

21319

SEWER  
EASEMENTVol. m83 Page 3784

KNOW ALL MEN BY THESE PRESENTS, that The Elizabeth Weinberg Trust, William Weinberg, Trustee, Grantor, in consideration of the sum of no/Dollars (\$-0-) 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 City sewer line and all necessary appurtenances in, into, upon, over, across and under a strip of land described as follows:

SEE ATTACHED EXHIBIT B

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 easment area which would inhibit access to said City 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, the City, and the heirs, successors and assigns, of both.

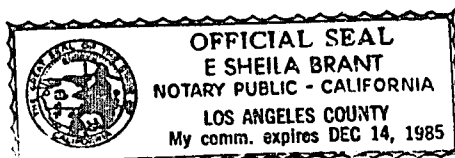
IN WITNESS WHEREOF, the undersigned trustee has executed this instrument this 15<sup>th</sup> day of February, 1983.

Melvin S. Spears  
Trustee, Elizabeth Weinberg Trust

February 15, 1983

STATE OF CALIFORNIA )  
County of LOS ANGELES ) ss.

Personally appeared the above named MELVIN S. SPEARS  
and acknowledged the foregoing instrument to be his voluntary act and deed.



Before me:

E. Sheila Brant  
Notary Public for SAID COUNTY + STATE  
My Commission expires: 12/14/85

TAX LOT NUMBER: 3909-0540-1700

83 MAR 1 4 11 9 08



3785

## SANITARY SEWER HOOK-UP FEE WAIVER

FOR AND IN CONSIDERATION of the sanitary sewer easement herewith transferred by the Elizabeth Weinberg Trust, Grantor, to the City of Klamath Falls over Grantor's lands, the City of Klamath Falls hereby grants onto Grantor two commercial sanitary sewer hook-ups up to a total combined value of \$1,500.00. Grantor may utilize said free hook-ups at any time by presenting this document to the City's Public Works Director. Provided, however, said sanitary sewer hook-ups shall be otherwise subject to all applicable City rules and regulations pertaining to such hook-ups as may be in effect at the time the hook-up is made.

DATED this 11<sup>th</sup> day of February, 1983.

CITY OF KLAMATH FALLS, OREGON

By: George C. FitzgeraldAttest: Arnold J. J. J.

No. 33-C

## EXHIBIT B

## SEWER EASEMENT

A strip of land lying in Section 5, Township 39 South, Range 9 East, Willamette Meridian, in Klamath County, Oregon, and being a portion of that property described in Vol. M72, Page 1287, Parcel 1 of the official deed records of Klamath County. Said Strip of land being more particularly described as follows:

Beginning at a 5/8 inch iron pin on the North-South center Section line of said Section 5 from which the South quarter corner of said Section bears South 01° 33' 33" West a distance of 69.0 feet; thence South 88° 45' 34" East 155.82 feet to the true point of beginning; thence North 23° 11' 43" East 518.77 feet to a point bearing South 88° 44' 48" East 347.10 feet from a 3/4 inch pipe located at the Northwesterly corner of that property described by Vol. M72, Page 1287, Parcel 1, of the official deed records of Klamath County, Oregon; thence South 88° 44' 48" East 17.25 feet to a point, thence South 23° 11' 43" West 518.77 feet to a point 69.0 feet Northerly of the South line of the Southeast quarter of said Section 5; thence North 88° 45' 34" West 17.25 feet along a line parallel to the South line of the Southeast quarter of said Section 5 to the true point of beginning.

State of OREGON: COUNTY OF KLAMATH: ss.

I hereby certify that the within instrument was received and filed for record on the 14th day of March A.D., 1983 at 9:08 o'clock A M., and duly recorded in

Vol M83 of Deeds on page 3784.

Fee \$ 8.00

EVELYN BIEHN  
COUNTY CLERK

By: Deputy Deputy

City of K. Falls.  
P.O. Box 237  
K. Falls