

NOT 84425-SH

2009-007794

Klamath County, Oregon



00067240200900077940160162

06/04/2009 03:27:26 PM

Fee: \$101.00

After recording, return to:

Catherine A. Tremble

P.O. Box 943

Chiloquin, OR 97624

**DECLARATION AND AGREEMENT  
FOR RECIPROCAL ROADWAY EASEMENTS**

This declaration and agreement for reciprocal roadway easements is made this 3 day of June, 2009, by and between the following parties: Mark. H. Gafney; Edward F. Atkin and Bernice M. Houston; Gary and Kathryn De'Chastain; Diane E. Lawrence, Trustee of the Lawrence Trust; David F. Amaya, Lois . . Amaya, and Debbie L. Amaya; Dale A. Hansen and Sandra D. Hansen; Catherine A. Tremble; and Robert Homer Pfeiffer (herein, collectively and individually, "the Parties").

**RECITALS**

A. WHEREAS, the Parties own neighboring but distinct parcels of real property in Klamath County, Oregon, which are legally described in the attached Exhibit A (herein, the "Parcels"), incorporated herein by reference; and

B. WHEREAS, the Parcels share a common roadway for ingress and egress, and the Parties desire by this instrument to create reciprocal roadway easements.

\* \* \* \* \*

NOW THEREFORE, in consideration of \$1.00 from the Parties, the receipt of which is hereby acknowledged by the Parties, and in consideration of the terms, covenants, and conditions contained herein, the Parties declare, establish, and agree upon reciprocal roadway easements for ingress and egress as follows:

1. Width of Easement: The easements created by this instrument are thirty feet (30') in width.
2. Location of Easement: The easements created by this instrument are located in the darkened line that overlays an existing roadway as set forth on the map attached as Exhibit B (herein, "the Map"), incorporated herein by reference.
3. Easement Runs with the Land: The easement created by this instrument is permanent and perpetual in nature, shall be appurtenant to and run with the Parcels, and shall bind the heirs, successors in title, and assigns of the Parties. The easements created by this instrument burden and benefit each Parcel.
4. Non-Exclusive: The easements created by this instrument are non-exclusive.

9/6/AMT

5. Representation: This instrument has been drafted by legal counsel for Catherine A. Tremble, as one of the Parties, and said legal counsel does not represent any of the other parties in this transaction and matter.
6. Counterpart: This instrument may be executed in counterpart, which shall have the same force and effect as if executed in the original.

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## Exhibit A

Mark. H. Gafney: Tax Lot #3508-00200-00200

The E1/2 of the W1/2 of Government Lot 1 in Section 2, Township 35 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.

Edward F. Atkin and Bernice M. Houston: Tax Lot #3508-00200-00300

The W1/2 of the W1/2 of Government Lot 1 in Section 2, Township 35 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.

Gary and Kathryn De'Chastain: Tax Lot #3508-00200-00400

The NE1/4 of Government Lot 2 in Section 2, Township 35 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.

Diane E. Lawrence, Trustee of the Lawrence Trust: Tax Lot #3508-00200-00500

The NW1/4 of Government Lot 2 in Section 2, Township 35 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.

David F. Amaya, Lois Amaya, and Debbie L. Amaya: Tax Lot #3508-00200-00600

The S1/2 of Government Lot 1 in Section 2, Township 35 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.

Dale A. Hansen and Sandra D. Hansen: Tax Lot #3508-00200-01000

The NE1/4 of the SW1/4 of the NE1/4 and the NW1/4 of the SE1/4 of the NE1/4, Section 2, Township 35 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.

Catherine A. Tremble: Tax Lot #3508-00200-01100

The SE1/4 of the SW1/4 of the NE1/4 and the SW1/4 of the SE1/4 of the NE1/4, Section 2, Township 35 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.

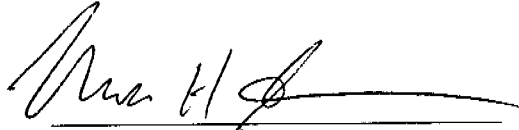
EXCEPTING THEREFROM the Easterly 970 feet.

Robert Homer Pfeiffer: Tax Lot #3508-00200-01200

The Easterly 970 feet of the SE1/4 of the SW1/4 of the NE1/4 and the SW1/4 of the SE1/4 of the NE1/4, Section 2, Township 35 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.

