

54731

EASEMENT

Vol. 185 Page 17312

FOR VALUABLE CONSIDERATION, PETER ROBERT CAINE, hereinafter referred to as "Grantor", conveys to ROUND LAKE UTILITIES, INC., hereinafter referred to as "Grantee", its successors and assigns, a perpetual non-exclusive easement for existing water and sewer lines across the following described real property:

## PARCEL 1:

The S1/2SW1/4 of Section 7, Township 39 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon, EXCEPTING THEREFROM the following:

Parts of Lot 3 in the SW1/4 and the SE1/4SW1/4 of Section 7, Township 39 South, Range 8 East of the Willamette Meridian, more particularly described as follows: Beginning at the Southwest Section corner of said Section 7; thence North along the West line of said Section a distance of 1091.7 feet to a 1 1/4" iron pipe 30 inches long; thence South 46° 30' East a distance of 425.0 feet to a 1 1/4" iron pipe 30 inches long; thence South 73° 30' East a distance of 831.0 feet to a 1 1/4" iron pipe 30 inches long; thence North 88° East a distance of 691.7 feet to a 1 1/4" iron pipe 30 inches long; thence South 83° 30' East a distance of 367.2 feet to a 1 1/4" iron pipe 30 inches long; thence South 8° 30' East a distance of 90.8 feet to a 1 1/4" iron pipe 30 inches long; thence South 30° 30' East a distance of 67.7 feet to a 3/4" iron pipe 36 inches long; thence South 54° 30' East a distance of 140.0 feet to a 1 1/4" iron pipe 30 inches long; Thence North 81° East a distance of 80.8 feet to a 3/4" iron pipe 40 inches long; thence South 72° 30' East a distance of 101.40 feet to a 1 1/4" iron pipe 30 inches long; thence North 77° 30' East, a distance of 147.8 feet, more or less to a 1 1/4" iron pipe 30 inches long, located at the East line of the SE1/4SW1/4 of said Section; thence South along the East line of the SE1/4 SW1/4 of said Section, a distance of 365.0 feet, more or less, to the quarter corner on the South line of said Section 7; thence West along the South line of said Section, a distance of 2640.0 feet, more or less to the point of beginning.

## PARCEL 2:

NE1/4NW1/4SE1/4 of Section 7, Township 39 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon,

-1- EASEMENT

GRAY, FANCHER, HOLMES & HURLEY  
LAW OFFICES

40 N.W. GREENWOOD • P.O. BOX 1151 • BEND, OREGON 97709-1151 • (503) 382-4331  
SUNRIVER VILLAGE MALL • SUNRIVER, OREGON 97707-3215 • (503) 593-1292

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EXCEPTING THEREFROM that portion lying within the plat of Tract No. 1046, ROUND LAKE ESTATES.

PARCEL 3:

That portion of the S1/2SE1/4 of Section 7, Township 39 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon, EXCEPTING THEREFROM the following:

Beginning at the Southeast Section corner of said Section 7; thence West along the South line of said Section, a distance of 540 feet to the point of beginning; thence North a distance of 150 feet; thence West a distance of 200 feet; thence South, a distance of 150 feet; thence East along the South line of said Section, a distance of 200 feet to the point of beginning.

PARCEL 4:

All of Tract No. 1046, ROUND LAKE ESTATES, in the County of Klamath, State of Oregon, EXCEPTING THEREFROM the following:

Lots 1 and 2 in Block 1; Lots 1, 2, 3, 4, 5, 8, 9, 10, 11, 12 in Block 2; Lots 1, 2, 3, 4, 5, 7, 12, 13, 14, 15, 17, 19, 20, 22, 24, 25, 26, 27 and 28 in Block 3; Lots 1, 2, 6, 7, 9, 12 and 13 in Block 4; Lots 29 and 35 in Block 3.

TERMS:

1. Grantee, its agents, independent contractors and invitees will use the easement only for the maintenance of the existing water and sewer lines, and in conjunction with such use may construct, reconstruct, maintain or repair said lines.
2. Grantor reserves the right to relocate the easement at any time, and in such case shall reconstruct the line at such new location in as good or better condition as existed at the prior location.
3. Grantee agrees to indemnify and defend Grantor from any loss, claim or liability to the Grantor arising in any manner of Grantee's use of the easement.
4. This easement shall be perpetual, but subject to

-2- EASEMENT

GRAY, FANCHER, HOLMES & HURLEY  
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17314

all prior easements or encumbrances of record.

DATED this 18<sup>th</sup> day of October, 1985.

GRANTOR:

Peter R. Caine  
PETER R. CAINE

GRANTEE:

ROUND LAKE UTILITIES, INC.

By Peter R. Caine

STATE OF OREGON, County of Deschutes, ss:

The foregoing instrument was acknowledged before me this October 18, 1985, by PETER R. CAINE.

Donna Aguiar  
Notary Public for Oregon  
My Commission Expires: 5/28/86

STATE OF OREGON, County of Deschutes, ss:

The foregoing instrument was acknowledged before me this October 18, 1985, by PETER R. CAINE on behalf of ROUND LAKE UTILITIES, INC.

Donna Aguiar  
Notary Public for Oregon  
My Commission Expires: 5/28/86

-3- EASEMENT

Att: GRAY, FANCHER, HOLMES & HURLEY  
LAW OFFICES

40 N.W. GREENWOOD • P.O. BOX 1151 • BEND, OREGON 97709-1151 • (503) 382-4331

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of \_\_\_\_\_ the \_\_\_\_\_ 24th day  
of October A.D., 19 85 at 12:20 o'clock P M., and duly recorded in Vol. M85  
of Deeds on Page 17312

FEE \$13.00

Evelyn Biehn  
By \_\_\_\_\_

County Clerk  
Tom Smith