

15993

THIS INDENTURE made and entered into this 27
day of June, 1967, by and between JOHN F. TOOMEY and
DORIS TOOMEY, husband and wife, hereinafter called "the party
of the first part," and CRESCENT WATER AND SEWER SERVICE ASSOCIATION,
a cooperative, hereinafter called "the party of the second
part,"

W I T N E S S E T H:

That for and in consideration of the sum of Ten and
no/100 Dollars (\$10.00), cash in hand paid, and other good and
valuable consideration, the receipt of which is hereby acknow-
ledged, the parties of the first part have this day bargained
and sold, and by these presents do bargain, sell, convey, transfer,
and deliver unto the party of the second part, a permanent
easement and right of way, including the perpetual right to
enter upon the real estate hereinafter described, at any time
that it may see fit, and construct, maintain, and repair under-
ground pipelines and/or mains for the purpose of conveying
water and sewage over, across, through, and under the lands
hereinafter described, together with the right to excavate
and refill ditches and/or trenches for the location of said
pipelines and/or mains, and the further right to remove trees,
bushes, undergrowth, and other obstructions interfering with
the location, construction, and maintenance of said pipelines
and/or mains.

The land affected by the grant of this easement
and right of way is located in the County of Klamath, and State
of Oregon, and is more particularly described, as follows:

Lots 1, 2 and 3, Block 1;

Lots 1, 2, 3 and 4, Block 2;

Also, portions of vacated streets and alleys
adjacent thereto. All in vacated Town of

5956

Crescent, Oregon, lying in NW1/4 NE1/4 of Section 30, Township 24 South, Range 9 E.W.M., as shown by the duly recorded plat thereof on file in the office of the County Clerk, Klamath Falls, Oregon.

A tract of land lying in Klamath County, State of Oregon, on the East side of the Dalles-California Highway, in the NW1/4 NE1/4, Section 30, Twp. 24, Range 9 E., and more particularly described as follows:

Beginning at a point 613.88 feet South 0° 22' West from the East 1/16 corner of Section 19 and Section 30, T. 24 S., R. 9 E., and on the East 1/16 line of Section 30; thence South 0° 22' West 129.28 feet along the same line to an iron pin; thence North 50° 54' West 508.17 feet to an iron pin on the Easterly right of way line of the Dalles-California Highway U. S. 97; thence North 15° 34' East 110 feet along said right of way to an iron pin; thence South 50° 54' East 471.2 feet to an iron pin which is the point of beginning.

The easement and right of way hereby granted covers a strip of land fifteen (15) feet in width over and across the above described land.

TO HAVE AND TO HOLD said easement and right of way unto the party of the second part, and unto its successors and assigns forever.

The party of the first part does hereby covenant with the party of the second part that they are lawfully seized and possessed of the real estate above described, that they have a good and lawful right to convey it, or any part thereof, that it is free from all encumbrances, and that they will forever warrant and defend the title thereto against the lawful claims of all persons whomsoever.

As a part of the consideration for this grant, the party of the first part does hereby release any and all claims for damages from whatsoever cause incidental to the exercise of the rights herein granted, except damages to growing crops.

WITNESS the first party's hand and seal the day and year first above written.

8

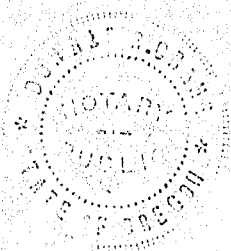
John Taomey
Veris Taomey

5957

STATE OF OREGON)
County of Klamath) ss.

Personally appeared the above-named JOHN F. TOOMEY
and DORIS TOOMEY, husband and wife, and acknowledged the foregoing
instrument to be their voluntary act and deed.

Before me:



Donald P. Chase
Notary Public for Oregon
My commission expires 3-3-69

STATE OF OREGON)
County of Klamath) ss.

Filed for record at request of:

Richard Beesley

on this 3 of August A. D. 19 67

at 9:17 a. M. and duly

recorded in Vol. m-67 deeds

Page 5955

DORIS TOOMEY, County Clerk

Fee 4.50

Return
Richard Beesley

9