

2008-014736

Klamath County, Oregon



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10/30/2008 02:58:25 PM

Fee: \$26.00

**EASEMENT RELEASE AGREEMENT
(EXTINGUISHMENT)**

DATED: 10-30-08, 2008

PARTIES:

Douglas E. and Deborah L. Adkins
9338 Hill Road
Klamath Falls, OR 97603

(Hereinafter "Adkins")

RECITALS:

On April 17, 1958 an Easement Agreement was recorded in the real property records for Klamath County, Oregon in Volume 299, page 23, between Clyde L. Dehlinger and Georgia Dehlinger, as first parties, E.G. Born and Dorothy R. Born, as second parties, and Harold E. Dehlinger and Dorothy Dehlinger, as third parties, (hereinafter the "Easement Agreement"). A copy of said Easement Agreement is attached hereto as Exhibit "A" and by this reference incorporated herein.

Adkins are the successors in interest to a portion of the property owned by the third parties and further described on the attached Exhibit "B" attached hereto and by this reference incorporated herein.

The Easement Agreement grants the beneficial owners of parcel 1, parcel 2 and parcel 3 an easement and right-of-way for roadway purposes for the removal of materials as stated therein (deposit of rock, gravel, cinder and sand).

WHEREAS the easements were never improved or used for the purpose of the removal of said deposits and,

WHEREAS Adkins desires to extinguish the Easement Agreement and to mutually relieve their respective parcels of properties of the subservient position to said easements, therefore, Adkins hereby agrees as follows:

AGREEMENT:

1. The Easement Agreement recorded in the real property records of Klamath County, Oregon at Volume 299, page 23 is hereby extinguished in its entirety.

2. Adkins hereby extinguishes and waives any interest they may have in the Easement Agreement.

3. It is the intent of Adkins that the Easement Agreement recorded in the real property records of Klamath County, Oregon at Volume 299, page 23 is hereby extinguished in its entirety and that such Easement Agreement have no further force and effect upon the property of Adkins or the other affected properties.

Dated the first date written above.

Douglas E. Adkins
Douglas E. Adkins

Deborah L. Adkins
Deborah L. Adkins

STATE OF OREGON)
) ss.
County of Klamath)

Personally appeared, Douglas E. Adkins and Deborah L. Adkins, and acknowledged the foregoing to be their true act and deed. Before me:



Raeleen Crawford
Notary public for Oregon
My commission expires: 5-25-10

After recording return to:
Michael P. Rudd
Brandsness, Brandsness & Rudd, P.C.
411 Pine Street
Klamath Falls, OR 97601