

Oakes Law Office  
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2021-018737

Klamath County, Oregon



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12/17/2021 03:28:26 PM

Fee: \$97.00

**Grantor**

Sable S. Jackson and Jacob Jackson  
3845 Highway 39  
Klamath Falls, OR 97603

**Grantee**

William Sorg  
3837 Highway 39  
Klamath Falls, OR 97603

**After recording return to:**

**Grantor**

Sable S. Jackson and Jacob Jackson  
3845 Highway 39  
Klamath Falls, OR 97603

**WELL AGREEMENT**

**DATE :** December 9, 2021. This agreement dated this 9 day of December, 2021 between **Sable Jackson, Jacob Jackson, and William Sorg**, hereinafter referred to as "The Parties".

**PARTIES:** **Sable Jackson and Jacob Jackson** are the owners of **3845 Highway 39**, Klamath Falls, OR 97603, with a legal description as follows:

Parcel 2, Land Partition 13-04 being a replat of Lot 11, Emmitt Tracts situated in the NW ¼ SW ¼ of Section 7, Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, more commonly known as 3845 Highway 39, Klamath Falls, Oregon.

**William Sorg** is the owner of **3837 Highway 39, Klamath Falls, OR 97603**, with a legal description as follows:

A Parcel of land, being a portion of Lot 11 of Emmitt Tracts, as recorded at the Klamath County Clerks office, situated in the NW ¼ SW ¼ of Section 7, T39S, R10E WM Klamath County, Oregon. Being more particularly described as follows: Commencing at the West ¼ corner of Section 7, thence N89°36'35"E, 30.00 feet; thence S00°35'00"W, 218.01 feet to the POINT OF BEGINNING, said point being on the easterly right-of-way line of Oregon State Highway 39; Thence S89°16'43"E, 173.82 feet to the easterly line of said Lot 11; Thence along said easterly line, S33°39'43"E, 18.84 feet; Thence continuing along said easterly line, S00°43'17"W, 115.00 feet to the southerly line of said lot 11; Thence along said southerly line, N75°06'43"W, 190.03 feet to the easterly right-of-way line of said Highway 39; thence along said right-of-way line, N00°35'00"E, 84.04 feet to the POINT OF BEGINNING; above description is also known as Parcel 2 of Preliminary Land Partition 13-04.

**RECITALS:** Whereas **3837 Highway 39, Klamath Falls, Oregon**, whose legal description is:

A Parcel of land, being a portion of Lot 11 of Emmitt Tracts, as recorded at the Klamath County Clerks office, situated in the NW ¼ SW ¼ of Section 7, T39S, R10E WM Klamath County, Oregon. Being more particularly described as

said point being on the easterly right-of-way line of Oregon State Highway 39; Thence S89°16'43"E, 173.82 feet to the easterly line of said Lot 11; Thence along said easterly line, S33°39'43"E, 18.84 feet; Thence continuing along said easterly line, S00°43'17"W, 115.00 feet to the southerly line of said lot 11; Thence along said southerly line, N75°06'43"W, 190.03 feet to the easterly right-of-way line of said Highway 39; thence along said right-of-way line, N00°35'00"E, 84.04 feet to the POINT OF BEGINNING; above description is also known as Parcel 2 of Preliminary Land Partition 13-04,

is subject to the interest of the well located at **3845 Highway 37, Klamath Falls, Oregon**, with the following legal description:

Parcel 2, Land Partition 13-04 being a replat of Lot 11, Emmitt Tracts situation in the NW ¼ SW ¼ of Section 7, Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon,

in the well, pump and pumphouse, including access thereto.

Whereas, the parties have further agreed to share the costs associated with the continued operation and maintenance of the well.

**NOW, THEREFORE:**

Each of the parties and their successors in interest, shall share equally in the costs associated with running the pump, said electrical expense shall be paid monthly to the party responsible for the power bill.

Each of the parties, and their successors in interest, shall share equally in the costs associated with the maintenance of the well including the well casing.

