

After recording, return to:
 David A. Jacobs
 Luvaas Cobb
 777 High Street, Suite 300
 Eugene, OR 97401



00068036200900084390180183

06/18/2009 08:17:19 AM

Fee: \$106.00

ACCESS EASEMENT AGREEMENT

The parties:

ESTHER CORRINE MAC DONALD and KAREN M. BURGER, Trustees of the J. MAC DONALD LIVING TRUST, ELKE FRASER, TIMOTHY A. HARGREAVES & JOHN PEGG, and ROBERT BAREIS & CONNIE BAREIS, husband and wife.

brother sister
 [Signature] [Signature]
 [Signature] [Signature]
 and ("Grantors")

RICHARD D. BOATWRIGHT, JR. and MANDI D. BOATWRIGHT, husband and wife; ROBERT A. KEITH and LINDA G. KEITH, husband and wife; WILLIAM C. MURPHY; WILLIAM C. MURPHY, Trustee of the WCM Joint Revocable Living Trust; RANDALL C. KING and LORI J. WARREN KING, husband and wife; DONALD D. BODY and ELEANOR F. BODY, husband and wife; J. LOY UDING and LINDA L. UDING, husband and wife; GREGORY A. YECHOUT; and BRIAN TEMPLETON and JACKIE TEMPLETON, husband and wife,

("Grantees")

WHEREAS, Grantors are the respective owners of the various parcels of real property as described on Exhibit "A," attached hereto and incorporated herein.

WHEREAS, Grantees are the respective owners of the various parcels of real property as described on Exhibit "B," attached and hereto and incorporated herein.

WHEREAS, the parties desire to enter into a perpetual nonexclusive access easement so that the Grantees' respective parcels will have access to a public roadway.

NOW, THEREFORE, for good and valuable consideration, Grantors have agreed to provide Grantees with a perpetual nonexclusive access easement over and across the existing roadway located on each Grantor's respective or jointly owned parcel as follows:

1. **Grant of Easement.** Each Grantor conveys to each Grantee, its successors and assigns, a perpetual nonexclusive thirty (30) foot easement for ingress and egress over and across the existing roadway located on each of the Grantors respective parcels as identified in Exhibit "A" and as shown on the map labeled Exhibit "C." The center of this easement is the existing road's centerline, with the easement's boundaries being fifteen (15) feet on each side of the road's centerline.
2. **Use.** Grantees, their successors, assigns and invitees shall each have use of the easement for access to and from Grantees' parcels. In connection with such use, Grantees are permitted to maintain and repair the facilities within the easement, including the existing road and bridge, as may be necessary for its reasonable and convenient use. In the event any

Grantee intentionally or negligently damages any portion of the easement, that Grantee will be solely responsible for the cost of any necessary repairs.

Grantors, their successors and assigns, shall have the right to use the existing roadway that is subject to this easement, and may allow others to use the existing roadway, so long as such use does not unreasonably interfere with Grantees' right to also use the roadway. All permitted users of the easement shall cooperate during periods of joint use so that each person's use shall cause a minimum interference to the other's use.

The parties do not intend, as a result of this easement grant, to create or hold out the existing road within this easement as a public way and such road may be designated at each terminus thereof, by suitable notices, as a private road with passage there over undertaken at the user's own risk.

3. **Successor's Interest.** This easement shall be appurtenant to and run with Grantees' parcels, and shall be binding on each Grantor's heirs, executors, administrators, assigns and successors in interest.
4. **Priority.** This easement is granted subject to all prior easements or encumbrances of record.
5. **Counterparts.** This easement may be executed in counterparts, each of which will be considered an original and all of which together will constitute a single agreement.

GRANTORS' SIGNATURES:

Esther Corrine Mac Donald
ESTHER CORRINE MAC DONALD,
Trustee of the J. Mac Donald Living Trust

STATE OF OREGON; County of Klamath; ss:

The foregoing instrument was acknowledged before me this 4th day of June, 2009, by ESTHER CORRINE MAC DONALD, Trustee of the J. Mac Donald Living Trust.



