

The City of Klamath Falls, Oregon, a municipal corporation (hereinafter referred to as "City") and The United States Postal Service, an agency of the United States government (hereinafter referred to as "Service") for and in consideration of the covenants and conditions hereinafter set forth, agree as follows:

City hereby gives and grants to Service, its successors and assigns, upon the terms and subject to the conditions hereinafter set forth in this agreement, permission to encroach upon portions of the public right-of-way for the purpose of placement of Neighborhood Delivery and Collection Box Units (hereinafter referred to as "Units") according to the following conditions:

- 1) The locations, designs, and materials used for said units shall be subject to the prior written approval of the City's Director of Public Works.
- 2) Service shall periodically maintain and repair said units so that they become neither unsightly nor unsafe for public use.
- 3) Upon written notice of the Public Works Director, Service shall, within thirty (30) working days, remove any unit so requested by the Director upon good cause.
- 4) Upon removal of any unit by Service for any reason, Service shall restore the portion of the public right-of-way to its condition prior to placement of the unit in accordance with the directions of the Director of Public Works.

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

This agreement may be terminated upon thirty (30) days written notice by either party. Upon termination, Service shall remove all units herein authorized and restore the public rights-of-way 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 20 day of May, 1983.

CITY OF KLAMATH FALLS
By: George E. Feltz
Mayor
Attest: Harmon Fowler
Recorder

UNITED STATES POSTAL SERVICE
By: Robert B. Richardson
Attest: John A. Newcomb

STATE OF OREGON: COUNTY OF KLAMATH :ss
I hereby certify that the within instrument was received and filed for record on the 8th day of June A.D., 19 83 at 11:44 o'clock A M, and duly recorded in Vol M83, of Deeds on page 8898

EVELYN BIEHN COUNTY CLERK
by Ann Lewis Deputy

Fee \$4.00

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

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