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38-19092
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Grantor has applied to the State of Oregon Department of Environmental Quality ("Department") for a permit which would allow Grantor to install an experimental on-site sewage treatment and disposal system ("experimental system") on the following real property in Klamath county, Oregon, to wit:

See attached Exhibit A

Pursuant to Chapter 340, Division 74, Oregon Administrative Rules relating to experimental systems, Grantor, for the purpose of giving notice to potential future transferees of the above described real property, affirms the following:

1. If the proposed experimental system is permitted and installed it would be subjected to evaluation by the Department;
2. Neither the State of Oregon Environmental Quality Commission nor the Department imply, express or warrant that the proposed experimental system would operate satisfactorily; and
3. If the Department should find that the experimental system does not operate satisfactorily, and as a result causes or threatens to cause a public health hazard or pollution of state waters, the Grantor, his heirs, successors and assigns shall remedy the violation or threatened violation by repairing, modifying, replacing or abandoning the experimental system.

If Grantor's application for a permit to construct the proposed experimental system is granted, this Affidavit shall be recorded in the County Deed Records, shall appear in the chain of title, and shall run with the land.

IN WITNESS WHEREOF, Grantor has executed this Affidavit on the 21st day of May, 1980.

Paul E. Breckner
Grantor

STATE OF OREGON

County of Klamath

)
) ss
)

On this 21st day of May, 1980, before me, appeared Paul E. Breckner and acknowledged the foregoing instrument to be his voluntary act and deed.

Paul E. Breckner
NOTARY PUBLIC FOR OREGON

My Commission Expires: March 20, 1984

80 MAY 22 AM 11:29

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Exhibit A-

A parcel of land situated in Section 29, Township 39 South, Range 10 East of the Willamette Meridian, in the County of Klamath, State of Oregon, being more particularly described as follows:

Beginning at a point on the West line of Section 29, said point being South $0^{\circ} 18' 51''$ West along said West line a distance of 192.46 feet from the West quarter corner of Section 29; thence North $0^{\circ} 18' 51''$ East a distance of 192.46 feet to the said West quarter corner; thence North $0^{\circ} 07' 31''$ East along the West line of Section 29, a distance of 435.87 feet; thence North $89^{\circ} 40' 00''$ East 2893.47 feet to the Westerly right of way line of the Lost River Diversion Reservoir; thence Southerly along said right of way line to a point on said line which bears North $89^{\circ} 40' 00''$ East, a distance of 2714.95 feet from the point of beginning; thence South $89^{\circ} 40' 00''$ West 2714.95 feet to the point of beginning.

Return to
Equitable Savings & Loan
212 S. 6th
Klamath

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 22nd day of May A.D., 19 80 at 11:29 o'clock A M., and duly recorded in Vol. M80 of Deeds on Page 9376.

FEE \$7.00

WM. D. MILNE, County Clerk

By Berntha Hetch Deputy