

KNOW ALL MEN BY THESE PRESENTS, Norman F. Blinstrub and Suzanne Blinstrub, husband and wife, hereinafter called the "GRANTORS", do hereby grant and convey to the CITY OF KLAMATH FALLS, OREGON hereinafter called the "GRANTEE", its successors and assigns, an exclusive utility easement, over, under and across that property conveyed to the Grantors by deed M77-22756 of the Klamath County deed records. The easement for the purpose of laying, constructing, operating, maintaining, changing, relocating, removing and/or replacing a geothermal pipeline and necessary connections to Grantors' geothermal heating system to capture all of the geothermal discharge from said system, and all necessary or desirable appurtenances thereto, is described as follows:

A strip of land six (6) feet wide, lying three (3) feet on each side of the following described centerline:  
Beginning at a point on the east line of that property described in the above stated deed M77-22756, said point being S.89°18'E., 612.0 feet and N.00°42'E., 81.0 feet from the southeast corner of Block 57 of Second Hot Springs Addition to the city of Klamath Falls, Oregon; thence N.89°18'W., 6.0 feet to the end of said 6 foot wide easement.

TOGETHER with the right of ingress to and egress from said easement upon and across the property covered by said easement, and such other property adjacent thereto and owned by the Grantors as is necessary to gain access to the property covered by said easement for the purpose of exercising any and all rights hereby granted. Grantors reserve and retain the right to use said easement in any manner and for any purpose which does not interfere with the proper exercise of the rights hereby granted to the Grantee, but Grantors agree not to build, maintain or construct nor to permit the building, maintenance or construction of any obstruction, building, engineering works or other structure on said easement.

IN CONSIDERATION for this easement, Grantee shall assume the responsibility of disposing of the captured geothermal water in a manner consistent with all applicable local, state and federal rules and regulations, and shall save and hold Grantors harmless from any claim or responsibility arising out of the use or disposal of said recaptured geothermal waters.

TO HAVE AND TO HOLD said easement unto said Grantee, its successors and assigns forever, and the Grantors hereby warrant that they are the owners in fee simple of said above described property and have good right to grant and convey said easement therein.

WITNESS our hands this 2<sup>nd</sup> day of May, 1986.

Norman F. Blinstrub  
Norman F. Blinstrub

Suzanne M. Blinstrub  
Suzanne Blinstrub

On this 2<sup>nd</sup> day of May, 1986, personally appeared before me the within named Norman F. Blinstrub and Suzanne Blinstrub, who are known to me to be the identical individuals described in and who executed the within instrument, and acknowledged to me that they executed the same freely and voluntarily.



Robert R. R. R.  
Notary Public for Oregon  
My Commission expires: 4-2-87

After recording, return to:  
City Recorder, P. O. Box 237, City 97601

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of \_\_\_\_\_ the 19<sup>th</sup> day  
of June A.D. 19 86 at 3:14 o'clock P. M., and duly recorded in Vol. M86  
of Deeds on Page 10669

FEE \$5.00

Evelyn Biehn, County Clerk  
By [Signature]