

ROADWAY MAINTENANCE AGREEMENT

WHEREAS the owner of property commonly known as 990 S. Pine St., Sherwood, Washington County, Oregon and as recorded in maintenance and repair of the existing roadway and that portion to be constructed by the owners of Lot 2 Partition Plat No. 1992-016 for access from Pine St. in and through Lot 2 Partition Plat No. 1992-016.

Fee No. 91-50397

In consideration of the mutual covenants and conditions contained herein the parties to this agreement hereby agree as follows:

- 1) The parties hereto agree to share the costs and expense of repairing and maintaining said road easement on an equal basis.
- 2) In the event that any of the parties damage the roadway then that party will be solely responsible for the payments for repair to its original condition.
- 3) It is understood and agreed that should any of the parties sell any part of their property, the purchasers thereof shall be bound by the terms and provisions of this agreement and shall also share equally the costs and expenses of repairing and maintaining the herein described road easement.
- 4) This agreement is binding on and shall inure to the benefit of the parties, their heirs, successors, or assigns.
- 5) Should any suit, action or proceeding be brought to enforce any term or provision of this agreement, the prevailing party shall recover from the losing party such sum as the trial or appellate court may adjudge reasonable as attorneys' fees.

In Witness Whereof the owner of said property has signed this agreement this 4 day of March, 1992.

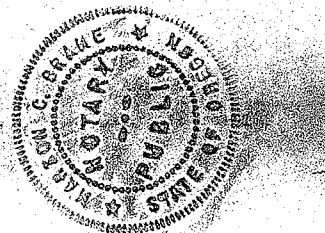
Delbert J. Hayes  
DELBERT J. HAYES

STATE OF OREGON, )  
County of Yamhill ) ss

On this 4 day OF March, 1992, personally appeared the above named Delbert J. Hayes and acknowledged the foregoing instrument to be his voluntary act and deed.

Before me:

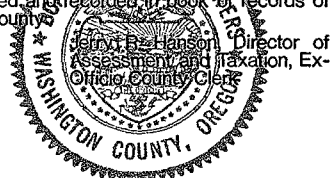
Marion C. Brame  
Notary Public for Oregon  
My commission expires 2-4-94



R+N  
CITY SHERWOOD

STATE OF OREGON }  
County of Washington } SS

I, Jerry R. Hanson, Director of Assessment and Taxation and Ex-Officio Recorder of Conveyances for said county, do hereby certify that the within instrument of writing was received and recorded in book of records of said county.



Doc : 92013961  
Rect: 72493 18.00  
03/05/1992 01:05:02PM

2