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EASEMENT

Vol. 1124 Page 20966

WHEREAS T. H. Thorne ("GRANTOR") is the owner of the following two lots (or parcels) of real property located in Clatsop County, Oregon, to wit:

Lot I: Lot No. 8 Tax lot No. 1900 of Williamson River  
Estate. T. 35 R. 7 S. 21 Block #2

Lot II: Lot No. 9 Tax lot No. 2000 of Williamson River  
Estate. T. 35 R. 7 S. 21 Block #2

WHEREAS GRANTOR has applied to the State of Oregon through its Department of Environmental Quality ("State" or "GRANTEE") for a report of site evaluation for the proposed construction of an individual on-site sewage disposal system ("Report") on Lot I intended to serve Lot II; and

WHEREAS Oregon Administrative Rules, 340-71-130(11)(b) and 340-71-150(4)(a) require GRANTOR to execute an easement and covenant in favor of the State as a condition precedent to issuance of a favorable report concerning the construction of a system on one lot intended to serve another lot;

NOW THEREFORE, in consideration of the issuance of the report to GRANTOR by the State, and other good and valuable consideration, receipt of which is hereby acknowledged, GRANTOR hereby conveys to the State ("GRANTEE"), its successors and assigns, a perpetual, non-exclusive, appurtenant easement in, upon, and running with Lot I allowing the GRANTEE'S officers, agents, employees and representatives to enter and inspect, including by excavation, the on-site sewage disposal system on Lot I serving Lot II.

GRANTORS, for themselves and their heirs, successors and assigns, covenant and agree:

1. To grant or reserve, and record a utility easement, in a form approved by the GRANTEE, in favor of the owner of Lot II upon severance of the above described lots; and

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2. That Lot I shall not be put to any use which would be detrimental to the permitted system or contrary to any law (including an administrative rule) applicable to the permitted system.

IN WITNESS WHEREOF, the GRANTOR executed this easement on this \_\_\_\_\_ day of 12/17, 1984.

(Grantors)

Allen M. Rudolph

STATE OF OREGON )

County of Klamath ) ss

December 17, 1984 )

Personally appeared the above-named Allen M. Rudolph

and acknowledged the foregoing instrument to be their voluntary act.

Before me:

US 61

Landra Handerson  
NOTARY PUBLIC FOR OREGON

My Commission Expires: 1-23-85

STATE OF OREGON, )

County of Klamath )

Filed for record at request of

XL3443

Allen Rudolph  
8046 Hwy 140  
Klamath Falls, O. 97603

on this 17th day of December A.D. 19 84  
at 11:29 o'clock A M. and duly  
recorded in Vol. M84 of Deeds  
Page 20966

EVELYN BEHN, County Clerk

By Pat Smith Deputy

Fee 9.00