

7267 5973

15999 THIS INDENTURE made and entered into this 22
day of June, 1967, by and between ELLWYN STUMBAUGH and
MARJORIE STUMBAUGH, 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 by metes and
bounds, as follows:

Beginning at a point which is an iron pin N.
39° 37' East 390 feet and N. 50° 23' West 40 feet
from a stone which was planted in the center of
Main Street and the South edge of Graves Street
in the original survey of the Town of Crescent,

25

5974

Oregon; thence N. 39° 37' East 130 feet along the West edge of Main Street to a pin; thence N. 50° 23' West 683 feet to an iron pin on the Easterly right of way line of the Dalles-California Highway (u. S. 97); thence along said right of way S. 15° 34' W. 142.36 feet to an iron pin; thence South 50° 23' East 625.01 feet to the point of beginning.

The above described property includes Lots 1, 2, 11, and 12, in Block 10. Lots 1, 2, 11, 12, Block 11; Lot 1, Block 12, and portion of Second Street, Third Street, and Franklin Street, all of that portion of Crescent, Oregon, vacated July 1957.

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.

Ellwyn Stumbaugh
Margaret Stumbaugh

26

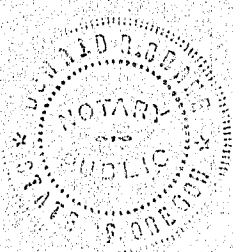
5975

STATE OF OREGON)
County of Klamath) ss.

Personally appeared the above-named ELLWYN STUMBAUGH
and MARJORIE STUMBAUGH, husband and wife, and acknowledged
the foregoing instrument to be their voluntary act and deed.

Before me:

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



STATE OF OREGON) ss.
County of Klamath)

Filed for record at request of:

Richard Beesley

on this 3 day of August A. D. 19 67
at 9:23 A. M. and duly
recorded in Vol. m-67 of Deeds
Page 5973

LEONARD RIGERS, County Clerk

Fee 4.50

Leonard Rigers Deputy

Return
Richard Beesley