Alice L. Bishop
NOTARY PUBLIC FOR OREGON

Karen M. Burger
KAREN M. BURGER, Trustee of the
J. Mac Donald Living Trust

STATE OF OREGON; County of Klamath; ss:

The foregoing instrument was acknowledged before me this 4th day of June, 2009, by KAREN M. BURGER, Trustee of the J. Mac Donald Living Trust.



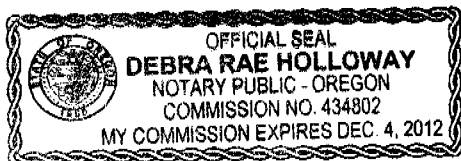
Alice L. Bishop
NOTARY PUBLIC FOR OREGON

Elke Fraser

ELKE FRASER

STATE OF OREGON; County of Benton; ss:

The foregoing instrument was acknowledged before me this 8th day of June, 2009, by
ELKE FRASER.



Debra Rae Holloway
NOTARY PUBLIC FOR OREGON

TIMOTHY A. HARGREAVES

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
TIMOTHY A. HARGREAVES.

NOTARY PUBLIC FOR OREGON

JOHN PEGG

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
JOHN PEGG.

NOTARY PUBLIC FOR OREGON

ROBERT BAREIS

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
ROBERT BAREIS.

NOTARY PUBLIC FOR OREGON

ELKE FRASER

STATE OF OREGON; County of _____; ss:

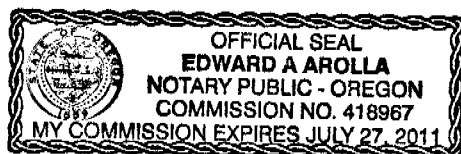
The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
ELKE FRASER.

NOTARY PUBLIC FOR OREGON

Timothy A. Hargreaves
TIMOTHY A. HARGREAVES

STATE OF OREGON; County of LAINE; ss:

The foregoing instrument was acknowledged before me this 1st day of JUNE, 2009, by
TIMOTHY A. HARGREAVES.

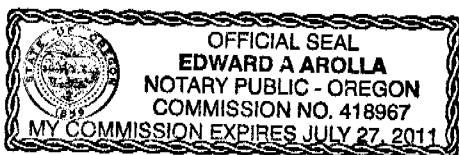


Edward A. Arolla
NOTARY PUBLIC FOR OREGON

John Pegg
JOHN PEGG

STATE OF OREGON; County of LAINE; ss:

The foregoing instrument was acknowledged before me this 1st day of JUNE, 2009, by
JOHN PEGG.



Edward A. Arolla
NOTARY PUBLIC FOR OREGON

ROBERT BAREIS

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
ROBERT BAREIS.

NOTARY PUBLIC FOR OREGON

ELKE FRASER

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
ELKE FRASER.

NOTARY PUBLIC FOR OREGON

TIMOTHY A. HARGREAVES

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
TIMOTHY A. HARGREAVES.

NOTARY PUBLIC FOR OREGON

JOHN PEGG

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
JOHN PEGG.

NOTARY PUBLIC FOR OREGON


ROBERT BAREIS

STATE OF OREGON; County of Jackson; ss:

The foregoing instrument was acknowledged before me this 7th day of June, 2009, by
ROBERT BAREIS.




NOTARY PUBLIC FOR OREGON

Connie Bareis
CONNIE BAREIS

STATE OF OREGON; County of Jackson; ss:

The foregoing instrument was acknowledged before me this 7th day of June, 2009, by
CONNIE BAREIS



Dixie Netherland
NOTARY PUBLIC FOR OREGON

GRANTEES' SIGNATURES:

RICHARD D. BOATWRIGHT, JR.

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
RICHARD D. BOATWRIGHT, JR.

NOTARY PUBLIC FOR OREGON

MANDI D. BOATWRIGHT

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
MANDI D. BOATWRIGHT.

NOTARY PUBLIC FOR OREGON

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CONNIE BAREIS

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
CONNIE BAREIS.

