

57543

EASEMENT

Vol. 1171 10991

KNOW ALL MEN BY THESE PRESENTS, that DENNIS RAY HASSELL and GRACE A. HASSELL, husband and wife, and RONALD E. PHAIR and LORRAYNE PHAIR, husband and wife, of the County of Klamath, State of Oregon, hereinafter called the Grantors in consideration of the sum of Ten Dollars (\$10.00) to them paid by OREGON WATER CORPORATION, a public utility of the State of Oregon hereinafter called the Grantee, the receipt of which is hereby acknowledged, hereby grant, bargain, sell and convey unto the Grantee, its successors and assigns, a perpetual easement sixteen (16) feet in width for the purpose of laying, constructing, operating, maintaining, changing, relocating, removing and/or replacing one or more mains or pipelines, with necessary or desirable appurtenances thereto, for the transmission and distribution of water for all useful purposes, upon, over and across adjacent real property of the Grantors in the SE 1/4 of the SE 1/4 of Section 14, Township 39 South, Range 9E. WM; extending eight (8) feet on either side with the following described centerline:

Beginning at a point which lies 287 feet South 0° 10' East and North 89° 48' East 380 feet from the Northwest corner of the SE 1/4 of the SE 1/4 of Section 14, Township 39 South, Range 9E, WM; then extending North 89° 46' 36" East to a point on a curve which is the easterly boundary of Lot 4, Block 1, of Country Gardens Subdivision.

Said easement also being described as being the southerly 16 feet of Lot 4, Block 1, Country Gardens Subdivision.

Together with the right of ingress to and egress upon and across the adjacent real property of the Grantors, using present and future roads thereon to the extent available, and with the right to clear and keep clear each and every part of said easement, all for the purpose of exercising in any and all respects the rights hereby granted.

PROVIDED, that all mains and pipelines shall be laid on said easement not less than two and one-half (2-1/2) feet below the surface

STATE OF OREGON
County of Klamath
On this _____
the above named Dennis Ray
and Lorraine Phair
voluntarily

of the ground, and in all operations such surface shall be restored as nearly as may be practicable to its original condition. Grantors reserve 10992 and retain the right to cultivate or otherwise use said easement in any manner or for any purpose which does not interfere with, or is not inconsistent with the proper exercise of the rights therein hereby granted to the Grantee, but the Grantors shall in no event construct or maintain nor permit the construction or maintenance of any additional buildings or other structures on said easement in such manner as to prevent or impair reasonable access thereto.

And the Grantors covenant that they are lawfully seized in fee simple of the above granted real property free from all encumbrances, and they will and their heirs, executors and administrators shall warrant and forever defend the above granted real property and every part and parcel thereof, against the lawful claims and demands of all persons whomsoever.

IN WITNESS WHEREOF, the Grantors have hereunto set their hand and seal this _____ day of October, 1971.

Grace A. Hassell (SEAL)
Lorraine Phair (SEAL)
Dennis R. Hassell (SEAL)
Herb A. Hassell (SEAL)

STATE OF OREGON)
County of Klamath) ss.

On this 19th day of October, 1971 personally appeared the above named Dennis Ray Hassell and Grace A. Hassell, and Ronald E. Phair and Lorraine Phair, and acknowledged the foregoing instrument to be their voluntary act and deed. Before me:

Herlin M. Bleck
Notary Public for Oregon
My Commission Expires Oct 29, 1971

STATE OF OREGON; COUNTY OF KLAMATH; ss.
Filed for record at request of Oregon Water Corporation
this 20th day of October A. D., 1971 at 12:17 o'clock P.M., and duly recorded in
Vol. M71 of Deeds on Page 10991

Fee \$3.00

By WM. D. MILNE, County Clerk
Wm. D. Milne