

EASEMENT

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RECEIVED AUG 1 1955

10.00 Am

KNOW ALL MEN BY THESE PRESENTS, that EDGAR J. Mc COLLUM and HARRIET Mc COLLUM, HUSBAND and WIFE, in 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 ten (10) 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 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, Section 35, T.38S., R.9E, W.M.

A strip of land Ten (10) feet in width, Five (5) feet on either side of the following described centerline:

Beginning at a point on the westerly Right of Way line of Madison Street, 138.0 feet North of the Southeast corner of Lot 69, Fair Acres Subdivision; thence westerly parallel to the South line of Lot 69, Fair Acres, to the easterly Right of Way line of Homedale Road.

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 of the ground, and in all operations such surface shall be restored as nearly as may be practicable to its original condition. Grantors reserve 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

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to the Grantee, but the Grantors shall in no event construct or maintain nor permit the construction or maintenance of any buildings or other structures upon or above said easement in such manner as to prevent reasonable access thereto, or to permit the construction of any parallel sanitary sewer within Five (5) feet of this easement.

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 31st day of July, 1975.

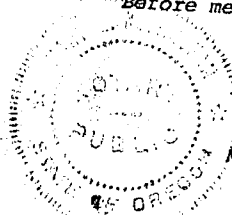
Edgar J. McCollum (Seal)
Edgar J. McCollum

Harriet McCollum (Seal)
Harriet McCollum

STATE OF OREGON)
COUNTY OF KLAMATH) ss.

On this 31st day of July, 1975 personally appeared the above named EDGAR J. MC COLLUM and HARRIET MC COLLUM, husband and wife, and acknowledged the foregoing instrument to be their voluntary act and deed.

Before me:



Mary J. Cunningham
Notary Public for Oregon

My Commission Expires: March 30, 1979

Oregon Water Co
PO Box 227
County

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of OREGON WATER CORPORATION

this 1st day of AUGUST A. D. 19 75 at 10:00 o'clock A M., and duly recorded in

Vol. M 75 of DEEDS on Page 8878

FEE \$ 6.00

WM. D. MILNE, County Clerk

By Hazel Drazile Deputy