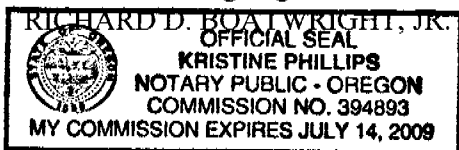
NOTARY PUBLIC FOR OREGON

GRANTEES' SIGNATURES:


RICHARD D. BOATWRIGHT, JR.

STATE OF OREGON; County of LANE; ss:

The foregoing instrument was acknowledged before me this 26 day of MAY, 2009, by




NOTARY PUBLIC FOR OREGON


MANDI D. BOATWRIGHT

STATE OF OREGON; County of LANE; ss:

The foregoing instrument was acknowledged before me this 26 day of MAY, 2009, by
MANDI D. BOATWRIGHT.




NOTARY PUBLIC FOR OREGON

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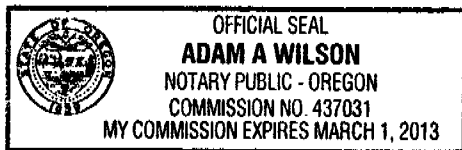
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Robert A. Keith

ROBERT A. KEITH

STATE OF OREGON; County of Marion; ss:

The foregoing instrument was acknowledged before me this 5 day of May, 2009, by
ROBERT A. KEITH.



Adam Wilson

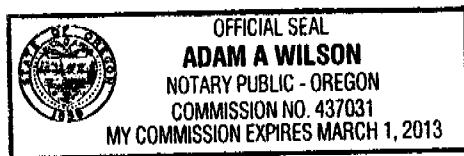
NOTARY PUBLIC FOR OREGON

Linda G. Keith

LINDA G. KEITH

STATE OF OREGON; County of Marion; ss:

The foregoing instrument was acknowledged before me this 5 day of May, 2009, by
LINDA G. KEITH.



Adam Wilson

NOTARY PUBLIC FOR OREGON

William C. Murphy
WILLIAM C. MURPHY

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
WILLIAM C. MURPHY.

NOTARY PUBLIC FOR OREGON

William C. Murphy, Trustee of the WCM
Joint Revocable Living Trust

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
WILLIAM C. MURPHY, Trustee of the WCM Joint Revocable Living Trust.

NOTARY PUBLIC FOR OREGON

ROBERT A. KEITH

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this ____ day of _____, 2009, by
ROBERT A. KEITH.

NOTARY PUBLIC FOR OREGON

LINDA G. KEITH

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this ____ day of _____, 2009, by
LINDA G. KEITH.

NOTARY PUBLIC FOR OREGON

William C. Murphy
WILLIAM C. MURPHY

STATE OF OREGON; County of Jackson; ss:

The foregoing instrument was acknowledged before me this 23 day of April, 2009, by
WILLIAM C. MURPHY.



Connie R Acosta
NOTARY PUBLIC FOR OREGON

William C. Murphy
WILLIAM C. MURPHY, Trustee of the WCM
Joint Revocable Living Trust

STATE OF OREGON; County of Jackson; ss:

The foregoing instrument was acknowledged before me this 23 day of April, 2009, by
WILLIAM C. MURPHY, Trustee of the WCM Joint Revocable Living Trust.

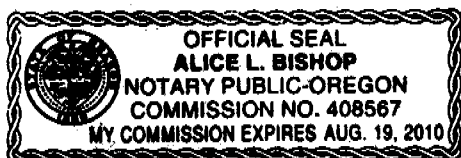


Connie R Acosta
NOTARY PUBLIC FOR OREGON

Randall C. King
RANDALL C. KING

STATE OF OREGON; County of Klamath; ss:

The foregoing instrument was acknowledged before me this 11th day of May, 2009, by
RANDALL C. KING.

