

24750

## EASEMENT

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KNOW ALL MEN BY THESE PRESENTS, That JUANITA S. GOODE & MARY ELLEN NOAKES  
6422 Hilyard Avenue for and in consideration of the sum of ONE DOLLAR

and other valuable consideration to him, it or 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 twenty (20) foot sanitary sewer easement, situated in the SE1/4 of section 12, T39S, R9EWM, Klamath County, Oregon, being 10 feet on each side of, measured at right angles to, the following described centerline.

Beginning at a point on the easterly line of D. V. 304-592 as recorded in the Klamath County Deed Records, from which the N1/4 corner of said section 12 is N43°03'20"E 671.94 feet and N00°01'56"W 965.28 feet; thence S43°03'20"W, parallel to and 10 feet from the southeasterly line of said D. V. 304-592, 305.25 feet; thence S15°10'55"W 21.39 feet to the southeasterly line of said D. V. 304-592, with bearings based on Sunset Village Plats.

South Suburban Sanitary District will install one four inch (4") drain line connection to the property boundary at 6422 Hilyard Avenue free of any or all cost upon demand of the property owner at any time after said property has been annexed into the District. *Malcolm B. Crawford - Dist. Mgr.*  
 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. *10/11/76*

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 to said sewer.
3. The said sewer shall be placed underground in the usual manner and grantee agrees to replace the surface of the ground above the sewer in substantially its present condition and repair or replace 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 JUANITA S. GOODE & MARY ELLEN NOAKES

has or have caused this Easement to be executed, and (if a corporation) its corporate seal, affixed, this 18th day of January, 1977.

*Juanita S. Goode*  
*Mary Ellen Noakes*

STATE OF OREGON

M ss.

County of Klamath

Personally appeared the above-named Juanita S. Goode and Mary Ellen Noakes 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 18 day of January, 1977  
*Robert S. Sullivan*  
*1818 Derby San*  
*City*

NOTARY PUBLIC FOR OREGON

My commission expires 26 Jan 1979  
 State of Oregon, } ss.  
 County of Klamath }

I hereby certify that the within instrument was received and filed for record on the 28th day of January, 19 77, at 11:49 o'clock A.M. and recorded on Page 1616 in Book M 77 Records of DEEDS of said County.

*WM. P. MILNE*, County Clerk  
*By [Signature] Deputy*