

04/

EASEMENT

Pave & Seal, Inc. (Grantor) grants permanent easement across the property at Tax Lot 39 09 01CD 300, as described in deed volume M02-1461, allowing access to Tax Lot 39 09 01CD 200 (Grantee), as described in deed volume M91-22702, to use a permitted approach to South 6th Street abutting Tax Lot 39 09 01CD 300.

The Grantee will use the easterly asphalt traveled area to gain access.

The Grantee will reimburse the Grantor \$5000.00 for the cost of the Traffic Impact Study that cost the Grantor \$10,000.00 in 2002 for the permitted approach.

The Grantee will be responsible for 50% of the costs of maintenance and repairs of the 30' X 70' asphalt section the Grantee will use for access.

The Grantee agrees to indemnify and save harmless the grantor from and against any damage, loss, cost and expense, which the grantor may sustain resulting directly or indirectly in any manner from the use of said premises and/or the construction and maintenance on said premises.

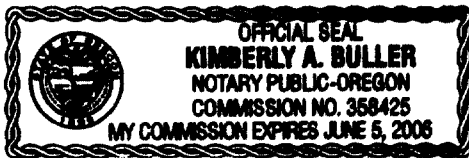
IN WITNESS WHEREOF, the parties have hereunto set their hands in duplicate on the 13 day of Feb., 2003

Pave & Seal Inc.
Barry Rigo, pres.
GRANTOR

STATE OF OREGON, County of Klamath) ss.
This instrument was acknowledged before me on Feb 13, 03.

By Barry Rigo
This instrument was acknowledged before me on 2/13/03

By Barry Rigo
As President
Of Pave + Seal, Inc



Kimberly A. Buller
Notary Public for Oregon
My commission expires 6/5/06

STATE OF OREGON, County of _____) ss.

I certify that the within instrument was received for recording on _____, at _____ o'clock _____ M., and recorded in book/reel/volume No. _____ on page _____ and/or as fee/file/instrument/microfilm/reception No. _____, Records of this County.

Witness my hand and seal of County affixed.

NAME _____ TITLE _____

By _____, Deputy.

State of Oregon, County of Klamath
Recorded 02/13/2003 10:45 a.m.
Vol M03 Pg 08819
Linda Smith, County Clerk
Fee \$ 21.00 # of Pgs 1