

37100

## EASEMENT

Vol. <sup>m</sup> 77 Page 19315KNOW ALL MEN BY THESE PRESENTS, That CHARLES and CARROL BINGHAM

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:

The Easterly 10 feet of tax lot 2200 all contained in Section 1, T 39 S, R 9 EWM. Klamath County, Oregon

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 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

Charles + Carrol Bingham

has or have caused this Easement to be executed, and (if a corporation) it's corporate seal, affixed.

this 7 day of Oct. 1977

Charles O. Bingham  
Carrol Jean Bingham

STATE OF OREGON

M ss.

County of Klamath

Personally appeared the above-named

Charles + Carrol Bingham

known to me to be the identical person 5

described in the foregoing instrument, and acknowledged the foregoing instrument to be their

voluntary act and deed.

Before me this 7<sup>th</sup> day of October 1977

Robt. So Suburban San Dist Barrell Norworth

NOTARY PUBLIC FOR OREGON

My commission expires May 8, 1981

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of

this 11th day of October A. D. 1977 at 10:53 clock A M., and

duly recorded in Vol. M77, of Deeds on Page 19315

Fee \$3.00

Wm D. MILNE, County Clerk

By Burman D. Litch

