

KNOW ALL MEN BY THESE PRESENTS, That Emma Margaret Cox for and in consideration of the sum of ONE DOLLAR and other valuable considerations to her paid by Homer L. and Frances M. Koertje, husband and wife, does hereby grant to the said Homer L. and Frances M. Koertje, their successors and assigns, an easement for a drainage sewer, over, under, and across the following described real estate, situate in Klamath County, Oregon, and more particularly described as follows:

A portion of Lot 13 of HOMEDALE more particularly described as follows:

Beginning at an iron pin on the SW corner of said Lot 13, thence north 0°20' East along the easterly edge of Homedale Road a distance of 45.01 feet to an iron pin; thence South 88°19' East a distance of 99.16 feet to an iron pin; thence South 8°14' West a distance of 130.20 feet to an iron pin on the southerly line of said Lot 13; thence North 43°30' West a distance of 118.50 feet, more or less to the 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 drainage 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 drainage 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 to said drainage sewer.

3. The said drainage sewer shall be placed underground and the grantee agrees to replace the surface of the ground above the drainage sewer in substantially its present condition 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 repairs that may be necessary. Said surface shall be replaced in approximately its present condition following such repairs.

IN WITNESS WHEREOF, said Emma Margaret Cox caused this Easement to be executed this 26 day of January, 1972.

STATE OF OREGON)
County of Klamath) M ss.

Emma Margaret Cox

Personally appeared the above-named Emma Margaret Cox known to me to be the identical person described in the foregoing instrument, and who acknowledged the foregoing instrument to be her voluntary act and deed.

Before me this 26th day of January, 1972.

Phyllis D. Wales
NOTARY PUBLIC FOR OREGON

My commission expires Dec 12, 1975



STATE OF OREGON: COUNTY OF KLAMATH; ss.

Filed for record at request of Homer L. Koertje

this 8th day of February, A.D., 1972, at 9:44 o'clock A. M., and duly recorded in

Vol. 112, of Deeds on Page 1371

Fee \$2.00

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By WM. D. MILNE, County Clerk

FEB 8 19 44 AM 1972