

## EASEMENT

KNOW ALL MEN BY THESE PRESENTS, That SHIRLEY FAYE HILYARD

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:  
See attached description.

No construction charges to be levied. Owner can purchase hook-up to this line for current hook-up fee at the time of hook-up.

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 Shirley Faye Hilyard

has or have caused this Easement to be executed, and (if a corporation) it's corporate seal, affixed, this 18th day of December, 1978.

*Shirley Faye Hilyard*

STATE OF OREGON

M ss.

County of Klamath

Personally appeared the above-named Shirley Faye Hilyard

known to me to be the identical person

described in the foregoing instrument, and acknowledged the foregoing instrument to be her voluntary act and deed.

Before me this 18 day of December, 1978

NOTARY PUBLIC FOR OREGON  
 My commission expires 6/1/81

*Edda Gilbert*



# EASEMENT DESCRIPTION FOR SOUTH SUBURBAN SANITARY DISTRICT

An easement 15 feet in width for installation of a sanitary sewer situated in Section 12, T39S, R9E, W.M., more particularly described as follows:

Beginning at a point which is at the intersection of the southerly right of way line of Hilyard Avenue and the westerly right of way line of an existing Enterprise Irrigation District Canal, this easement being adjacent to and at right angles to the canal right of way, and being 15 feet wide and lying southwesterly of the following described line; thence from the point of beginning travelling southeasterly and southerly along the beforementioned westerly canal right of way line to a point lying 500 feet, more or less, south of where the canal turns in a southerly direction; thence from this point on the westerly canal right of way line due east to a point on the easterly side of the canal right of way, the easement being north of and at right angles to a line running east 200 feet, more or less, to an intersection with the west line of a subdivision described as Hilyard Tracts.

Ret.  
So. Sub. San. Dist  
1818 Derby  
KF 0

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record ~~at request of~~  
his 22nd day of December A. D. 1978 at 3:14 o'clock P. M., and  
fully recorded in Vol. M-78, of Deeds on Page 574

Fee \$6.00

Wm D. MILNE, County Clerk  
By *Jacqueline J. Mettee*