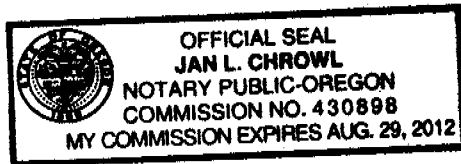
**NOO - 4954-W**

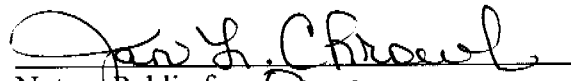
EXECUTED on the day of the last date of subscription of the Parties, by:

  
Mark H. Gaffney

STATE OF OREGON )  
County of KLAMATH ) ss.

SUBSCRIBED AND SWORN TO before me this 14 day of May,  
2009, by Mark H. Gaffney, who personally appeared.



  
Notary Public for Oregon  
My commission expires: 8-29-12

EXECUTED on the day of the last date of subscription of the Parties, by:

Edward F. Atkin  
Edward F. Atkin

Bernice M. Houston  
Bernice M. Houston

STATE OF OR )  
County of Klamath ) ss.



SUBSCRIBED AND SWORN TO before me this 18<sup>th</sup> day of MAY, 2009, by Edward F. Atkin, who personally appeared.

Debbie Sinnock  
Notary Public for Klamath Co.  
My commission expires: 9-8-09

STATE OF OR )  
County of Klamath ) ss.



SUBSCRIBED AND SWORN TO before me this 18<sup>th</sup> day of MAY, 2009, by Bernice M. Houston, who personally appeared.

Debbie Sinnock  
Notary Public for Klamath Co.  
My commission expires: 9-8-09

  
Gary De'Chastain

Kathryn De Chastain  
Kathryn De'Chastain

STATE OF \_\_\_\_\_ )  
 ) ss.  
County of \_\_\_\_\_ )

SEE ATTACHMENT  
Notary Public for \_\_\_\_\_  
My commission expires: \_\_\_\_\_

STATE OF \_\_\_\_\_ )  
 ) ss.  
County of \_\_\_\_\_ )

Notary Public for \_\_\_\_\_  
My commission expires: \_\_\_\_\_

## JURAT

State of California

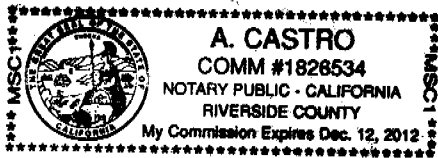
County of Riverside

Subscribed and sworn to (or affirmed) before me on

this 23<sup>rd</sup> day of MAY, 2009,

by GARY De'chastain

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.



(seal)

Signature

A - A



# JURAT

State of California

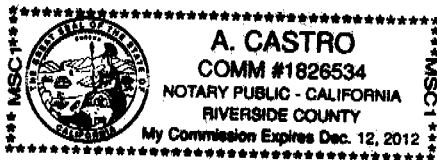
County of Riverside

Subscribed and sworn to (or affirmed) before me on

this 23<sup>rd</sup> day of MAY, 2009,

by Kathryn De'chastain

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.



(seal)

Signature

EXECUTED on the day of the last date of subscription of the Parties, by:

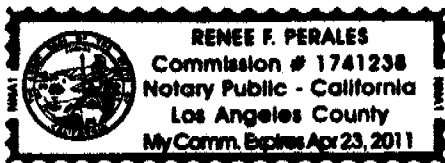
Diane E. Lawrence

Diane E. Lawrence, Trustee of the  
Lawrence Trust

STATE OF California )  
 ) ss.  
County of Los Angeles )

SUBSCRIBED AND SWORN TO before me this 7<sup>th</sup> day of May,  
2009, by Diane E. Lawrence, Trustee of the Lawrence Trust, who personally appeared.

Renee F. Perales  
Notary Public for California - Los Angeles County  
My commission expires: April 23, 2011



EXECUTED on the day of the last date of subscription of the Parties, by:

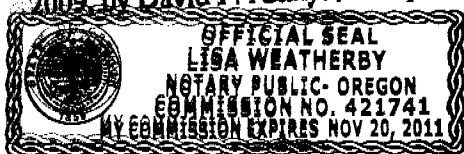
David F. Amaya  
David F. Amaya

[REDACTED]

[REDACTED]

STATE OF Oregon )  
County of Klamath ) ss.

SUBSCRIBED AND SWORN TO before me this 11 day of May  
2009, by David F. Amaya, who personally appeared.



Lisa Weatherby  
Notary Public for Oregon, Klamath County  
My commission expires: 11/20/2011

STATE OF \_\_\_\_\_ )  
County of \_\_\_\_\_ ) ss.

SUBSCRIBED AND SWORN TO before me this \_\_\_\_\_ day of \_\_\_\_\_  
2009, by [REDACTED], who personally appeared.

