prior easements or encumbrances of record.

This easement 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 as well.

In construing this agreement and easement and where the context so requires, words in the singular include the plural; the masculine includes the feminine and the neuter; and generally, all changes made or implied so that this instrument shall apply both to individuals and to corporations.

IN WITNESS WHEREOF, the grantor has executed this instrument this 7th day of August, 1997; if a corporate grantor 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 order of its board of directors.

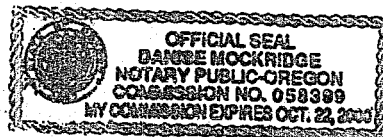
James H. Connelly, Trustee
JAMES H. CONNELLY, Individually and as Trustee
of the Connelly Loving Trust dated May 29, 1990

Mary Helen Connelly, Trustee
MARY HELEN CONNELLY, Individually and as
Trustee of the Connelly Loving Trust dated May 29, 1990

STATE OF OREGON, County of Klamath) ss.

This instrument was acknowledged before me on August 7, 1997, by the above named James H. Connelly and Mary Helen Connelly, husband and wife, individually and as Trustees of the Connelly Loving Trust dated May 29, 1990, and acknowledged the foregoing instrument to be their voluntary act and deed.

Danase Mockridge
Notary Public for the State of Oregon
My Commission Expires: 10-22-01



STATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

Aspen Title & Escrow

on this 7th day of August A.D., 1997
at 10:34 o'clock A. M. and duly recorded
in Vol. 197 of Deeds Page 25955

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Bernetha G. Letsch, County Clerk

By Kathleen Rose

Fee, \$35.00

Deputy