

M67 5976

THIS INDENTURE made and entered into this 22
16000 day of June, 1967, by and between ERNEST J. EVINS and
LOLA EVINS, 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 herein-
after 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:

Commencing at a point 877.68 feet East from the
Northwest corner of Section 31, Township 24 South,
Range 9 E.W.M.; thence in a Southwesterly direction
along the West line of Highway 97, 255 feet to the
point of beginning metes and bounds description of
land herein conveyed; thence Southwesterly continuing
along Highway 97, 50 feet; thence in a Northwesterly

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direction at right angles to said Highway, 100 feet; thence in a Northeasterly direction, parallel to said Highway, 50 feet; thence in a Southeasterly direction at right angles to said Highway, 100 feet to place of beginning. Situate in Section 31, Township 24 South, Range 9 E.W.M., Except that parcel of land which was deeded to Oregon State Highway Commission in the year 1943.

Commencing at a point 857.68 feet East from the Northwest corner of Section 31, Township 24 South, Range, 9 E.W.M., thence in a Southwesterly direction along the West line of Highway 97 305 feet; thence Northwesterly 80 feet right angle to the highway right of way to the point of beginning metes and bounds description of land herein conveyed; thence Northwesterly 100 feet; thence Northeasterly at right angles 50 feet; thence Easterly 100 feet; thence Southwesterly 50 feet; parallel highway 97 to place of beginning, situated in Section 31, Township 24 South, Range 9 E.W.M.

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.

E. J. Evans
Lela Evans 29

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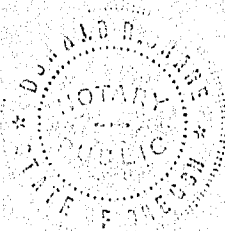
STATE OF OREGON)
County of Klamath) ss.

June 27, 1967

Personally appeared the above-named ERNEST J. EVINS
and LOLA EVINS, husband and wife, and acknowledged the foregoing
instrument to be their voluntary act and deed.

Before me:

Donald R. Chase
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 9:24 a.m. and duly

recorded in Vol. M-67 deeds

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GORDON ROGERS, County Clerk

Fee 4.50

Donald R. Chase

Return
Richard Beesley

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