

22083

SEWER  
EASEMENT

No. 36-C

Vol. 183 Page 5027

KNOW ALL MEN BY THESE PRESENTS, that Robert and Patricia Kellogg,  
grantor(s), in consideration of the sum of -0-  
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 easement 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(s), the City, and the heirs, successors and assigns,  
of both.

IN WITNESS WHEREOF, (I)/(We) have hereunto set (My)/(Our) hand(s) this  
13 day of MARCH, 1983

Robert A. Kellogg  
STATE OF CALIFORNIA )  
County of Ventura ) ss.

Patricia N. Kellogg  
\_\_\_\_\_, 19

Personally appeared the above named Robert A. Kellogg & Patricia N. Kellogg  
and acknowledged the foregoing instrument to be their voluntary act and  
deed.



Before Me:

Becky Christensen  
Notary Public for California  
My commission expires: \_\_\_\_\_

TAX LOT NUMBER: 3909-0823-1100



5028

SANITARY SEWER STUB-OUT

FOR AND IN CONSIDERATION of the sanitary sewer easement herewith transferred by Robert & Patricia Kellogg, Grantees, to the City of Klamath Falls over Grantees' lands, the City of Klamath Falls hereby agrees to install in said easement area one commercial sized stub out to the sewer line. The sanitary sewer hook-up shall be 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 31<sup>st</sup> day of January, 1983.

CITY OF KLAMATH FALLS, OREGON

By: James C. Kellogg

Attest: Shirley A. Smith



EXHIBIT B  
SEWER EASEMENT

A strip of land lying in the SW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 8, Township 39 South, Range 9 East, Willamette Meridian, Klamath County, Oregon, and being a portion of that property described by Volume M77, Page 10314, of the official Klamath County Deed Records. Said strip of land being more particularly described as follows:

Beginning at a 3/4" pipe in the SW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of said Section 8, which is North 00° 10' 14" East, 250.00 feet from the one-quarter corner common to Sections 7 and 8 of said Township and Range; thence South 89° 07' 46" East along a line which is 250.00 feet North and parallel to the South line of said Northwest one quarter, 1068.16 feet to a 1/2" pin at the Southeasterly corner of that parcel of property described by Volume M72, Page 12354, of the official Klamath County Deed Records; thence North 44° 17' 09" West along the most Northeasterly line of said parcel 425.57 feet to the most Southerly corner of that parcel of land described by Volume M77, Page 10314, of the official Klamath County Deed Records; said corner also being a point on the Northeasterly property line of that parcel of property described by said Volume M72, Page 12354; thence continuing North 44° 17' 09" West along said Northeasterly property line 11.72 feet to the true point of beginning; thence continuing North 44° 17' 09" West along said Northeasterly property line 23.08 feet to a point; thence leaving said Northeasterly property line South 88° 10' 35" East, 47.44 feet to a point on the Northwesterly property line of that parcel of property described by Volume M80, Page 14316, Parcel 1, of the official Klamath County Deed Records; thence along said Northwesterly property line South 44° 39' 46" West, 21.82 feet to a point; thence leaving said Northwesterly property line North 88° 10' 35" West, 15.97 feet to the true point of beginning.

*Planning Dept.  
P.O. Box 237  
KFO 97601*

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record

this 5th day of April A.D. 1983 at 9:30 A.M.  
duly recorded in Vol. M83 of Deeds on c 5027

By EVELYN B. EHN, County Clerk  
*Lucy H. H. H.*

Fee \$12.00