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ATC #05047611

TERMINATION AND ELIMINATION OF EASEMENT AND WELL AGREEMENT

KNOW ALL MEN BY THESE PRESENTS, That the undersigned hereby agrees, and by this document, does terminate and release that certain Easement and Well Agreement, including all terms and provisions thereof, as disclosed and created by Suit No. 73-380E filed July 22, 1974, Smith vs. Smith.

The easement and well agreement are no longer being used or needed as the two parcels of property legally described therein each have their own and individual well.

NOW, THEREFORE, it is agreed that the Easement and Well Agreement set out in the paragraph first above written is hereby released and removed from the property legally described on Exhibit "A", attached hereto and by this reference made a part hereof.

IN WITNESS WHEREOF, the undersigned has caused these presents to be duly executed.

DATED: May 21, 1998

John R. Miller
JOHN R. MILLER

Ernest R. Sessom
ERNEST R. SESSOM

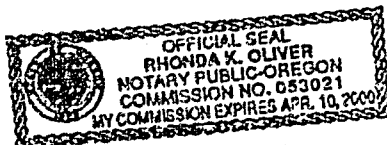
Doris C. Sessom
DORIS C. SESSOM

STATE OF OREGON, County of Klamath)ss.

This instrument was acknowledged before me on May 21st, 1998,
by John R. Miller & Ernest R. Sessom & Doris C. Sessom

[Signature]
Notary Public for Oregon

My Commission Expires: April 10, 2000



PARCEL 1

A portion of that tract of land recorded in Book 242, Page 100, Deed Records of Klamath County, Oregon, described therein as being that portion of the NW 1/4 NE 1/4 of Section 24, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, described as follows:

Beginning at the Northeast corner of the above described tract of land which point of beginning is the Northeast corner of the NW 1/4 NE 1/4 of Section 24 and bears West along the section line a distance of 1339.75 feet from the Northeast corner of said Section 24; thence continuing West along the section line a distance of 125 feet; thence South 0 degrees 19' West 167 feet; thence East parallel to the North section line 125 feet; thence North 0 degrees 19' East 167 feet to the point of beginning.

EXCEPTING THEREFROM any portion lying in Airway Drive.

CODE 198 MAP 3909-24AO TL 700

PARCEL 2

A portion of that tract of land recorded in Volume 242, page 100, Deed Records of Klamath County, Oregon, described as being that portion of the NW 1/4 NE 1/4 of Section 24, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, described as follows:

Beginning at the Northeast corner of the above described tract of land which point of beginning is the Northeast corner of the NW 1/4 NE 1/4 of Section 24, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon and bears West along the section line a distance of 1,339.75 feet from the Northeast corner of said Section 24; thence continuing West along the section line a distance of 190.96 feet; thence South 0 degrees 19' West parallel with the East boundary of above said tract, a distance of 561.11 feet to the South boundary thereof; thence North 42 degrees 17' East along said South boundary a distance of 286.14 feet to the Southeast corner of said tract; thence North 0 degrees 19' East along the East boundary of same a distance of 349.5 feet, more or less, to the point of beginning.

EXCEPTING THEREFROM that portion of the NW 1/4 NE 1/4 of Section 24, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, described as follows:

Beginning at the Northeast corner of the above described tract of land which point of beginning is the Northeast corner of the NW 1/4 NE 1/4 of Section 24, and bears West along the section line a distance of 1,339.75 feet from the Northeast corner of said Section 24; thence continuing West along the section line a distance of 125 feet; thence South 0 degrees 19' West 167 feet; thence East parallel to the North section line 125 feet; thence North 0 degrees 19' East 167 feet to the point of beginning.

EXCEPTING THEREFROM any portion lying in Airway Drive.

TOGETHER WITH any personal property left upon the premises as of this date. First party will hold second party harmless from any and all liability resulting from second party disposing of said personal property.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Aspen Title & Escrow the 22nd day of May A.D., 19 98 at 3:32 o'clock P. M., and duly recorded in Vol. M98 of Deeds on Page 17524.

FEE \$35.00

By Bernetha G. Letsch, County Clerk
Kathleen Ross