

1999 AUG -2 PM 3:45

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## AGREEMENT FOR EASEMENT

THIS AGREEMENT, made and entered into this 26<sup>th</sup> day of July, 1999, by and between ROBERT P. PRATTE, as First Party and FRED W. KOEHLER, JR. AND ANDREW P. KATNIK AND BETTY A. KATNIK, as Second Party,

WITNESSETH

WHEREAS: The parties are the record owners of the following described real estate in Klamath County, State of Oregon:

The E1/2 of the NW1/4 of the NW1/4 of the NW1/4 lying Easterly of Rim Rock, the NE1/4 of the SW1/4 of the NW1/4 of the NW1/4 and the SE1/4 of the SW1/4 of the NW1/4 of the NW1/4 of Section 6 and being a portion of Government Lot 4; and that portion of the E1/2 of the NW1/4 of the SW1/4 of the NW1/4 lying Northerly of Tableland Road in Section 6 and being a portion of Government Lot 5, all in Township 36 South, Range 11, 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 \$0000.00 by the second party to the first party paid and other valuable considerations the receipt of all which is hereby acknowledged by the First Party, they agree as follows:

The First Party grants to the Second Party an easement for ingress, egress, and public utilities over and across the West 30 feet of the E1/2 of the NW1/4 of the NW1/4 of the NW1/4 lying Easterly of Rim Rock, the NE1/4 of the SW1/4 of the NW1/4 of the NW1/4 and the SE1/4 of the SW1/4 of the NW1/4 of the NW1/4 of Section 6 and being a portion of Government Lot 4; and and that portion of the E1/2 of the NW1/4 of the SW1/4 of the NW1/4 of Section 6 lying Northerly of Tableland Road and being a portion of Section 6, Township 36 South, Range 11, E.W.M., Klamath County, Oregon. Said easement is appurtenant to and for ingress, egress and utilities for that portion of the NE1/4 of Section 1, Township 36 South, Range 10, E.W.M., Klamath County, Oregon, and that portion of the W1/2 of the NW1/4 of Section 6, Township 36 South, Range 11 E.W.M., Klamath County, Oregon lying Northerly and Westerly of Rim Rock.

(See attached Exhibit "A" attached hereto and made a part hereof.)

The parties shall have all rights of ingress and egress to and from said real estate 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 parties 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 parties shall have the full use and control of the above described real estate as to their respective parcels.

The parties agree to hold each other harmless from any and all claims of outside parties arising from the rights herein granted.

Page 1 of 2 RETURN TO:

RETURN  
Whiskey Creek Timber Co  
4764 Glenwood  
C. 48703

The easement described above shall continue above for a period of perpetuity.

During the existence of this easement, maintenance of the easement and costs of repair of the easement damaged by natural disasters or other events for which all holders of an interest in the easement are blameless shall be the responsibility of the Second Party. *PP*

During the existence of this easement, those holders of an interest in this 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 their respective parties hereto but also their respective heirs, executors, administrators and successors in interest.

In construing 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 by an officer or other person duly authorized to do so by its board of directors.

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

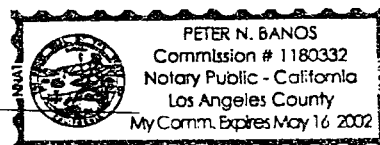
*[Signature]*  
Robert P. Pratte

Witnessed before me this 24<sup>th</sup> day of July, 1999 by Robert P. Pratte as his voluntary act and deed. **[ACKNOWLEDGED ON 7/26/99]**

*[Signature]*  
PETER N. BANOS  
NOTARY PUBLIC

seal Notary Public for California

*[Signature]*  
Fred W. Koehler Jr. Andrew P. Katnik

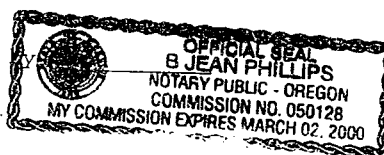


*[Signature]*  
Betty A. Katnik

Witnessed before me this 9 day of August, 1999

Fred W. Koehler, Jr as his voluntary act and deed.

BY *[Signature]*  
Oregon



seal Notary Public for

Witnessed before me this \_\_\_\_\_ day of July, 1999 by Andrew P. Katnik and Betty A. Katnik to be their voluntary act and deed.

By \_\_\_\_\_  
seal

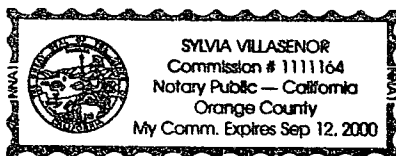
Notary Public for Oregon

**SEE ATTACHED**

\_\_\_\_\_  
Notary Public for Oregon

**JURAT**

State of California }  
 County of Orange } ss.



Subscribed and sworn to (or affirmed) before me  
 this 5th day of August, 1999, by

- (1) Betty A. Katnik  
Name of Signer(s)  
 (2) Andrew P. Katnik  
Name of Signer(s)

Sylvia Villaseñor  
Signature of Notary Public

**OPTIONAL**

*Though the information in this section is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

**Description of Attached Document**

Title or Type of Document: Agreement for easement

Document Date: 7/26/99 Number of Pages: 3

Signer(s) Other Than Named Above: Robert P. Pratte and  
Fred W. Koehler, Jr.



32017

THIS MAP WAS PREPARED FOR  
ASSISTANT ATTORNEY GENERAL

NW 1/4 SEC. 06 T.36S. R.1E. W.1M.  
KLAMATH COUNTY

EXHIBIT "A"

36 11 06B

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FEET  
METER

**Arretitle**  
THIS SKETCH IS MADE SOLELY FOR THE  
PURPOSE OF ASSESSING IN LOCATING  
CERTAIN PREMISES AND NO LIABILITY IS  
ASSUMED FOR WHAT IS ANY IN  
DIAGRAMS OR MEASUREMENTS  
EYAR

State of Oregon, County of Klamath  
Recorded 8/09/99, at 3:45 p.m.  
In Vol. M99 Page 32014  
Linda Smith  
County Clerk Fee \$ 45 RR