

EASEMENT

KNOW ALL MEN BY THESE PRESENTS, That D.D.Reeder andJames F. Stillwell

for and in consideration

of the sum of ONE DOLLAR and other valuable consideration to ~~them~~, ~~for~~ them paid by South Suburban Sanitary District of Klamath County, Oregon, do_____ hereby grant to the said South Suburban Sanitary District of Klamath County, Oregon, its successors and assigns, an easement for a sewer in and across the following described real estate, situate, lying and being in Klamath County, Oregon, and more particularly described as follows:

A strip of land 10 feet in width situated in Tract 33-A of Enterprise Tracts, more particularly described as follows:

Beginning at the cased monument marking the Northwest corner of Section 3, Township 39 South, Range 9, E.W.M; thence S. 00°00'30" E. along the Westerly boundary of Section 3, 826.8 feet, more or less, to its intersection with a line parallel with and 75 feet distant at right angles Northeastly from the centerline of South Sixth Street as the same is now located and constructed, said parallel line being also the Northerly right-of-way line of said street; thence S. 55°52'30" E. along said parallel line a distance of 1741.84 feet to a 5/8 inch iron pin marking the Easterly right-of-way line of Austin Street; thence continuing S. 55°52'30" E. along the Northerly right-of-way line of South Sixth Street a distance of 451.18 feet to a 5/8 inch iron pin; thence N. 34°07'30" E. at right angles to South Sixth Street a distance of 225.0 feet to the TRUE POINT OF BEGINNING of this description, said point being on the Easterly line of parcel of land conveyed to D. D. Reeder and James F. Stilwell by deed dated April 7, 1969 and recorded April 24, 1969 in Vol. M-69, page 3045, records of Klamath County, Oregon; Thence continuing N. 34°07'30" E. along the Easterly line of last mentioned parcel a distance of 25.0 feet to the Southerly line of parcel conveyed to Kerns Brothers Real Estate by deed recorded in Vol. M-68, page 10264, records of Klamath County, Oregon; thence N. 55°52'30" W., along said Southerly line a distance of 10.0 feet; thence S. 34°07'30" W. a distance of 25.0 feet; thence S. 55°52'30" E. a distance of 10.0 feet to the True Point of Beginning.

Together with the right to use so much of the adjoining land as is reasonable and necessary in connection with the original construction of the sewer.

The foregoing easement is made, executed and delivered to the grantee herein upon the following express terms and conditions, to-wit:

1. The grantee agrees to indemnify and save harmless the grantor from and against any damage, loss, cost and expense, which the grantor may sustain resulting directly or indirectly in any manner from the use of said premises and/or the construction, maintenance, use and/or location of the said sewer in and across said premises.
2. The grantee, and the agents and employees of the grantee, shall have the privilege of entering upon said premises for the purpose of making necessary repairs to or changes in said sewer.

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3. The said sewer shall be placed underground in the usual manner and grantee agrees to replace the surface of the ground above said sewer in substantially its present condition and replace and repair any damaged facilities, and agrees that grantor shall have full and unrestricted use of the surface of said ground except during the period of sewer construction and during the period of any necessary repairs. Said surface shall be replaced in approximately its present condition following any such repairs.

4. Grantee further agrees that all rights under this grant shall cease and terminate upon six months non-use of said sewer.

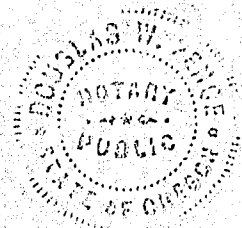
IN WITNESS WHEREOF, said D. D. REEDER and JAMES F. STILWELL
~~have~~ have caused this Easement to be executed, ~~and to be acknowledged~~
~~and to be acknowledged~~, this 1st day of May, 1969.

D. D. Reeder
James F. Stilwell

STATE OF OREGON)
)M ss.
County of KLAMATH)

Personally appeared the above-named D. D. Reeder and James F. Stilwell known to me to be the identical persons described in the foregoing instrument, and acknowledged the foregoing instrument to be their voluntary act and deed.

BEFORE ME this 1st day of May, 1969.



Douglas W. Jones
NOTARY PUBLIC FOR OREGON
My Commission expires 19 Jan 1971

STATE OF OREGON,
County of Klamath
Filed for record at request of

Klamath County Title Co.
on this 15 day of May A.D. 19 69
at 2:40 o'clock P.M., and di
recorded in Vol. 1469 of Deeds
Page 3666
Wm D. MILNE, County Clerk
By Anthony J. [Signature] Deputy
Fee \$3.00

RET. TO: SOUTH SUBURBAN SANITARY DIST.
1818 DERBY ST.
KLAMATH FALLS, ORE. 97601
(Easement - 2)