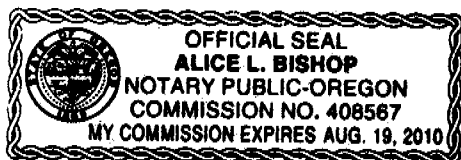


Alice L. Bishop
NOTARY PUBLIC FOR OREGON

Lori J. Warren King
LORI J. WARREN KING

STATE OF OREGON; County of Klamath; ss:

The foregoing instrument was acknowledged before me this 11th day of May, 2009, by
LORI J. WARREN KING.



Alice L. Bishop
NOTARY PUBLIC FOR OREGON

DONALD D. BODY

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
DONALD D. BODY.

NOTARY PUBLIC FOR OREGON

ELEANOR F. BODY

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
ELEANOR F. BODY.

NOTARY PUBLIC FOR OREGON

RANDALL C. KING

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
RANDALL C. KING.

NOTARY PUBLIC FOR OREGON

LORI J. WARREN KING

STATE OF OREGON; County of _____; ss:

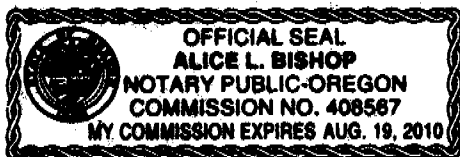
The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
LORI J. WARREN KING.

NOTARY PUBLIC FOR OREGON

Donald D. Body
DONALD D. BODY

STATE OF OREGON; County of Klamath; ss:

The foregoing instrument was acknowledged before me this 27th day of April, 2009, by
DONALD D. BODY.

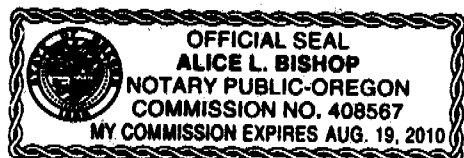


Alice L. Bishop
NOTARY PUBLIC FOR OREGON

Eleanor F. Body
ELEANOR F. BODY

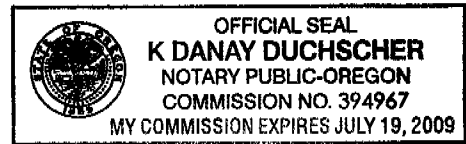
STATE OF OREGON; County of Klamath; ss:

The foregoing instrument was acknowledged before me this 27th day of April, 2009, by
ELEANOR F. BODY.



Alice L. Bishop
NOTARY PUBLIC FOR OREGON

J. Loy Uding
J. LOY UDING

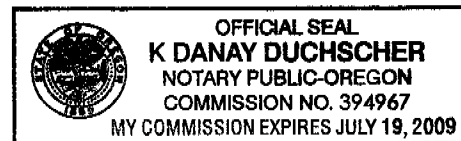


STATE OF OREGON; County of Lane; ss:

The foregoing instrument was acknowledged before me this 13th day of April, 2009, by J. LOY UDING.

[Signature]
NOTARY PUBLIC FOR OREGON

Linda L. Uding
LINDA L. UDING



STATE OF OREGON; County of Lane; ss:

The foregoing instrument was acknowledged before me this 15th day of April, 2009, by LINDA L. UDING.

[Signature]
NOTARY PUBLIC FOR OREGON

GREGORY A. YECHOUT

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this ____ day of _____, 2009, by GREGORY A. YECHOUT.

NOTARY PUBLIC FOR OREGON

BRIAN TEMPLETON

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this ____ day of _____, 2009, by BRIAN TEMPLETON.

NOTARY PUBLIC FOR OREGON

J. LOY UDING

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
J. LOY UDING.

NOTARY PUBLIC FOR OREGON

LINDA L. UDING

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
LINDA L. UDING.

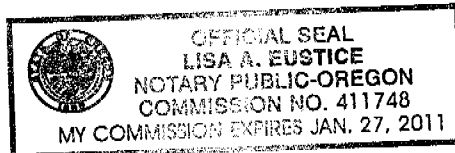
NOTARY PUBLIC FOR OREGON



GREGORY A. YECHOUT

STATE OF OREGON; County of Jackson; ss:

The foregoing instrument was acknowledged before me this 16th day of April, 2009, by
GREGORY A. YECHOUT.