\_\_\_\_\_  
Notary Public for \_\_\_\_\_  
My commission expires: \_\_\_\_\_

STATE OF \_\_\_\_\_ )  
County of \_\_\_\_\_ ) ss.

SUBSCRIBED AND SWORN TO before me this \_\_\_\_\_ day of \_\_\_\_\_  
2009, by [REDACTED], who personally appeared.

\_\_\_\_\_  
Notary Public for \_\_\_\_\_  
My commission expires: \_\_\_\_\_

Lois Amaya  
Lois Amaya

STATE OF OREGON, COUNTY OF KLAMATH

This instrument was acknowledged before me on May 20<sup>th</sup>, 2009

By LOIS Amaya

Heather Sciurba

Notary Public

State of Oregon

My Commission expires: Feb 9, 2010



EXECUTED on the day of the last date of subscription of the Parties, by:

X Debbie L. Amaya  
Debbie L. Amaya

STATE OF \_\_\_\_\_ )  
County of \_\_\_\_\_ ) ss.

SUBSCRIBED AND SWORN TO before me this \_\_\_\_\_ day of \_\_\_\_\_  
2009, by \_\_\_\_\_ who personally appeared.

Notary Public for \_\_\_\_\_  
My commission expires: \_\_\_\_\_

STATE OF \_\_\_\_\_ )  
County of \_\_\_\_\_ ) ss.

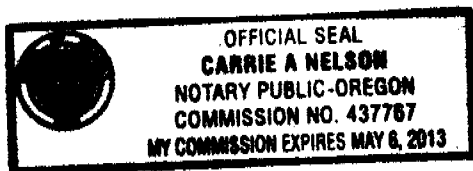
SUBSCRIBED AND SWORN TO before me this \_\_\_\_\_ day of \_\_\_\_\_  
2009, by \_\_\_\_\_ who personally appeared.

Notary Public for \_\_\_\_\_  
My commission expires: \_\_\_\_\_

STATE OF Oregon )  
County of Jackson ) ss.

SUBSCRIBED AND SWORN TO before me this 3 day of June  
2009, by Debbie L. Amaya, who personally appeared.

Carrie A. Nelson  
Notary Public for Oregon  
My commission expires: May 6, 2013



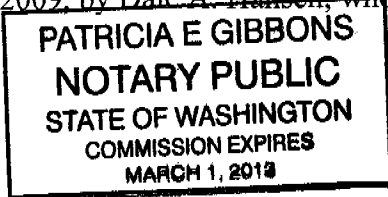
EXECUTED on the day of the last date of subscription of the Parties, by:

Dale A. Hansen  
Dale A. Hansen

Sandra D. Hansen  
Sandra D. Hansen

STATE OF WA )  
 ) ss.  
County of Clark )

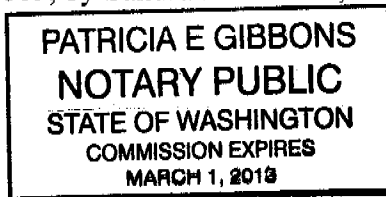
SUBSCRIBED AND SWORN TO before me this 29<sup>th</sup> day of April,  
2009, by Dale A. Hansen, who personally appeared.



Patricia E. Gibbons  
Notary Public for Clark County  
My commission expires: March 1, 2013

STATE OF WA )  
 ) ss.  
County of Clark )

SUBSCRIBED AND SWORN TO before me this 29<sup>th</sup> day of April,  
2009, by Sandra D. Hansen, who personally appeared.



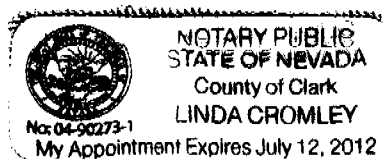
Patricia E. Gibbons  
Notary Public for Clark County  
My commission expires: March 1, 2013

EXECUTED on the day of the last date of subscription of the Parties, by:

Catherine A. Tremble  
Catherine A. Tremble

STATE OF Nevada )  
County of Clark ) ss.

SUBSCRIBED AND SWORN TO before me this 1<sup>st</sup> day of June, 2009,  
2009, by Catherine A. Tremble, who personally appeared.



Linda Cromley  
Notary Public for Nevada  
My commission expires: July 12, 2012

EXECUTED on the day of the last date of subscription of the Parties, by:

Robert H Pfeiffer  
Robert Homer Pfeiffer

STATE OF OREGON )  
County of Klamath ) ss.

SUBSCRIBED AND SWORN TO before me this 28 day of May,  
2009, by Robert Homer Pfeiffer, who personally appeared.

Teresa R Foreman  
Notary Public for Klamath County, OR  
My commission expires: Mar 24, 2012