Each of the parties, and their successors in interest, shall be individually responsible for the costs associated with running the lines running from the well located at 3845 Highway 39, Klamath Falls, OR, more particularly described as:

Parcel 2, Land Partition 13-04 being a replat of Lot 11, Emmitt Tracts situation in the NW ¼ SW ¼ of Section 7, Township 39 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon.

to his or her dwelling house.

Each of the parties, and their successors in interest, grant to each other necessary easements across their respective premises for the construction and maintenance of the distribution system to and from the well-head to the respective premises, together with the right of ingress and egress to construct and maintain the same, conditioned upon restoring the premises to its original condition.

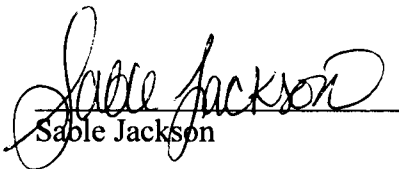
**The party, and any successor in interest, of the property at 3837 Highway 39, Klamath Falls, OR 97603, more particularly described as:**

A Parcel of land, being a portion of Lot 11 of Emmitt Tracts, as recorded at the Klamath County Clerks office, situated in the NW ¼ SW ¼ of Section 7, T39S, R10E WM Klamath County, Oregon. Being more particularly described as follows: Commencing at the West ¼ corner of Section 7, thence N89°36'35"E, 30.00 feet; thence S00°35'00"W, 218.01 feet to the POINT OF BEGINNING, above description is also known as Parcel 2 of Preliminary Land Partition 13-04, said point being on the easterly right-of-way line of Oregon State Highway 39; Thence S89°16'43"E, 173.82 feet to the easterly line of said Lot 11; Thence along said easterly line, S33°39'43"E, 18.84 feet; Thence continuing along said easterly line, S00°43'17"W, 115.00 feet to the southerly line of said lot 11; Thence along said southerly line, N75°06'43"W, 190.03 feet to the easterly right-of-way line of said Highway 39; thence along said right-of-way line, N00°35'00"E, 84.04 feet to the POINT OF BEGINNING, above description is also known as Parcel 2 of Preliminary Land Partition 13-04,

**shall be responsible for payment for and the arrangements necessary to have the well tested quarterly as required by the State or any other governmental entity.**

In case suit or action is instituted to enforce this agreement or any provision thereof, the prevailing party in said suit or action shall be entitled to their reasonable costs and attorney fees whether on trial or on appeal.

In witness whereof, the Parties hereto have set their hand thereon the day and year first above written.

  
Sable Jackson

  
Jacob Jackson

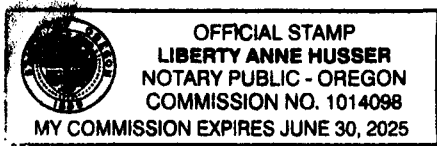
  
William Sorg

STATE OF OREGON,  
County of Klamath)ss.

Personally appeared the above named Sable Jackson and acknowledged the foregoing instrument to be her voluntary act and deed.

(S E A L)

Before me: Liberty Husser  
Notary Public for Oregon  
My Commissioner Expires: June 30, 2025

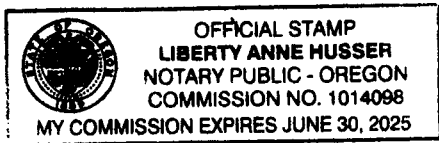


STATE OF OREGON,  
County of Klamath)ss.

Personally appeared the above named Jacob Jackson and acknowledged the foregoing instrument to be his voluntary act and deed.

(S E A L)

Before me: Liberty Husser  
Notary Public for Oregon  
My Commissioner Expires: June 30, 2025



STATE OF OREGON,  
County of Klamath)ss.

Personally appeared the above named William Sorg and acknowledged the foregoing instrument to be his voluntary act and deed.

(S E A L)

Before me: Liberty Husser  
Notary Public for Oregon  
My Commissioner Expires: June 30, 2025

