

12333

ENCROACHMENT PERMIT AGREEMENT

Vol. 1782 Page 6887

The City of Klamath Falls, Oregon, a municipal corporation (hereinafter referred to as "City") and Klamath Falls Creamery, an Oregon corporation (hereinafter referred to as "Grantee") for and in consideration of the covenants and conditions hereinafter set forth, agree as follows:

City hereby gives and grants to Grantee, its successors and assigns, upon the terms and subject to the conditions hereinafter set forth in this agreement, permission to encroach upon the air space over the Klamath Avenue public right-of-way between Lot 8, Block 10, and Lot 2D, Block 4, both in Railroad Addition to the City of Klamath Falls, Klamath County, Oregon, as shown on attached Exhibit "A", which is incorporated herein by this reference, for the purpose of the installation, maintenance, and repair of a 1½" milk pipeline and a supporting steel cable between the Klamath Falls Creamery and the Crater Lake Cheese Factory, no portion of which shall extend lower than 30 feet above the grade of Klamath Avenue.

Grantee agrees to pay to City as compensation for the privileges herein granted, the sum of \$25.00, receipt of which is hereby acknowledged by City.

Grantee shall save and hold harmless the City from and indemnify the City against any and all liability for or on account of death or injury to persons, or damage to property incurred in any manner whatsoever growing out of Grantee's use of the privileges herein granted.

This agreement may be terminated upon thirty (30) days written notice by either party. Upon termination, Grantee shall remove the pipe and cable herein authorized in accordance with the directions of the City's Director of Public Works within thirty (30) days.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed this 18 day of MAY, 1982.

CITY OF KLAMATH FALLS

By

George C. Flitcraft
Mayor

Attest:

Shirley Small
Recorder

KLAMATH FALLS CREAMERY

By

Robert J. Chinn
President

Attest:

Marie J. Murray
Secretary

After Recording Return To:

City of Klamath Falls
P.O. Box 237
Klamath Falls, OR 97601

6888

SECOND
MAIN

HOT SPRING ST

N 89° 15' E

46.e	25								23
(107)			(105)				(105)		
11	10	9	8	7	6	5	4	3	2
							$\frac{1}{2}$	P.P.	

965.23

25	24	23	22	21	20	19	18	17	16	15	14	13	12	11	10	9	8	7	6	5	4	3	2	1
26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50
51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75
76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100

KLAMATH

AVENUE

STREET

STREET

ADD 12

Walnut
Ave.

13
CANAL

61-29

STATE OF OREGON; COUNTY OF KLAMATH; ss
I hereby certify that the within instrument was received and filed for
record on the 3 day of June A.D., 19 82 at 9:19 o'clock A M
and duly recorded in Vol M 82, of Deeds on page 6887

FEE \$ 8.00

EVELYN BIEHN, COUNTY CLERK
by *John M. [Signature]* Deputy