NOTARY PUBLIC FOR OREGON

BRIAN TEMPLETON

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
BRIAN TEMPLETON.

NOTARY PUBLIC FOR OREGON

J. LOY UDING

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
J. LOY UDING.

NOTARY PUBLIC FOR OREGON

LINDA L. UDING

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
LINDA L. UDING.

NOTARY PUBLIC FOR OREGON

GREGORY A. YECHOUT

STATE OF OREGON; County of _____; ss:

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by
GREGORY A. YECHOUT.

NOTARY PUBLIC FOR OREGON


BRIAN TEMPLETON

STATE OF OREGON; County of LANE; ss:

The foregoing instrument was acknowledged before me this 5 day of MAY, 2009, by
BRIAN TEMPLETON.




NOTARY PUBLIC FOR OREGON

Jackie Templeton
JACKIE TEMPLETON

STATE OF OREGON; County of Lane; ss:

The foregoing instrument was acknowledged before me this 5th day of May, 2009, by
JACKIE TEMPLETON.



Kristine Phillips
NOTARY PUBLIC FOR OREGON

EXHIBIT A

GRANTORS

LEGAL DESCRIPTION

Esther Corrine Mac Donald and Karen M. Burger, Trustees of the J. Mac Donald Living Trust	Lot 1, block 1, tract 1214, Deschutes Land Sale, unit 2, Klamath County, Oregon.
Elke Fraser	Lot 2, block 1, tract 1214, Deschutes Land Sale, unit 2, Klamath County, Oregon.
Timothy A. Hargreaves and John Pegg	Lot 3, block 1, tract 1214, Deschutes Land Sale, unit 2, Klamath County, Oregon.
Esther Corrine Mac Donald and Karen M. Burger, Trustees of the J. Mac Donald Living Trust	Parcel 1 and 2 of Land Partition 5-91 located in the SE 1/4 NE 1/4 of Section 5, Township 25 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.
Robert Bareis and Connie Bareis, husband and wife	Parcel 2 of Land Partition 4-02 located in the SW 1/4 NE 1/4 of Section 5, Township 25 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.

EXHIBIT B

GRANTEES

LEGAL DESCRIPTION

Properties are located in the Northeast 1/4 of the Northeast 1/4 Section 8,
Township 25 South Range 8 East Willamette Meridian described as:

Robert A. Keith and Linda G. Keith	East ½ North ½ North ½
Robert A. Keith and Linda G. Keith	West ½ North ½ North ½
William C. Murphy, individually and as Trustee of the WCM Joint Revocable Living Trust	West ½ South ½ North ½ That portion West of Roadway
Randall C. King and Lori J. Warren King	West ½ South ½ North ½ That portion East of Roadway
Donald D. Body and Eleanor F. Body	West ½ North ½ South ½
J. Loy Uding and Linda L. Uding	West ½ South ½ South ½

AND

Gregory A. Yechout	West ½ West ½ North ½ North ½ SE 1/4 NE 1/4 Section 8, Township 25 South, Range 8 East Willamette Meridian
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AND

Brian Templeton and Jackie Templeton	East ½ SE 1/4 Section 5, Township 25 South, Range 8 East of the Willamette Meridian
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AND

Richard D. Boatwright, Jr. and Mandi D. Boatwright	West ½ South ½ North ½ of SE 1/4 NE 1/4 Section 8, Township 25 South, Range 8 East of the Willamette Meridian
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AND

Robert A. Keith and Linda G. Keith	W 1/2 NW 1/4 NW 1/4 NW 1/4 of Section 9, Township 25 South, Range 8 East of the Willamette Meridian.
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MAP WAS PREPARED FOR
ESTIMATE PURPOSE ONLY.

SECTION 05 T.25S. R.08E. W.M.
KLAMATH COUNTY

MAP WAS PREPARED FOR
ESTIMATE PURPOSE ONLY.

SECTION 04 T.25S. R.08E. W.M.
KLAMATH COUNTY

