

KNOW ALL MEN BY THESE PRESENTS, that Richard and Arla Newman, grantor(s), in consideration of the sum of ZERO Dollars (\$ 0.0000) and other valuable consideration, referred to in the attached Exhibit A, receipt of which is hereby acknowledged, do hereby grant, bargain, sell and convey to the CITY OF KLAMATH FALLS, OREGON, grantee, a permanent non-exclusive easement for the purpose of installing, inspecting, repairing, maintaining, altering and operating a sanitary sewer line and all necessary appurtenances in, into, upon, over, across and under a strip of land described as follows: Beginning at the SW corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 35, T38S, R9E, W.M.; thence Northerly along the West line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$, 10.0 feet; thence Easterly at right angles to said west line, 20.0 feet; thence Southerly parallel to said West line, 10.0 feet; thence Westerly to the point of beginning, 20.0 feet.

together with the right of ingress and egress over grantor's adjoining lands for the purposes of this easement.

Grantor shall not erect any structures, nor plant any trees or shrubs, within the easement area which would inhibit access to said sanitary sewer line or cause damage to it.

The City, its successors or assigns, shall not be liable to grantor for damage to the above described premises occurring incidental to the proper use of this easement. Provided, however, in the event of damage to premises outside of and adjacent to the above described parcel(s) caused by the City, its successors and assigns, the party causing such damage shall repair same and place said premises in as good condition as they were immediately prior to such damage.

This document shall be binding upon all subsequent purchasers of the above described parcel(s), the City, and the heirs, successors and assigns, of both.

IN WITNESS WHEREOF, (I)/(We) have hereunto set (My)/(Our) hand(s) this 5th day of December, 1979.

Arla Newman

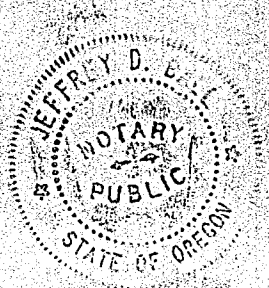
STATE OF OREGON) ss.
County of Klamath)

Richard Newman 1979

Personally appeared the above named Arla & Richard Newman and acknowledged the foregoing instrument to be their voluntary act and deed.

Before Me:

Jeffrey D. Ball
Notary Public for Oregon
My commission expires: 2-23-83



730 FEB 12 PM 2 59

Richard and Arla Newman

The City of Klamath Falls, in exchange for the sewer easement, hereby agrees to provide an 8 inch stub out of a manhole for future service to the grantors property. Any such future service shall be according to the policies and ordinances of the City of Klamath Falls.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of City of Klamath Falls

this 12th day of February A. D. 1980 at 2:59 o'clock P. M., and

fully recorded in Vol. M80, of Deeds on Page 2807

Wm D. MILNE, County Clerk

By Bernetha Hetch

Fee \$7.00

City of K. Falls.
226 S. 5th
K. Falls.